



# TROY CITY COUNCIL

## REGULAR MEETING

### AGENDA

**JUNE 2, 2014**  
**CONVENING AT 7:30 P.M.**

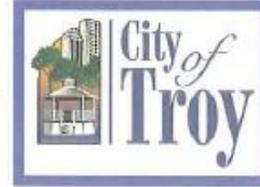
**Submitted By**  
**The City Manager**

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

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TO: The Honorable Mayor and City Council  
Troy, Michigan

FROM: Brian Kischnick, 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 blue ink, appearing to read "B. Kischnick".

Brian Kischnick, 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

2014/2015

# TOP 11 STRATEGIES

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

**'Why'** | We believe a strong community embraces diversity, promotes innovation, and encourages collaboration. We strive to lead by example within the region. We do this because we want everyone to choose Troy as their community for life. We believe in doing government the best.

1

Improve road/infrastructure conditions, including County roads

Maintain a branding and marketing plan to effectively communicate

3

Build and maintain strong, productive service levels

Maintain strong Public Safety service

5

Increase outreach to residents, businesses, and neighboring communities

Facilitate redevelopment of underutilized office and industrial sites

7

Advance technology to gain efficiencies

Update and identify funding for the Pathways and Trails Plan

9

Implement a way-finding strategy for City resources

Enhance gateways and entrance to create a sense of place

11

Embrace the Transit Center

2

4

6

8

10



**CITY COUNCIL  
AGENDA**  
June 2, 2014 – 7:30 PM  
Council Chambers  
City Hall - 500 West Big Beaver  
Troy, Michigan 48084  
(248) 524-3317

**INVOCATION: Pastor Bob Cholette From Troy Assembly of God** **1**

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

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

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

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

C-1 Service Commendation Presented to Dr. Barbara Fowler, Troy Schools Superintendent (*Introduced by: Cindy Stewart, Community Affairs Director*) **1**

C-2 Certificates of Achievement for the Stock Market Game for the State of Michigan Awarded to Boulan Park Middle School Students Kevin Li, Rohit Chakavarty, Jason Song, and Teacher Mark Martin (*Introduced by: Brian Kischnick, City Manager*) **1**

C-3 Introduction of the City of Troy Employee Stock Market Challenge Running From June 2, 2014 Through August 15, 2014 (*Introduced by: Brian Kischnick, City Manager, and Bryan Martin, Purchasing/ Finance Assistant*) **1**

C-4 Troy City Clerk Aileen Bittner Receives the Certified Michigan Municipal Clerk (CMMC) Certification (*Introduced by: Mayor Dane Slater*) **1**

**D. CARRYOVER ITEMS:** **2**

D-1 No Carryover Items **2**

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**SCHEDULED SPECIAL CITY COUNCIL MEETINGS: 13**

**INVOCATION: Pastor Bob Cholette From Troy Assembly of God**

**PLEDGE OF ALLEGIANCE:**

**A. CALL TO ORDER:**

**B. ROLL CALL:**

- a) Mayor Dane Slater  
Jim Campbell  
Wade Fleming  
Dave Henderson  
Ellen Hodorek  
Ed Pennington  
Doug Tietz

- b) Excuse Absent Council Members:

Suggested Resolution  
Resolution #2014-06-  
Moved by  
Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of \_\_\_\_\_ at the Regular City Council Meeting of June 2, 2014, due to \_\_\_\_\_.

Yes:  
No:

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

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**C-1** Service Commendation Presented to Dr. Barbara Fowler, Troy Schools Superintendent (*Introduced by: Cindy Stewart, Community Affairs Director*)

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**C-2** Certificates of Achievement for the Stock Market Game for the State of Michigan Awarded to Boulan Park Middle School Students Kevin Li, Rohit Chakavarty, Jason Song, and Teacher Mark Martin (*Introduced by: Brian Kischnick, City Manager*)

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**C-3** Introduction of the City of Troy Employee Stock Market Challenge Running From June 2, 2014 Through August 15, 2014 (*Introduced by: Brian Kischnick, City Manager, and Bryan Martin, Purchasing/ Finance Assistant*)

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**C-4** Troy City Clerk Aileen Bittner Receives the Certified Michigan Municipal Clerk (CMMC) Certification (*Introduced by: Mayor Dane Slater*)

**D. CARRYOVER ITEMS:**

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**D-1** No Carryover Items**E. PUBLIC HEARINGS:**

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**E-1** No Public Hearings**F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:**

**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 Troy resident or Troy business representative, 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 from Troy Residents and Businesses* portion of the Agenda.
- Any Troy resident or Troy business representative, 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 from Troy Residents and Businesses* portion of the Agenda.
- Any member of the public who is not a Troy resident or Troy business representative shall be allowed to speak for up to three (3) minutes to address any topic on or not on the Agenda as permitted under the Open Meetings Act during the *Comments for Items On or Not On the Agenda from Members of the Public Outside of Troy (Not Residents of Troy and Not From Troy Businesses)* 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 three Public Comment portions of the Agenda. For Items On the Agenda, Troy Residents and Business Owners can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the Agenda. Troy Residents and Business Owners can sign up to address all other topics under Items Not on the Agenda. All Speakers who do not live in Troy or own a Troy business may sign up to speak during the Comments on Items On and Not On the Agenda from Members of the Public Outside of Troy. 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 – Historic District Commission**

**a) Mayoral Appointments: None**

**b) City Council Appointments:**

Suggested Resolution

Resolution #2014-06-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **APPOINTS** the following nominated person(s) to serve on the Boards and Committees as indicated:

Historic District Commission

Appointed by Council  
7 Regular Members  
3 Year Term

**Term Expires: 3/1/2017****Paul McCown**

Term currently held by: Ann Partlan

Yes:

No:

**I-2 Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority, Local Development Finance Authority; b) City Council Nominations – None**

**a) Mayoral Nominations:**Suggested Resolution

Resolution #2014-06-

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:

Brownfield Redevelopment Authority

Appointed by Mayor  
7 Regular Members  
3 Year Term

**Current Members:**

Last Name	First Name	App Res Expire	Appointment Expire	Notes 3
Brake	Dan	4/18/2016	4/30/2014	Requests Reappointment
Dziurman	Theodore	3/8/2014	4/30/2015	BCBA exp 1/1/2015
Kornacki	Rosemary	12/12/2015	4/30/2017	
Swartz	Robert D.	7/25/2013	4/30/2017	
Vacancy			04/30/2016	Bruce Wilberding's unexpired term.
Vassallo	Joseph J.	12/6/2013	4/30/2015	

**Nominations to the Brownfield Redevelopment Authority:**

**Term Expires: 4/30/2016**

Term currently held by: Vacancy-Bruce Wilberding's unexpired term. (Resigned 4/11/2014)

**Term Expires: 4/30/2017**

Term currently held by: Dan Brake

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 1
Noble	Carolyn	10/10/2015	

**Local Development Finance Authority (LDFA)**

Appointed by Mayor  
5 Regular Members  
Staggered 4 Year Term

**Current Members:**

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1	Notes 2
Beltramini	Robin E.	4/4/2016	6/30/2014	Resident Member	Requests Reappointment
Hodorek	Ellen		11/13/2017		
Hoef	Paul V.	11/21/2013	6/30/2015	Resident Member	EDC exp. 4/30/2015
Kidder	Michael J.	1/13/2009	6/30/2015	Member	
Sharp	John	7/15/2013	6/30/2016	Resident Member	EDC exp 4/30/2015
Shields	David	6/14/2014	6/30/2016	Member	
Slater	Dane M.		11/9/2015	Alternate	City Council exp 11/09/2015; DDA; LDFA
Spanos	Irene			Oakland County	
Vitale	Nickolas	7/1/2013	6/30/2015	Resident Member	

**Nominations to the Local Development Finance Authority (LDFA):**

**Term Expires: 06/30/2018**

Term currently held by: Robin Beltramini

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 2
McCown	Paul D.	7/10/2015	ZBA exp 1/31/2015
Sawyer Jr.	Thomas G.	12/11/2014	Municipal Bldg Authority exp 01/31/2013

Yes:

No:

**b) City Council Nominations: None****I-3 Request for Closed Session**

(The City Attorney's evaluation is scheduled and permitted by Council Resolution #2014-05-074.)

**I-4 Amendment to Chapter 20, Water and Sewer Rates, of the Troy City Code  
(Introduced by: Tom Darling, Financial Services Director)**Suggested Resolution

Resolution #2014-06-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **APPROVES** an amendment to Chapter 20 of the Troy City Code (Water and Sewer Rates), a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes:

No:

**I-5 Resolution to Permit Use of Shell Crackers to Disperse Migratory Waterfowl – Emerald Lakes Subdivision and Amendment to Chapter 98 – Criminal Code – of the Troy City Code (Introduced by: Gary Mayer, Chief of Police)**Suggested Resolution

Resolution #2014-06-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **APPROVES** an amendment to Sections 98.07.01 (Hunting) and 98.13.05 (Discharge of Firearms) of Chapter 98, Criminal Code of the Troy City Code, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes:

No:

**J. CONSENT AGENDA:**

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

Suggested Resolution

Resolution #2014-06-

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:

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

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

Suggested Resolution

Resolution #2014-06-

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

- a) City Council Minutes-Draft – May 19, 2014

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

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 3: Exercise Renewal Option – Janitorial Services**

Suggested Resolution

Resolution #2014-06-

WHEREAS, Two-year contracts to provide Janitorial Services with an option to renew for two additional years was awarded to the low bidders for each Group on October 15, 2007 (Resolution #2007-10-294-E4b); and

WHEREAS, All awarded contractors have agreed to exercise the option to renew the contract for four (4) years under the same terms and conditions at reduced pricing and schedule changes; and

WHEREAS, The Purchasing Department has conducted a market survey and determined no benefit would be derived from soliciting formal bids, as cost reductions made by the current vendors exceed 9% per year; and

WHEREAS, Troy City Council approved the options to renew the contracts under the same contract terms and conditions at reduced pricing and schedule changes for four additional years expiring October 31, 2013. (Resolution #2009-10-312-F-4b); and

WHEREAS, The City of Troy determines that Kristel Group Inc., Du All Cleaning, Inc. and GDI-OMNI Facility Services meets all the contract terms and conditions in accordance with the Janitorial Services Agreement dated October 15, 2007; and

WHEREAS, Kristel Group Inc., Du All Cleaning, Inc. and GDI-OMNI Facility Services have offered to extend their contracts for a two (2) year period with the option to renew for an additional two (2) years under the updated pricing and same terms and conditions as the contract;

NOW, THEREFORE, BE IT RESOLVED, That contracts with Kristel Group Inc., Du All Cleaning, Inc. and GDI-OMNI Facility Services are hereby **APPROVED** under the same terms and conditions as the 2007 contract, effective July 1, 2014 through June 30, 2018; at the estimated annual cost listed below.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon the submission of all contract documents and all other specified requirements.

**Estimated Total Annual Cost:**

Group 1	Main Campus	Kristel Group Inc.	\$ 419,738.48
Group 2	Garage Facilities	Du All Cleaning, Inc.	\$ 14,890.92
Group 3*	Enrichment Facilities	Du All Cleaning, Inc.	\$ 0.00
Group 4	Fire Sites	GDI-OMNI Facility Services	\$ 22,302.24
Group 5**	Golf Courses/Eng. Field Office	Kristel Group Inc.	\$ 0.00
Group 6	Additional Locations	Kristel Group Inc.	\$ 11,880.00
<b>Total</b>			<b>\$ 468,811.64</b>

*\*Museum eliminated and Nature Center now in Group 6*

*\*\*Golf Courses and Engineering Field Offices eliminated.*

**b) Standard Purchasing Resolution 4: NIPA and NJPA Contracts – Video Storage Components**

Suggested Resolution

Resolution #2014-06-

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase video storage components including system programming and configuration from SimplexGrinnell of Farmington Hills, MI, and CDW-G of Chicago, IL, through the City Council approved ongoing SimplexGrinnell Contract, NIPA Cooperative Contract #130733 and NJPA Cooperative Contract #111309 for an estimated total cost of \$85,910.00.

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**J-5 Bid Waiver – Workers’ Compensation Insurance Renewal for Fiscal Year 2014/15**

Suggested Resolution  
Resolution #2014-06-

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 \$302,262 is hereby **APPROVED** for Workers' Compensation Insurance through the MML for the 2014-2015 fiscal year.

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**J-6 Oakland County Urban County Community Development Block Grant Cooperative Agreement for Program Years 2015-2017**

Suggested Resolution  
Resolution #2014-06-

WHEREAS, The City of Troy has been participating in Oakland County's Urban County Community Development Block Grant Program since 1982; and

WHEREAS, The City of Troy receives approximately \$153,000 in Oakland County Community Development Block funds each year; and

WHEREAS, Currently, Oakland County handles the majority of the federal paperwork involved in administering the Community Development Block Grant Program, helping to maximize the benefit of each dollar received at the local level;

THEREFORE, BE IT RESOLVED, That the City of Troy **CONTINUE** its participation in Oakland County's Urban County Community Development Block Grant Program for program years 2015, 2016 and 2017, which **SHALL BE** automatically renewed in successive three-year qualification periods of time, or until such time that it is in the best interest of the City of Troy to terminate the Cooperative Agreement.

BE IT FURTHER RESOLVED, That the Mayor is **AUTHORIZED TO EXECUTE** the Cooperative Agreement.

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**J-7 Request for Authorization to Make Unconditioned Offers to Purchase Property for John R Improvements, Project No. 02.204.5 and Request for Authorization to Institute Court Action – Parcel #55, Sidwell #88-20-02-228-024**

- a) **Request for Authorization to Make Unconditioned Offers to Purchase Right-Of-Way for John R Road Improvements, Square Lake to South Boulevard – Project #02.204.5 — Kathleen L. Behunin and Michael J. Behunin, Parcel 55 - Sidwell #88-20-02-228-024**

Suggested Resolution

Resolution #2014-06-

WHEREAS, In order to proceed with the proposed John R Road Improvements, between Square Lake and South Boulevard, it is necessary for the City to obtain the needed right-of-way from Kathleen L. Behunin and Michael J. Behunin, owners of property having Sidwell #88-20-02-228-024;

BE IT RESOLVED, That the Real Estate and Development Department is hereby **AUTHORIZED** to make an Unconditioned Offer to purchase right-of-way for parcel #88-20-11-226-024 in the amount of \$33,500, plus closing costs.

- b) **Request for Authorization to Institute Court Action for Right-Of-Way for Proposed John R Road Improvements, Square Lake to South Boulevard – Project #02.204.5 — Kathleen L. Behunin and Michael J. Behunin, Parcel 55 – Sidwell #88-20-02-228-024**

Suggested Resolution

Resolution #2014-06-

WHEREAS, In order to proceed with the John R Road Improvements, between Square Lake and South Boulevard, it is necessary for the City to obtain the needed right-of-way from Kathleen L. Behunin and Michael J. Behunin, owners of property having Sidwell #88-20-02-228-024;

BE IT RESOLVED, That the City Attorney is **AUTHORIZED**, if necessary, to institute condemnation litigation and to execute and deliver any and all documents and papers, and to expend necessary funds expedient for the prosecution of such proceedings or settlement of such claims on proceedings by and with the express approval of this Council.

**J-8 Appointment of SOCRRA Representative and Alternate**Suggested Resolution

Resolution #2014-06-

RESOLVED, That Troy City Council hereby **DESIGNATES** Tim Richnak, DPW Director as SOCRRA Representative and Kurt Bovensiep, Superintendent of Parks, Streets and Drains as Alternate SOCRRA Representative with the term expiring on June 30, 2015.

**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 FROM TROY RESIDENTS AND BUSINESSES:****M. COUNCIL REFERRALS:**

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

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**M-1** No Council Referrals Advanced

**N. COUNCIL COMMENTS:**

**N-1** No Council Comments Advanced

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**O. REPORTS:****O-1 Minutes – Boards and Committees:**

- a) Parks and Recreation Advisory Board-Final – November 21, 2013
  - b) Parks and Recreation Advisory Board-Final – March 11, 2014
  - c) Employees' Retirement System Board of Trustees-Final – March 12, 2014
  - d) Retiree Healthcare Benefits Plan & Trust Board-Final – March 12, 2014
  - e) Employees' Retirement System Board of Trustees-Final – April 9, 2014
  - f) Retiree Healthcare Benefits Plan & Trust Board-Final – April 9, 2014
  - g) Zoning Board of Appeals-Draft – April 15, 2014
  - h) Zoning Board of Appeals-Final – April 15, 2014
  - i) Planning Commission-Draft – May 13, 2014
- 

**O-2 Department Reports:**

- a) Medi-Go Ridership
- 

**O-3 Letters of Appreciation:**

- a) To Brian Kischnick From Nancy Wenzel Regarding Prompt and Courteous Response to an Inquiry
- 

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

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**P. COMMENTS ON ITEMS ON OR NOT ON THE AGENDA FROM MEMBERS OF THE PUBLIC OUTSIDE OF TROY (NOT RESIDENTS OF TROY AND NOT FROM TROY BUSINESSES):****Q. STUDY ITEMS:**

**Q-1** No Study Items

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**R. CLOSED SESSION:**

**R-1** Closed Session – City Attorney Evaluation as Permitted by Council Resolution #2014-05-074

**S. ADJOURNMENT:**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Kischnick". The signature is written in a cursive style with a horizontal line extending to the left.

Brian Kischnick, City Manager

**FUTURE CITY COUNCIL PUBLIC HEARINGS:**

**SCHEDULED REGULAR CITY COUNCIL MEETINGS:**

June 16, 2014 .....	Regular Meeting
July 7, 2014.....	Regular Meeting
July 21, 2014.....	Regular Meeting
August 11, 2014.....	Regular Meeting
August 25, 2014.....	Regular Meeting
September 8, 2014 .....	Regular Meeting
September 22, 2014 .....	Regular Meeting
October 6, 2014 .....	Regular Meeting
October 20, 2014 .....	Regular Meeting
November 10, 2014 .....	Regular Meeting
November 24, 2014 .....	Regular Meeting
December 1, 2014 .....	Regular Meeting
December 15, 2014 .....	Regular Meeting

**SCHEDULED SPECIAL CITY COUNCIL MEETINGS:**

**SERVICE COMMENDATION  
DR. BARBARA FOWLER**

**WHEREAS**, Troy School District Superintendent **Dr. Barbara Fowler** has served the Troy School District community for 31 years in various leadership capacities; and

**WHEREAS**, **Dr. Fowler** was originally named an Administrative Assistant to the Superintendent in 1983, and has served as Executive Director for Secondary Instruction, Assistant Superintendent, Deputy Superintendent and Interim Superintendent. She was appointed as Superintendent of Troy Schools in October, 2005; and

**WHEREAS**, **Dr. Fowler** received her B.A. in chemistry from Oakland University, her M.A. and Ph.D. in Physical Chemistry from the University of California, and her Education Specialists Degree in Administration and Supervision from Wayne State University; and

**WHEREAS**, Prior to her tenure with the Troy School District, **Dr. Fowler** held teaching positions at Tenafly High School in New Jersey, Anchor Bay School District, Oakland University, Macomb and St. Clair Community Colleges; and

**WHEREAS**, Under **Dr. Fowler's** leadership, the Troy School District continues to lift its nationally ranked schools to an even higher level. With her guidance, the Troy School District boasts a successful K-12 International Baccalaureate program and has become the eighth district in Michigan to earn district wide North Central Association.

**WHEREAS**, **Dr. Fowler** has encouraged students to achieve at the very top levels, resulting in more students than ever taking Advanced Placement courses and earning college credit while still in high school; and

**WHEREAS**, Under **Dr. Fowler's** leadership, the Troy School District received national and state recognition, including One of the 100 Best Communities in America for Music Education; Troy High, International Academy East and Athens High School being named among the nation's top five percent of high schools by *U.S. News and World Report*; and Troy being cited as Michigan's top city to raise a family by *CNN Money Magazine*; and

**WHEREAS**, **Barbara** will enjoy spending more time with her son **Drew**, daughter-in-law **Heather** and grandson **Carson**. She will enjoy travelling the world, and staying active in the Troy community by joining nonprofit boards including the Troy Nature Society and Troy Youth Assistance;

**NOW, THEREFORE, BE IT KNOWN**, That the Troy City Council takes this opportunity to express its sincere appreciation and recognition to **Dr. Barbara Fowler** for her distinguished service and her many contributions to the betterment of the City through her leadership of the Troy School District; and

**BE IT FURTHER KNOWN** That by giving of her time and talents, **Dr. Fowler** has furthered the ideals that contribute to enrich our community. Troy is very fortunate to have citizens like **Barbara** who give so much time and energy to make our community a great place to live, work, learn and play.

Presented this 2<sup>nd</sup> day of June 2014.

# Certificate of Recognition

This certificate is awarded to

**Kevin Li**

**In recognition of your Outstanding Achievement**

**Kevin**, you are to be commended for your outstanding achievement in finishing first place in the Middle School Division of the Stock Market Game for the State of Michigan. You and your teammates Rohit Chakavarty and Jason Song also finished 10th in the Nation out of 4,262 teams involving over 700 schools and 20,000 students. This is the first time a middle school team has finished in the top 10. We applaud you for this outstanding accomplishment, and your hard work and dedication as a Boulan Park Middle School student. **Kevin**, your leadership qualities and hard work are a credit to yourself, your family, Troy School District and the City of Troy. We wish you much success as you start Troy High in the fall. Congratulations!



---

Dane Slater, Mayor

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June 2, 2014

# Certificate of Recognition

This certificate is awarded to

**Rohit Chakavarty**

**In recognition of your Outstanding Achievement**

**Rohit**, you are to be commended for your outstanding achievement in the Middle School Division of the Stock Market Game. You and your teammates Kevin Li and Jason Song finished 10th in the Nation out of 4,262 teams involving over 700 schools and 20,000 students. This is the first time a middle school team has finished in the top 10. We applaud you for this outstanding accomplishment, and your hard work and dedication as a Boulan Park Middle School student. **Rohit**, your leadership qualities and hard work are a credit to yourself, your family, Troy School District and the City of Troy. We wish you much success as you enter eighth grade in the fall. Congratulations!



---

Dane Slater, Mayor

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June 2, 2014

# Certificate of Recognition

This certificate is awarded to

**Jason Song**

**In recognition of your Outstanding Achievement**

**Jason**, you are to be commended for your outstanding achievement in the Middle School Division of the Stock Market Game. You and your teammates Kevin Li and Rohit Chakavarty finished 10th in the Nation out of 4,262 teams involving over 700 schools and 20,000 students. This is the first time a middle school team has finished in the top 10. We applaud you for this outstanding accomplishment, and your hard work and dedication as a Boulan Park Middle School student. **Jason**, your leadership qualities and hard work are a credit to yourself, your family, Troy School District and the City of Troy. We wish you much success as you enter eighth grade in the fall. Congratulations!



---

Dane Slater, Mayor

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June 2, 2014

# Certificate of Recognition

This certificate is awarded to

**Mark Martin**

In recognition of your exceptional service to the Troy School District and Boulan Park Middle School for 15 years. **Mark**, you are to be commended for your outstanding work as a Math Teacher. Your teaching and guidance helped three of your students excel at the Stock Market Game. Kevin Li finished first in the Middle School Division throughout Michigan and the team of Kevin Li, Rohit Chakavarty and Jason Song finished 10th in the nation out of 4,262 teams (involving 700 schools and 20,000 students). This is the first time a middle school team has finished in the top 10. **Mark**, your leadership qualities and hard work as a teacher are a credit to yourself, the Troy School District, Boulan Middle School and the City of Troy. As a teacher you **accept** and **respect** each student for who they are but also **expect** each of your students to excel in all that they do. You also reach out and offer any additional help to your students throughout the school year. You have enriched your community as a positive role model for the Middle School students, teaching them the value of an education, as well as making learning fun.



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Dane Slater, Mayor

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June 2, 2014



# Michigan Association of Municipal Clerks

May 5, 2014

M. Aileen Bittner  
City Clerk  
City of Troy  
500 W. Big Beaver Rd  
Troy, MI 48084

Dear Aileen:

Congratulations! Your application for Certified Michigan Municipal Clerk (CMMC) certification has been received and approved. Your desire to attain this certification clearly defines your commitment to the Clerk's profession and your community.

You are to be commended for your persistence and commitment to education. The many aspects of a Clerk's responsibilities are driven by ever-changing legislation, technology, and budgets. Your investment in time and dedication to education has afforded you the necessary tools to perform with excellence as a leader in your municipality and in the eyes of your peers.

Enclosed is your certificate. You will receive your lapel pin in the near future under separate cover. Once again, on behalf of the Michigan Association of Municipal Clerks Board of Directors, I wish to congratulate you on your accomplishments.

Sincerely,

A handwritten signature in black ink that reads "Lisa Kay Hathaway". The signature is written in a cursive style.

Lisa Kay Hathaway, CMMC/MMC  
MAMC Director – Membership/CMMC Program

Enclosure(s)



## CITY COUNCIL AGENDA ITEM

May 8, 2014

TO: Brian Kischnick, City Manager

FROM: Thomas Darling, Director of Financial Services

SUBJECT: Amendment to Chapter 20 of the Troy City Code (Water and Sewer Rates)

Attached is an amendment to Chapter 20 of the Troy City Code reflecting the water rate adjustment discussed during the 2014/15 budget study sessions. There is no rate adjustment for sewer charges. The rate adjustments are a result of the City of Detroit 4.4% increase and an overall sewerage rate increase of 4.0%

The adjustment will provide sufficient funds to operate, maintain and make improvements to our systems. The water and sewer rates are reviewed and adjusted annually when required. The last adjustment was on July 1, 2012.

The following water and sewer rates are recommended for City of Troy water bills rendered after July 1, 2014:

	<u>2013/14 Rate</u>	<u>2014/15 Rate</u>	<u>Adjustment</u>
Water	\$30.35	\$31.00	\$0.65
Sewer	<u>24.80</u>	<u>24.80</u>	<u>0.00</u>
	<u>\$55.15</u>	<u>\$55.80</u>	<u>\$0.65</u>

The average bill for a family of four will increase approximately \$2.53 per quarter.

The amendment also includes a clause that allows the City Manager or his/her designee, under administrative policy, to allow a payment plan, a reduction or relinquishment of charges, late fees and/or penalties in compelling extenuating circumstances resulting in undue hardship.

It is recommended that City Council approve the rates and adjustment clause as outlined herein and reflected in the amendments to Chapter 20 of the Troy City Code.

CITY OF TROY  
AN ORDINANCE TO AMEND  
CHAPTER 20 - CITY OF TROY ORDINANCE

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Sections 5 and 5.01 and 5.03 of Chapter 20- City of Troy Ordinance- Water and Sewer Rates.

Section 2. Amendment

Chapter 20, Section 5 shall be amended as follows:

5. Basis of Charges. All water service shall be charged for on the basis of water consumed, as determined by the meter installed by the Department in the premises of water or sewage disposal service customers. ~~No free water service or sewage disposal service shall be furnished to any person.~~

Chapter 20, Section 5.01 shall be amended as follows:

- 5.01 Water Rates. Charges for water service to each premises within the City connected with the water supply system, for each quarterly (3 month) period, shall be ~~\$30.35~~ **\$31.00** per 1,000 cubic feet. Minimum quarterly bills shall be ~~\$24.58~~ **\$25.11**.

Private fire service lines shall be billed at a rate equal to four (4) times the minimum water bill.

Charges for water service to premises outside the City shall be 150% of those for water service within the City.

Chapter 20, Section 5.03 shall be amended as follows:

- 5.03 Billing. Charges for all water service and sewage disposal service shall be billed and collected quarterly by the City Treasurer. Water bills rendered shall be immediately due and payable and may be paid without penalty up to and including the fifteenth day of the month when rendered, and shall thereafter be subject to a ten (10%) per cent penalty. Bills shall be sent to "Occupant" at the metered address, unless other arrangements are made by the owner. **If the City Manager or his/her designee determines that there are compelling extenuating circumstances resulting in an undue hardship, the City Manager or his/her designee may structure a repayment schedule, reduce or waive water and/or sewage charges, late fees and penalties in accordance with the City's policy.**

Section 3. Repeal

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Savings

All proceedings pending, and all rights and liabilities existing, acquired or incurred, at the time this Ordinance takes effect, are hereby saved. Such proceedings may be consummated under and according to the ordinance in force at the time such proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate any pending prosecution, or prevent prosecution hereafter instituted under any ordinance specifically or impliedly repealed or amended by this ordinance adopting this penal regulation, for offenses committed prior to the effective date of this ordinance; and new prosecutions may be instituted and all prosecutions pending at the effective date of this ordinance may be continued, for offenses committed prior to the effective date of this ordinance, under and in accordance with the provisions of any ordinance in force at the time of the commission of such offense.

Section 5. Severability Clause

Should any word, phrase, sentence, paragraph or section of this Ordinance be held invalid or unconstitutional, the remaining provision of this ordinance shall remain in full force and effect.

Section 6. Effective Date

This Ordinance shall become effective July 1, 2014 or upon publication, whichever shall later occur.

This Ordinance is enacted by the Council of the City of Troy, Oakland County, Michigan, at a Regular Meeting of the City Council held at City Hall, 500 W. Big Beaver, Troy, MI, on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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Dane M. Slater, Mayor

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M. Aileen Bittner, CMC, City Clerk



## CITY COUNCIL AGENDA ITEM

Date: May 13, 2014

To: Brian Kischnick, City Manager

From: Gary G. Mayer, Chief of Police

Subject: Resolution to Permit Use of Shell Crackers to Disperse Migratory Waterfowl – Emerald Lakes Subdivision

### **History:**

The Emerald Lakes Village Homeowners Association Security Chairman has sent the attached letter, asking for permission to use shell crackers in the Emerald Lakes subdivision for the purpose of chasing geese away. In reviewing the history, a similar request was received in 2009. City Council authorized this practice on October 28, 2009 (Resolution #2009-11-338-F-10), and this authorization expired on December 31, 2011.

In March 2012, rather than pursuing the continued use shell crackers, the Emerald Lakes Village Homeowners Association expressed an interest in participating in the Michigan Department of Natural Resources' Canada Goose Nest Destruction Program and Round-Up Program. In order to participate in this program, the Michigan Department of Natural Resources (MDNR) required approval from a majority of the homeowners, and also a resolution from the City of Troy. In March 2012, the Troy City Council passed a resolution, formally requesting the Michigan Department of Natural Resources implement the Canada Goose Nest Destruction Program or Round-Up Program for 2012 to 2016. The Emerald Lakes Village Homeowners Association subsequently chose not to participate in the State MDNR program.

Without action by City Council, the use of shell crackers in the City would be a violation of the current City ordinances. The proposed ordinance amendments, revising Chapter 98, Section 98.07.01 (Hunting) and 98.13.05 (Discharge of Firearms) would allow for the Police Chief or his designee to administratively review any requests to discharge shell crackers to disperse migratory waterfowl, and impose any necessary conditions for the protection of the public.

### **Recommendation:**

The Police Department recommends approval of the proposed ordinance amendments. The Police Department also intends to draft an administrative policy with the following restrictions and requirements:

1. Shell crackers shall not be discharged before 7:00 a.m. and not after dusk.
2. The permittee(s) shall notify the Police Communications Section prior to discharging the shell crackers, shall provide the police with his/her name(s) and phone number(s) and notification to the subdivision residents and neighbors shall be made.
3. A violation of the limitations shall be cause for immediate revocation of the City authorization.

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



# CITY COUNCIL AGENDA ITEM

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Lori Grigg Bluhm, City Attorney

Date

CITY OF TROY  
AN ORDINANCE TO AMEND  
CHAPTER 98 - CITY OF TROY ORDINANCE

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Chapter 98-Criminal Code, City of Troy Ordinance.

Section 2. Amendment

Section 98.07.01 shall be amended as follows:

98.07.01     Hunting. No person shall hunt any animal. A person who violates this section is guilty of a misdemeanor punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$500 or both.

Exception. Police Officers and Animal Control Officers **and any other individuals given written authorization by the Police Chief or his/her designee who are in compliance with the City's policy** are authorized to use shell crackers or other noise making devices to control geese and migratory waterfowl.

Section 98.13.05 shall be amended as follows:

98.13.05     Discharge of Firearms. No person shall discharge any firearm or bow and arrow in the City. A person who violates this section is guilty of a misdemeanor punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$500, or both.

Exception. This section does not apply to persons lawfully acting in the defense of persons or property or the enforcement of law **or as otherwise authorized by this Chapter**, or at an established range that has been approved by the Troy City Council.

Section 3. Repeal

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Savings

All proceedings pending, and all rights and liabilities existing, acquired or incurred, at the time this Ordinance takes effect, are hereby saved. Such proceedings may be consummated under and according to the ordinance in force at the time such

proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate any pending prosecution, or prevent prosecution hereafter instituted under any ordinance specifically or impliedly repealed or amended by this ordinance adopting this penal regulation, for offenses committed prior to the effective date of this ordinance; and new prosecutions may be instituted and all prosecutions pending at the effective date of this ordinance may be continued, for offenses committed prior to the effective date of this ordinance, under and in accordance with the provisions of any ordinance in force at the time of the commission of such offense.

Section 5. Severability Clause

Should any word, phrase, sentence, paragraph or section of this Ordinance be held invalid or unconstitutional, the remaining provision of this ordinance shall remain in full force and effect.

Section 6. Effective Date

This Ordinance shall become effective ten (10) days from the date hereof or upon publication, whichever shall later occur.

This Ordinance is enacted by the Council of the City of Troy, Oakland County, Michigan, at a Regular Meeting of the City Council held at City Hall, 500 W. Big Beaver, Troy, MI, on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

---

Dane M. Slater, Mayor

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M. Aileen Bittner, CMC, City Clerk

Council Member Pennington 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 on Monday, May 19, 2014, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:31 PM.

**B. ROLL CALL:**

- Mayor Dane Slater
- Jim Campbell
- Wade Fleming
- Dave Henderson
- Ellen Hodorek
- Ed Pennington
- Doug Tietz

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

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**C- Kamal Shouhayyib Introduced May El Khalil, Founder of the Beirut Marathon, Who Spoke of Her Passion for Running Marathons and Sharing Her Message of “Peace, Love, Run”. This Year, Beirut Marathon had 36,000 Runners Participate Representing 140 Nationalities.**

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**C-1 Mayor Slater Presented a Certificate of Appreciation to Troy Athens Student Council for Raising More Than \$56,000 During Charity Week (Charity was “The Desert Angel”)**

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**C-2 Mayor Slater Presented a Proclamation for Asian American Pacific Heritage Month to Mumtaz Haque, Commissioner, Michigan Asian Pacific American Affairs Commission and Troy Resident**

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**C-3 NEXT Professional Development Program (Introduced by: Maggie Hughes with NEXT Team: Marcus Vanderpool, Andrew Lavoie, Kathy Kostopoulos, Matt Hughes, and Bryan Martin) and Cross Section of a Right-of-Way (Introduced by: Matt Hughes)**

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**C-4 Troy Roads Rock 2014 Program (Introduced by: Steve Vandette, City Engineer, Paul Evans, Zoning & Compliance Specialist, and Police Officer Milt Stansbury)**

**D. CARRYOVER ITEMS:**

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**D-1 No Carryover Items**

**E. PUBLIC HEARINGS:**

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**E-1 No Public Hearings**

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

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 – Brownfield Redevelopment Authority, Planning Commission; b) City Council Appointments – None

a) Mayoral Appointments:

Resolution #2014-05-078  
Moved by Slater  
Seconded by Pennington

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

Brownfield Redevelopment Authority

Appointed by Mayor  
7 Regular Members  
3 Year Term

Term Expires: 4/30/2017

Rosemary Kornacki

Term currently held by: Rosemary Kornacki

Term Expires: 4/30/2017

Robert Swartz

Term currently held by: Robert Swartz

Yes: All-7  
No: None

**MOTION CARRIED**

Resolution #2014-05-079  
Moved by Slater  
Seconded by Campbell

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

Planning Commission

Appointed by Mayor  
9 Regular Members  
3 Year Term

**Term Expires: 12/31/2014**

**Karen Crusse**

Term currently held by: VACANT - Robert Schultz resigned  
3/25/2014.

Yes: Campbell, Fleming, Henderson, Hodorek, Pennington, Slater  
No: Tietz

**MOTION CARRIED**

b) City Council Appointments: None

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**I-2 Board and Committee Nominations: a) Mayoral Nominations – None; b) City Council Nominations –Historic District Commission**

a) Mayoral Nominations: None

b) City Council Nominations:

Resolution #2014-05-080  
Moved by Henderson  
Seconded by Pennington

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

Historic District Commission

Appointed by Council  
7 Regular Members  
3 Year Term

Nominations to the Historic District Commission:

**Term Expires: 3/1/2017**

**Paul McCown**

Term currently held by: Ann Partlan

Yes: All-7  
No: None

**MOTION CARRIED**

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**I-3 Request for Closed Session**

Resolution #2014-05-081  
Moved by Fleming  
Seconded by Campbell

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

Yes: All-7  
No: None

#### MOTION CARRIED

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#### **I-4 Film and Video Ordinance Amendment (Introduced by: Brenda Carter, Interim Assistant to the City Manager)**

Resolution #2014-05-082  
Moved by Pennington  
Seconded by Henderson

##### **a) Chapter 61A, Film Production**

RESOLVED, That an ordinance is approved as Chapter 61A, Film Production, City of Troy Ordinances, as recommended by City Administration. A copy of the ordinance shall be **ATTACHED** to the original Minutes of the meeting.

##### **b) Amendment to Chapter 3, Administrative Service**

RESOLVED, That Section 1.141(7), Section 1.141(9) and Section 1.141(10) of Chapter 3, Administrative Service, of the City of Troy Ordinances are hereby **AMENDED** as recommended by City Administration. A copy of the ordinance amendments shall be **ATTACHED** to the original Minutes of the meeting.

##### **c) Amendment to Chapter 60, Fees and Bonds Required**

RESOLVED, That Chapter 60, Fees and Bonds Required, is **AMENDED** to add new provisions to Section 60.03, City of Troy Ordinances regarding Chapter 61A - Film Production, application and permit fees and/or cash bonds, as recommended by City Administration. A copy of the ordinance amendment shall be **ATTACHED** to the original Minutes of the meeting.

Yes: All-7  
No: None

#### MOTION CARRIED

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#### **I-5 Traffic Committee Recommendations – Request for Removal of No Parking Zone – 1914 Witherbee (Introduced by: Bill Huotari, Deputy City Engineer)**

Resolution #2014-05-083

Moved by Slater  
Seconded by Fleming

**Item # 4      Request for Removal of No Parking Zone – 1914 Witherbee**

**RESOLVED**, That **NO CHANGES BE MADE** to the No Parking restrictions, along the south side of Witherbee between Graefield and Eton, from 8:15 – 9:15 AM and 3:15 – 4:15 PM on school days.

Yes:     All-7  
No:      None

**MOTION CARRIED**

**J.      CONSENT AGENDA:**

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

Resolution #2014-05-084  
Moved by Fleming  
Seconded by Hodorek

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

Yes:     All-7  
No:      None

**MOTION CARRIED**

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

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

Resolution #2014-05-084-J-2

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

- a)      City Council Minutes-Draft – May 12, 2014
- 

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

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**J-4      Standard Purchasing Resolutions:**

- a)      **Standard Purchasing Resolution 2:      Award to Lowest Bidder Meeting Specifications - Custodial Supplies**

Resolution #2014-05-084-J-4a

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RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide one (1) year requirements of Custodial Supplies with an option to renew for two (2) additional years to the low bidder meeting specifications; *Empire Equipment and Supply Co. of Detroit, MI*, at an estimated annual total cost of \$29,681.70; at unit prices contained in the bid tabulation opened May 8, 2014, a copy of which shall be **ATTACHED** to the original Minutes of this meeting to be purchased on an as-needed basis as specified, with the contract expiring June 30, 2017.

**b) Standard Purchasing Resolution 2: Low Bidder Meeting Specifications - Parking Lot Maintenance Program – Department of Public Works**

Resolution #2014-05-084-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** a contract to complete an asphalt overlay to the front employee and visitor Department of Public Works parking lot to the low bidder meeting specifications; *Asphalt Specialties, Inc., of Pontiac, Michigan*, for an estimated total cost of \$19,465.00, not to exceed budgetary limitations; at the unit prices contained in the bid tabulation opened May 15, 2014, 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 contract documents, including insurance certificates and all other specified requirements.

**c) Standard Purchasing Resolution 2: Sole Bidder Meeting Specifications - Boiler Replacement for the Troy Historic Village**

Resolution #2014-05-084-J-4c

RESOLVED, That Troy City Council hereby **APPROVES** a contract to furnish all labor, materials and equipment to complete the Troy Historic Village Boiler Replacement to the sole bidder meeting specifications; *Denny's Heating and Cooling & Refrigeration Svc., Inc. of Troy, MI* for an estimated total cost of \$98,800.00, not to exceed budgetary limitations; at the unit prices contained in the bid tabulation opened April 24, 2104, 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 contract documents, including insurance certificates and all other specified requirements.

**d) Standard Purchasing Resolution 4: REMC Contract - Server Replacement**

Resolution #2014-05-084-J-4d

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase one (1) new server including hardware, maintenance and operating system software from Dell Marketing, LP through the State of Michigan REMC Program for an estimated total cost of \$18,998.87; as quoted in Appendix A, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**J-5 Request for Amendment to the Oakland County Solid Waste Plan – Rizzo Environmental Services (Introduced by: Tim Richnak, Department of Public Works Director)**

Resolution #2014-05-084-J-5

**a) Oakland County Resolution**

WHEREAS, Oakland County (“County”) has a Solid Waste Management Plan (“Plan”) that was prepared in accordance with Public Act 451, as amended, 1994, Part 115; Solid Waste Management; and

WHEREAS, The law requires that the Plan identify all solid waste landfills, Type A Transfer Stations, and Waste Processing Facilities within the County and that the Plan must be amended if the County desires to include new facilities or sites; and

WHEREAS, The Oakland County Executive received a request to amend the County Solid Waste Management Plan for the inclusion of a proposed Type A Transfer Station and a Waste Processing Facility to be located on the same piece of property in Pontiac at 900 Baldwin Avenue from Pontiac Baldwin, LLC and Rizzo Properties LLC (“Requested Amendment”); and

WHEREAS, The Oakland County Solid Waste Planning Committee (“SWPC”), along with the staff of the Oakland County Economic Development & Community Affairs Department, which is the Designed Planning Agency (“DPA”) for Oakland County have met and discussed this requested amendment to the Plan; and

WHEREAS, The Oakland County Solid Waste Planning Committee authorized by resolution that the requested amendment be released for the required 90-day public comment period which was held from December 14, 2013-March 17, 2014 and was widely publicized to all Oakland County municipalities, adjacent counties, the Board of Commissioners, the MI Department of Environmental Quality, SEMCOG and other interested parties; and

WHEREAS, Notice of the public comment period and date of a public hearing was published in The Oakland Press on December 13, 2013 and all corresponding documents were available for public review in the Oakland County One Stop Shop, as well as on the Oakland County website; and

WHEREAS, The applicants ,Baldwin Pontiac, LLC and Rizzo Properties LLC have entered into a host community agreement with the City of Pontiac to provide the City of Pontiac additional benefits; and

WHEREAS, A public hearing was held on February 26, 2014 at the Oakland County Executive Office Building; and

WHEREAS, The SWPC met after the end of the 90-day public comment period and reviewed the transcript of the public hearing and considered all written and verbal public comments received during the meetings and public comment period. The SWPC approved the requested amendment and recommended that it be forwarded to the Oakland County Board of Commissioners for consideration; and

WHEREAS, The Oakland County Board of Commissioners approved the requested amendment at its April 17, 2014 meeting; and

WHEREAS, Per Public Act 451, Part 115, Solid Waste Management, Section 11536, it is a requirement that a solid waste plan amendment must receive support via resolution by no less than 67% of the local units of government within the respective county before being sent to the Michigan Department of Environmental Quality for approval;

NOW, THEREFORE BE IT RESOLVED, That Troy City Council of the City of Troy does hereby **APPROVE** the requested amendment to the Oakland County Solid Waste Plan for the inclusion of a Type A Transfer Station and Solid Waste Processing Facility to be located at 900 Baldwin Avenue in Pontiac, MI.

**b) City of Troy Resolution**

WHEREAS, Oakland County has experienced significant changes in population, employment, waste generation, landfill capacity and recycling technology and the plan no longer reflects the current conditions in Oakland County.

RESOLVED, That Troy City Council hereby **REQUESTS** that Oakland County fully update the 2000 Solid Waste Management Plan in accordance with State law.

BE IT FURTHER RESOLVED, That Oakland County **BEGINS** this review and update without delay after the current amendment process is completed.

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

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

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**K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time):**

- a) Amendment to Chapter 20 of the Troy City Code (Water and Sewer Rates)
- b) Resolution to Permit Use of Shell Crackers to Disperse Migratory Waterfowl – Emerald Lakes Subdivision

**L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:**

**M. COUNCIL REFERRALS:**

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

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**M-1 No Council Referrals Advanced**

**N. COUNCIL COMMENTS:**

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**N-1 No Council Comments Advanced**

**O. REPORTS:**

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

- a) Building Code Board of Appeals-Final – March 5, 2014
  - b) Planning Commission Special/Study Minutes-Draft - April 22, 2014
  - c) Planning Commission Special/Study-Final – April 22, 2014  
Noted and Filed
- 

**O-2 Department Reports:**

- a) Engagement Letter with Rehmann Robson for the City of Troy for the Year Ending June 30, 2014 – Audit Services
  - b) Interim Financial Statements for the Nine Months Ended March 31, 2014
  - c) Quarterly SOCRRA Report – April, 2014  
Noted and Filed
- 

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

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

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**O-5 Notice of Public Hearing – Oakland County Water Resource Commissioner – On the Proposed Evergreen Farmington Sewage Disposal System**  
Noted and Filed

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**P. COMMENTS ON ITEMS ON OR NOT ON THE AGENDA FROM MEMBERS OF THE PUBLIC OUTSIDE OF TROY (NOT RESIDENTS OF TROY AND NOT FROM TROY BUSINESSES):****Q. STUDY ITEMS:**

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**Q-1 No Study Items**

The Meeting **RECESSED** at 8:46 PM.

The Meeting **RECONVENED** at 8:51 PM.

**R. CLOSED SESSION:**

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**R-1 Closed Session – 1) T.R. Pieprzak v City of Troy, and 2) City Manager Personnel Evaluation**

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**S. ADJOURNMENT:**

The Meeting **ADJOURNED** at 10:02 PM.

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Mayor Dane Slater

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M. Aileen Bittner, CMC  
City Clerk



## CITY COUNCIL AGENDA ITEM

Date: May 13, 2014

To: Brian Kischnick, City Manager

From: MaryBeth Murz, Purchasing Manager  
Steven Pallotta, Building Operations Director

Subject: Standard Purchasing Resolution 3: Exercise Renewal Option – Janitorial Services

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### History

- On October 15, 2007, Troy City Council approved a two-year contract for Janitorial Services for all City of Troy facilities, with the option to renew for two (2) additional years. CC Res #2007-10-294-E4b
- The contract is for Janitorial Services in compliance with the specifications developed by the City of Troy Building Operations Department along with input from all other City facilities. The contract is needed to provide cleaning at City Hall, the Police Department, Library, Museum, Community Center, Police and Fire Training Center, Nature Center, DPW, Fire Stations, Golf Courses, Parks and Recreation Maintenance Building, Field Engineering Office and the 52-4 District Court.
- The above buildings are currently under Janitorial Service with three different companies; Kristel Group, Inc., of Clawson, MI, Du All Cleaning, Inc., of Macomb, MI, and GDI-OMNI Facility Services, of Southfield, MI.
- In 2009 upon the expiration of the two-year contract, the three companies were asked to review pricing and provide concessions due to the economic climate at that time. Pricing concessions were offered by all three companies and the contract renewal period was changed from a two-year renewal to a four - year renewal.
- On October 7, 2009 Troy City Council approved a contract renewal resulting in a 9.25% annual savings. Renewal concessions were offered by the companies and demonstrated a commitment to continued service and a valued partnership with the City, during tough economic times; with the contract expiring October 31, 2013. CC Res #2009-10-21-F-4b.

### Purchasing

The current contract was extended so as to be in alignment with the fiscal year-end calendar. So now since the contract expires June 30, 2014; the Purchasing Department conducted a market survey of Janitorial Services and it has been determined no benefit would be derived from soliciting additional sealed bids. Additionally, all internal stake-holders were surveyed for feed-back regarding company service at all the various sites. Stake-holder feed-back was very positive and indicated positive performance from the all companies.

The Purchasing Department in conjunction with the Building Operations Department conducted the annual performance review meeting and additionally asked if they were willing to extend their contract(s). All three companies were offered the opportunity to extend the existing contracts as per the original pricing, terms and conditions for an additional two (2) year period with the option to renew for an additional two (2) years. Renewal pricing offered by company is the same as the original pricing. It should also be noted that the companies have not exercised the option to submit price increase(s) as per the CPI and as per bid specifications. Also, due to privatization initiatives and office space changes a reduction in square footage has resulted in cost savings. Locations that have been eliminated from the existing janitorial services contract are:

- Sanctuary Lake Golf Course 6/30/2010
- Sylvan Glen Golf Course 6/30/2010
- Engineering Filed Office 6/30/2010
- Troy Historical Village Museum 6/30/2011



## CITY COUNCIL AGENDA ITEM

**Purchasing (Continued)**

The City will continue to benefit from excellent service and a valued business partnership. The contract renewal will be 7% less than the original contract which reflects the companies updated pricing and a reduction in square footage. It also should be noted that the renewal includes the *addition* of the Transit Center Facility (which will be serviced when the facility opens) and the maintenance of Outdoor Receptacles.

			Current Annual Cost	New Estimated Annual Cost
Group 1	Main Campus	Kristel Group, Inc.	\$423,730.32	\$419,738.48
Group 2	Garage Facilities	Du All Cleaning, Inc.	\$14,890.92	\$14,890.92
Group 3*	Enrichment Facilities	Du All Cleaning, Inc.	\$29,340.08	\$0.00
Group 4	Fire Sites	GDI-OMNI Facility Svcs	\$22,165.51	\$22,302.24
Group 5**	Golf Courses/Eng. Field Office	Kristel Group, Inc.	\$13,371.60	\$0.00
Group 6	Additional Locations	Kristel Group, Inc.		\$11,880.00
<b>Total</b>			<b>\$503,498.43</b>	<b>\$468,811.64</b>

*\*Museum eliminated and Nature Center now in Group 6*

*\*\*Golf Courses and Engineering Field Offices eliminated.*

**Financial Considerations**

Funds are budgeted and available in the various Custodial Service accounts citywide.

**Recommendation**

Kristel Group, Inc., Du All Cleaning, Inc., and GDI-OMNI Facility Services provide professional Janitorial Services on an exceptional level, offering continuity of City specific knowledge and service. City Administration recommends that City Council extend the current Janitorial Services Contracts for two (2) years with an option to renew for two (2) additional years as per the revised pricing and schedule changes, and as per the original contract terms and conditions with the contract to expire June 30, 2018.



## CITY COUNCIL AGENDA ITEM

Date: 5/30/2014

To: Brian Kischnick, City Manager

From: MaryBeth Murz, Purchasing Manager  
Gary G. Mayer, Chief of Police  
Keith Frye, Police Captain

Subject: Standard Purchasing Resolution 4: NIPA and NJPA Contracts – Video Storage Components

### History

- On February 28, 2011, Troy City Council approved the City of Troy Police Department to expend funds to purchase and install new in-car video systems with higher resolution cameras which also included hardware, software, installation, training, and extended warranties. {Resolution #2011-02-J-04-b}
- On October 21, 2013, Troy City Council approved the City of Troy Police Department request to utilize the existing ongoing contract with SimplexGrinnell, an authorized licensed installer in Michigan to purchase and install building security video cameras in many city-owned buildings so as to upgrade the current Integrated Security Management System. {Resolution #2013-10-168}.
- These higher resolution cameras necessitate increased storage capabilities and challenge the City's ability to meet current retention requirements. Increasing video storage capability will enable the Police Department to meet and/or exceed current storage requirements.

### Purchasing

- The City is proposing to purchase video storage components and services as detailed below and as per the ongoing contract from SimplexGrinnell.
- Additional components also will be purchased from CDW-G as detailed and based on NIPA Contract #130733 and NJPA Contract #111309.

Vendor	Contract	Qty.	Unit Price	Total Cost
SimplexGrinnell	On-going			
Pelco Network Storage Manager	{Resolution #2013-10-168}	3	\$20,002.00	\$60,006.00
24TB, US PWR Cord				
Pelco Network Storage Manager		1	\$15,624.00	\$15,624.00
12TB, US PWR Cord				
System Programming & Configuration.		4	\$120.00	\$480.00
SimplexGrinnell Total				\$76,110.00
CDW-G				
HP Disk Enclosure Mfg. AJ941A	NIPA Contract #130733	1	\$2,800.00	\$2,800.00
HP MSA 900GB 6G SAS 10k	NJPA Contract #111309			
2.5IN DP ENT Mfg. C8S59A		10	\$700.00	\$7,000.00
CDW-G Total				\$9,800.00
<b>Total</b>				<b>\$85,910.00</b>



## CITY COUNCIL AGENDA ITEM

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### **Financial**

Funds are available in the current 2013-2014 Police Department Capital Budget.

### **Recommendation**

City Management recommends awarding a contract to purchase video storage components including system programming and configuration as quoted and as detailed above from SimplexGrinnell of Farmington Hills, MI and CDW-G of Chicago, IL through the City Council approved ongoing contract with SimplexGrinnell, the NIPA Cooperative Contract #130733 and the NJPA Cooperative Contract #111309 for an estimated total cost of \$85,910.00.



## CITY COUNCIL AGENDA ITEM

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Date: May 27, 2014

To: Brian Kischnick, City Manager

From: Tom Darling, Director of Financial Services  
Lisa Burnham, Accounting Manager

Subject: Bid Waiver – Workers’ Compensation Insurance Renewal for Fiscal Year 2014/15

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### **History**

The Michigan Municipal League Workers’ Compensation Fund (MML WCF) currently provides Workers Compensation coverage to the City. It has provided this coverage since 02/01/1978.

The MML WCF provides Workers Compensation coverage to more than 880 public entities throughout Michigan. The broker for the MML WCF takes competitive bids from re-insurers. As of May 2014, the re-insurer and the A.M. Best rating is: Munich RE (A+).

As an employer, the State of Michigan requires the City of Troy to provide the workers’ disability compensation under Public Act 317 of 1969. The MML WCF provides legal expertise and defense loss control services, and claims handling services which are included in their premium

### **Financial**

The City is in receipt of a renewal package from the Michigan Municipal League Workers’ Compensation Fund (MML WCF) which includes a dividend credit attributable to Fund members overall. Last year we had an experience modification factor of .97; this year it is a .86 experience modification factor. In addition, we are receiving a dividend credit of \$158,002.

The renewal premium to the City for FY 2014/15 is \$302,262. The City’s premium for FY 2013/14 was \$255,911 and for FY 2012/13 it was \$269,407. (The premium increase for FY14/15 is primarily due to the additional payroll costs for next year).

Funds are available in the Worker’s Compensation Fund. For FY 14/15, the City budgeted \$377,000 for the premium cost. The Worker’s Compensation fund currently has \$2,182,000 available in fund balance.

### **Recommendation**

City Management’s fiscal responsibility to City Council and our residents is best served by continuing the relationship with the MML WCF. It is recommended that City Council approve the renewal of the City’s workers compensation coverage for the net cost in the fiscal year 2014-2015 of \$302,262.



## CITY COUNCIL MEMO

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Date: May 28, 2014

To: Brian Kischnick, City Manager

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

Subject: Oakland County's Urban County Community Development Block Grant  
Cooperation Agreement for Program Years 2015-2017

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### **History**

Oakland County Community and Home Improvement Division are requesting the City of Troy's continued participation in Oakland County's Urban County Community Development Block Grant program for program years 2015-2017. The U.S. Department of Housing and Urban Development requires Oakland to renew the Cooperation Agreement every three years. The City of Troy has been participating in Oakland County's Urban County CDBG Program since 1982. Oakland County handles the majority of the federal paperwork involved in administering the CDBG program. The reduction in administrative burden helps maximize the benefit of each dollar at the local level.

### **Funding**

The City of Troy should receive approximately \$153,106 in CDBG funds through the "Urban County" program this year. During the past three years approximately \$441,835 has funded such programs as Section 36 Drainage Improvements, Section 36 Milverton Park Project, Public Services (Home Chore), and General Program Administration.

### **Recommendation**

It is recommended that City Council approve the resolution for the City of Troy to continue its participation in Oakland County's Urban County Community Development Block Grant Program for program years 2015-2017, which shall be automatically renewed in successive three-year qualification periods of time, or until such time that it is in the best interest of the City of Troy to terminate the Cooperative Agreement.

Attachment: Cooperative Agreement

COOPERATIVE AGREEMENT  
Oakland County "Urban County"  
Community Development Block Grant Program

THIS AGREEMENT made and entered into this 1st day of July, 2014 by and between the (City of Troy), Michigan hereinafter referred to as the "Community", and the County of (Oakland), a Michigan Constitutional Corporation, State of Michigan, hereinafter referred to as the "County":

WHEREAS, the Housing and Community Development Act of 1974 as amended provides an entitlement of funds for Community Development purposes for urban counties; and

WHEREAS, Oakland County has been designated as an Urban County provided that it secures Cooperation Agreements with various communities in Oakland County; and

WHEREAS, this agreement covers both the Community Development Block Grant Entitlement Program and, where applicable, the HOME Investment Partnership program; and

NOW THEREFORE, the Community and County do hereby promise and agree:

THAT the Community may not apply for grants from appropriations under Small Cities or State CDBG programs for fiscal years during the period in which it is participating in the urban county's CDBG program; and

THAT the Community may not participate in a HOME consortium except through the urban county, regardless of whether the urban county receives a HOME formula allocation; and

THAT the County shall have final responsibility for selecting Community Development Block Grant (and HOME, where applicable) activities and annually filing a Consolidated Plan with HUD; and

THAT the County will, on behalf of the Community, execute essential Community Development and Housing Assistance applications, plans, programs and projects eligible under the Housing and Development Act of 1974 as amended; and

THAT the Community and the County will cooperate to undertake, or assist in undertaking, community renewal and lower income housing assistance activities, specifically urban renewal and publicly assisted housing; and

THAT the Community and the County will take all actions necessary to assure compliance with the County's certification required by Section ~104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights Act of 1964, the Fair Housing Act, Section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975, and other applicable laws; that the County is prohibited from funding activities in or in support of any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction, or that impedes the County's actions to comply with the county's fair housing certification; and that funding by the County is contingent upon the Community's compliance with the above; and

THAT the Community has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstration within its jurisdiction; and

THAT a unit of general local government may not sell, trade, or otherwise transfer all or any portion of such funds to a metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended; and

THAT the qualification period of this agreement as defined in the HUD regulations and guidelines shall be Federal Fiscal Years 2015/2016/2017, and such additional period of time for the purpose of carrying out activities funded by Community Development Block Grants from Federal Fiscals years 2015/2016/2017, appropriations and from any program income generated from the expenditure of such funds; further that the period of time of this Agreement shall be automatically renewed in successive three-year qualification periods, unless the County or the Community provides written notice it elects not to participate in a new qualification period. A copy of this notice must be sent to the HUD State Office by the date specified in HUD's urban county qualification notice for the next qualification period; further the County will notify the Community in writing of its right to make such election by the date specified in HUD's urban county qualification notice; and

THAT the Community resolves to remain in Oakland County's Urban County programs for an indefinite period of time or until such time it is in the best interest of this Community to terminate the Cooperation Agreement and such additional period of time for the purpose of carrying out activities funded by Community Development Block Grants and from any program income generated from the expenditure of such funds. Furthermore, that the period of time of this Agreement shall be automatically renewed in successive three-year qualification periods, unless the County or the Community provides written notice it elects not to participate in a new qualification period. A copy of this notice must be sent to the HUD State Office by the date specified in HUD's Urban County Qualification Notice for the next qualification period; further the County will notify the Community in writing of its right to make such election by the date specified in HUD's Urban County Qualification Notice; and

THAT failure by either party to adopt an amendment to this Agreement incorporating all changes necessary to meet the requirements for cooperation agreements set forth in the Urban County Qualification Notice applicable for a subsequent three year urban county qualification period, and to submit the amendment to HUD as provided in the Urban County Qualification Notice applicable for a subsequent three-year urban county qualification period, and to submit the amendment to HUD as provided in the Urban County Qualification Notice, will void the automatic renewal of such qualification period; and

THAT this Agreement remains in effect until the CDBG (and HOME where applicable) funds and income received with respect to activities carried out during the three year qualification period (and any successive qualification periods under this automatic renewal provision) are expended and the funded activities completed, and that the County and Community may not terminate or withdraw from this agreement while this agreement remains in effect; and

THAT the Community shall inform the County of any income generated by the expenditure of CDBG funds received by the Community; and

THAT any such program income generated by the Community must be paid to the County, unless at the County's discretion, the Community may retain the program income as set forth in 24 CPR 570.503; and

THAT any program income the Community is authorized by the County to retain may only be used for eligible activities approved by the County in accordance with all CDBG requirements as may then apply; and

THAT the County has the responsibility for monitoring and reporting to HUD on the use of any such program income, thereby requiring appropriate record keeping and reporting by the Community as may be needed for this purpose; and

THAT in the event of close-out or change in status of the Community, any program income that is on hand or received subsequent to the close-out or change in status shall be paid to the County; and

THAT the Community shall provide timely notification to the County of any modification or change in the use of the real property from that planned at the time of acquisition or improvement including disposition; and

THAT the Community shall reimburse the County in the amount equal to the current fair market value (less any portion of the value attributable to expenditures of non-CDBG funds) of real property acquired or improved with Community Development Block Grant funds that is sold or transferred for the use which does not qualify under the CDBG regulations; and

THAT the Community shall return to the County program income generated from the disposition or transfer of real property prior to or subsequent to the close-out, change of status or termination of the cooperation agreement between the County and the Community; and

THAT the terms and provisions of this Agreement are fully authorized under State and local law, and that the Agreement provides full legal authority for the County to undertake or assist in undertaking essential community development and housing assistance activities, specifically urban renewal and publicly assisted housing; and

THAT pursuant to 24 CFR ~570.501(b), the Community is subject to the same requirements applicable to subrecipients, including the requirement for a written agreement set forth in 24 CFR 570.503.

IN WITNESS WHEREOF, the Community and the County have by resolutions authorized this agreement to be executed by their respective officer's thereunto as of the day and year first above written.

COUNTY OF OAKLAND

Name: \_\_\_\_\_  
Title: COUNTY EXECUTIVE  
Signature & date: \_\_\_\_\_

Name: \_\_\_\_\_  
Title: CHAIR, OAKLAND COUNTY BOARD OF COMMISSIONERS  
Signature & date: \_\_\_\_\_

Name: \_\_\_\_\_  
Title: COUNTY CLERK/REGISTER OF DEEDS  
Signature & date: \_\_\_\_\_

Name: \_\_\_\_\_  
Title: HIGHEST ELECTED OFFICIAL  
Signature & date: \_\_\_\_\_

CERTIFICATION BY COUNTY CORPORATION COUNSEL

The undersigned, Corporation Counsel for the County of Oakland, certifies that the terms and provisions of the foregoing agreement are fully authorized under existing State and local law and that the agreement provides full legal authority for the County to undertake or assist in undertaking essential community development and housing assistance activities, specifically urban renewal and public assisted housing in cooperation with local units of government.

Name: \_\_\_\_\_  
Title: CORPORATION COUNSEL  
Signature & date: \_\_\_\_\_



## CITY COUNCIL AGENDA ITEM

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Date: May 22, 2014

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Steven J. Vandette, City Engineer  
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Authorization to make Unconditioned Offers to Purchase Property for John R Improvements, Project No. 02.204.5 and a Request for Authorization to Institute Court Action – Parcel #55, Sidwell #88-20-02-228-024

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### **History**

In connection with the proposed improvements to John R Road, from Long Lake to Square Lake, and from Square Lake to South Boulevard, the Engineering department is seeking authorization to make an unconditioned offer to the property owners listed below. The property owners were presented with a written offer to purchase right of way and presented with our appraisal and plans for the project.

Discussions with the property owners have not resulted in an agreement to acquire the necessary right-of-way. Staff is requesting these authorizations so that the project can be kept on schedule in the event that agreements cannot be reached. Additionally, the property owners are now represented by legal counsel; therefore, it may be necessary to acquire the property rights by exercising our power of eminent domain as a last resort.

At the time of the original good faith offer, ownership of the property rested with Marjorie E. Thornthwaite and Kathleen L. Mohamed. Subsequently a quit claim deed was recorded with Oakland County Register of Deeds conveying interest in the property to Kathleen L. Behunin and Michael J. Behunin.

### **Project Overview**

This project will reconstruct and widen a two (2) mile stretch of John R Road, Long Lake Road to South Boulevard, to relieve congestion, improve safety and traffic flow. Included in the project are new traffic signals, concrete sidewalks and underground utilities where required.

There were thirty-five (35) parcels within the project limits that required acquisition of right-of-way or full acquisition. There are two outstanding purchase agreements for right-of-way, including this proposed agreement for Parcel #55.

**Financial**

An appraisal was prepared by Andrew M. Reed, State Certified General Appraiser and reviewed by Kimberly Harper, Deputy Assessor and State Licensed Appraiser.

Federal funds for the design and right-of-way phases have been obligated and used for these purposes. Eighty percent of the costs will be reimbursed from Federal funds.

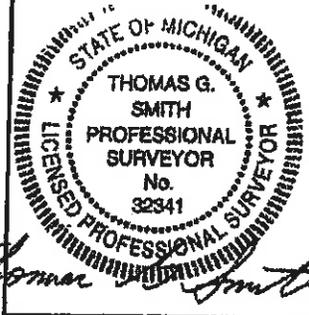
The construction phase is anticipated to start in the winter of 2015/16. The estimated cost of the construction phase is \$19.5 million with a City share of \$3.9 million. Funds for the City of Troy's share are included in the Major Road, Water and Sewer Funds.

PARCEL	SIDWELL	OWNER	TOTAL FEE COMPENSATION
#55	20-02-228-024	Kathleen L. Behunin & Michael J. Behunin	\$33,500

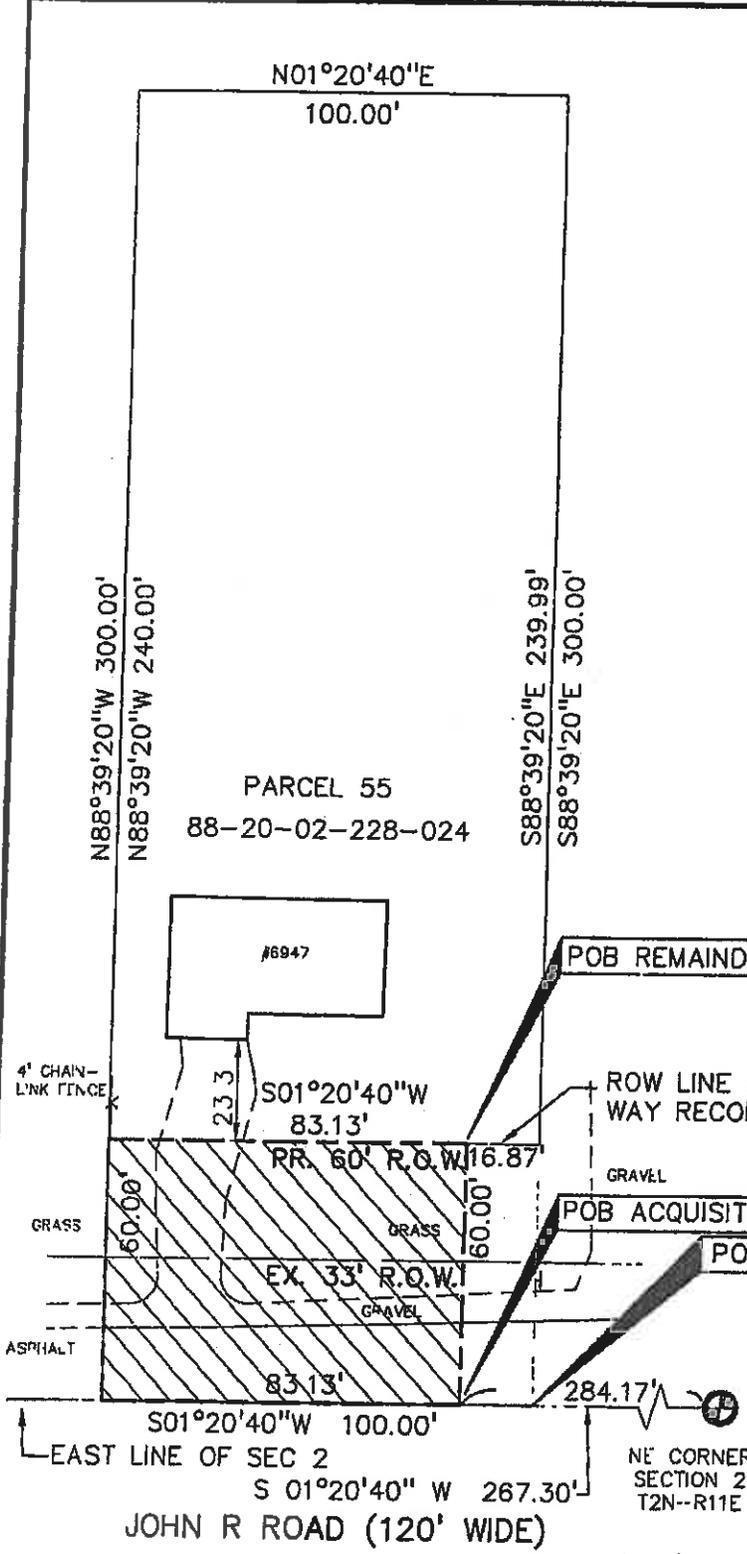
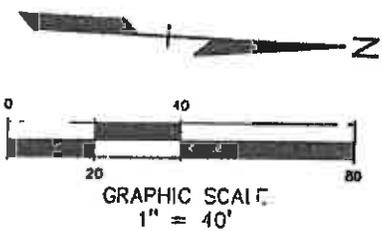
**Recommendation**

City staff recommends that City Council authorize the unconditioned offers in the amount listed above, plus closing costs. It is also requested that City Council authorize the City Attorney to take whatever action necessary and to expend the needed funds to acquire this right-of-way.

Approved as to Form: \_\_\_\_\_  
Lori Grigg Bluhm, City Attorney



Right-of-Way Acquisition  
 Gross Area=4,988 sf; 0.11 AC  
 Net Area=2,245 sf; 0.05 AC



POB REMAINDER PARCEL

POB ACQUISITION PARCEL

POB PARENT PARCEL

PARCEL 55

ORCHARD, HILTZ & McCLIMENT, INC  
 34000 Plymouth Road  
 Livonia, MI 48150 (734)522-6711



500 W Big Beaver Rd  
 Troy, Michigan 48064  
 (248) 524-3594  
 www.ci.troy.mi.us

6947 John R  
 Right-of-Way  
 Acquisition Sketch

SCALE:	DRAWN BY	CHECK BY	FILE
1" = 40'	JRV	GWC	P55-SEC2 ROW
	1-27-06	2-17-06	

CONTRACT No	SHEET No	JOB No.
	1 of 2	2002-234

Document Prepared by  
 Professional Engineering  
 Associates, Inc

DATE	REV.
3-06	2
3-06	1

NE CORNER  
 SECTION 2  
 T2N--R11E

JOHN R ROAD (120' WIDE)

EAST LINE OF SEC 2

ESQUIMONTO



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.



Berkley • Beverly Hills • Birmingham • Clawson • Ferndale • Hazel Park • Huntington Woods • Lathrup Village • Oak Park • Pleasant Ridge • Royal Oak • Troy

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May 19, 2014

Aileen Bittner  
City Clerk  
City of Troy  
500 West Big Beaver Road  
Troy, MI 48084

Subject: Appointment of Alternate

Dear Ms. Bittner:

Article VII of the Articles of Incorporation of SOCRRA provides that each municipality shall annually appoint a representative and an alternate to the Board of Trustees. This representative shall serve during the next fiscal year following his appointment and/or until his successor is appointed.

The present representative and alternate representative for the City of Troy are as follows:

Representative

T. L. Richnak

Alternate

K. Bovensiep

It is requested that the City Commission, by resolution, appoint a representative and alternate representative to represent the City of Troy on the Board of Trustees of SOCRRA for the fiscal year beginning July 1, 2014.

Please forward a certified copy of this resolution to SOCRRA, 3910 W. Webster Road, Royal Oak, MI 48073-6764.

Very truly yours,

Jeffrey A. McKeen, P.E.  
General Manager

JAM/kb

## PARKS AND RECREATION ADVISORY BOARD

A regular meeting of the Troy Parks and Recreation Advisory Board was held Thursday, November 21<sup>st</sup>, 2013 at the Troy Community Center, in room 301. Vice Chairman, Jeff Stewart called the meeting to order at 6:30 p.m.

Present: Jeff Stewart, Gary Hauff, Orestes Kaltsounis, Meaghan Kovacs, Carolyn Noble, Steve Toth  
Staff: Carol Anderson, Kurt Bovensiep, Lori Bluhm, Brian Goul, Elaine Bo

Absent: Janice Zikakis, Laurie Huber, David Bluhm

Visitors: Carla Reeb, Cindy Wymer

Resolution # PR - 2013 - 11 - 001  
Moved by Orestes Kaltsounis  
Seconded by Meaghan Kovacs

RESOLVED, that minutes from October 17<sup>th</sup> are approved after correcting the spelling of Jan Zikakis' last name.

Yes: 5  
No: 0

MOTION CARRIED

I. New Business

- A. Carol introduced our new board member Steve Toth. Steve gave his background with the Boys and Girls club of Troy and the YMCA, along with his background of coaching soccer.

Carol introduced new board member Carolyn Noble. Carolyn is interested in pursuing 5K races here in Troy, and other events appealing to a younger resident.

- B. Troy Nature Society Annual Report. Carla Reeb and Cindy Wymer represented TNS. Stu Redpath was the President of the Troy Nature Society since last April. He is dearly missed. Board members have stepped up to continue work on his projects.  
Carla noted a 60% increase in visitors up to 13,500 this past year. Membership increased 300%. Currently they have 200 volunteers. Great work being done with local schools for programs. They are always seeking funding as a nonprofit. Patrons are very appreciative of the Nature Society.  
Cindy reviewed the financial summary noting they have finished their 2<sup>nd</sup> audit. They just signed a new 2 year contract with the city.
- C. Parks and Recreation meeting dates for 2014 was distributed and will be posted. This can be changed based on member's input.
- D. Parks and Recreation board contact information was distributed.

Parks and Recreation Advisory Board - FINAL

E. Election of Officers. This was tabled until February as 2 members not in attendance.

II. Old Business

A. Discussion of Parks and Recreation Advisory Board Function and Purpose. The board questionnaire was discussed and board members gave input.

III. Members Comments

- A. Steve Toth asked for more information about Code and Charter Chapter 27. The April meeting the budget is presented and recommend budget to City Council. April 2013 we did not have a quorum. Prior to 2007 funding was given to the department for staff and programming. After 2007 programs and staff needed to be cost neutral and administration expense was greatly reduced. Parks does not have revenue and 98% of expenses are paid from general fund dollars. We can discuss further possible revisions to Chapter 27 to submit to our legal department.
- B. Upgrade of Christmas Displays. Kurt responded that all new garland was purchased for the wire displays. The Kiwanis club's goal is to line Big Beaver corridor trees with lights for the holiday season.

IV. Staff Reports

A. Recreation Report

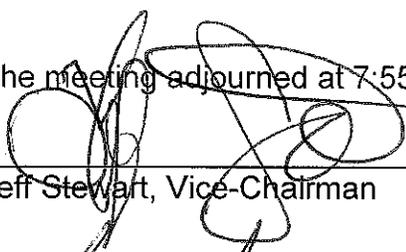
1. Brian Goul reviewed holiday programming.
2. Elaine Bo discussed 2014 new programs and handed out flyers.
3. Carol Anderson discussed the Study Session after the City Council meeting on Monday November 25<sup>th</sup> to discuss the Story of Troy. They will review the declining revenues and declining expenses which has resulted in a fund balance. Council will prioritize how to use this balance.

B. Parks Report

1. Kurt Bovensiepe had discussed the Christmas displays in members' comments.

C. Public Input. None.

The meeting adjourned at 7:55 p.m.

  
\_\_\_\_\_  
Jeff Stewart, Vice-Chairman

  
\_\_\_\_\_  
Lynne Lambert, Recording Secretary

## PARKS AND RECREATION ADVISORY BOARD

A regular meeting of the Troy Parks and Recreation Advisory Board was held Thursday, March 11, 2014 at the Troy Community Center, in room 302. Janice Zikakis called the meeting to order at 6:30 p.m.

Present: Janice Zikakis, Laurie Huber, David Bluhm, Gary Hauff, Orestes Kaltsounis, Carolyn Noble, Staff: Tim Richnak, Kurt Bovensiep, Brian Goul, Elaine Bo

Absent: Jeff Stewart, Kathleen Fejes, Meaghan Kovacs, Steve Toth

### I. New Business

- A. Kurt Bovensiep brought to the board parcels of remnant property for the boards review before they go before council. Discussion about property near Fire Station #2 on Livernois, as to offering it to the Fire Department to renovate into a memorial for Firefighters
- B. Janice Zikakis asked if Troy was still designated as "Tree City". Kurt Boensiep assured the board that we were still designated as "Tree City".
- C. Student representative, David Bluhm introduced himself to the board upon arrival. The board introduced themselves to Mr. Bluhm.
- D. Fireworks laws were discussed. In discussion with attorney's office.
  - 1. Fire Chief needs to approve fireworks in the City.
- E. Parks Shelter rentals were discussed as they relate to alcohol use.
  - 1. Police are informed as is park staff on site. Looking to add wine to the beer permits. Also, allowing beer in cans only. No glass bottles.

### II. Old Business

- A. Discussion of Parks and Recreation Advisory Board Function and Purpose.

### III. Members Comments

- A. Gary Hauff appreciates the sound of snow plows coming down his street. He expressed that the roads and subdivisions never looked better during one of the worst winters we've had. Kurt Bovensiep responded that he would forward the gratitude and that the City is still on budget. He also stated that over 7 million dollars will be spend on county roads before Christmas. Also, many road improvements are in the works for this year
- B. Upgrade of Christmas Displays. Sub Committee was discussed for Christmas decorations.

### IV. Staff Reports

- A. Recreation Report

Parks and Recreation Advisory Board - **FINAL**

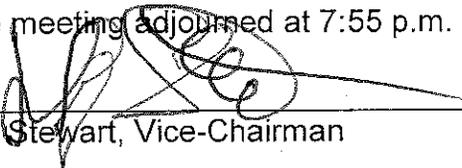
1. Possible draft for recreation operation and capital improvements.

B. Parks Report

1. Kurt Bovensiepe indicated that there was 80 thousand dollars left for improvements.

C. Public Input. None.

The meeting adjourned at 7:55 p.m.



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Jeff Stewart, Vice-Chairman



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Beverly Peck, Recording Secretary

EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES MINUTES – Final – March 12, 2014

A meeting of the Employees' Retirement System Board of Trustees was held on **Wednesday March 12, 2014** at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:05 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II  
Thomas Darling, CPA  
Steve Pallotta  
Dave Henderson  
Brian Kischnick

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

**Also Present:** Brenda Carter

MinutesResolution # ER – 2014-03-8

Moved by Pallotta  
Seconded by Gordon

RESOLVED, The Minutes of the February 12, 2014 meeting be approved.

Yeas: 6  
Absent: 1

Retirement RequestsResolution # ER – 2014-03-9

Moved by Gordon  
Seconded by Pallotta

RESOLVED, that the following retirement request be approved.

Retirement Requests

<b>Name</b>	Donald Ostrowski
<b>Pension Program</b>	DB
<b>Retirement Date</b>	4/25/14
<b>Department</b>	Police - TCOA
<b>Service Time</b>	25 Years 0 months

Ostrowski request accepted with retirement correction to retire April 25, 2014

Yeas: 6  
Absent: 1

**Other Business – Graystone Update on Investment Policy**

Graystone representatives Michael Holycross and Brian Green presented an update on the investment policy. The Board requested an analysis of seven-year sequential period, clarification of Section E and definitions of fixed income along with the short list of recommended fixed income managers. The Board asked to review investment policy with recommended changes at the meeting in April.

**Other Business – UBS Financial Services – UBS current asset allocation and recommendations**

UBS representatives Rebecca Sorenson and Darin McBride reviewed the current and proposed asset allocation for the Board directed share of the ERS portfolio. They noted that the fixed income levels were low and would bring recommended strategies and investment platforms to regain allocation balance back to the board for review at the next meeting.

**INVESTMENTS - GENERAL MOTORS**

**Resolution # ER – 2014-03-10**

Motion by Darling

Supported by Pallotta

RESOLVED, that the UBS will sell all General Motors stock.

Yeas: 6

Absent: 1

Chairman Calice reported on recent possible litigation challenges for General Motors and suggested divesting the Board managed General Motors shares.

**INVESTMENTS NAIC RECOMMENDED BUYS/SELLS – MARCH 2014 (NO SELL RECOMMENDATIONS)**

The System Administrator reviewed the February NAIC recommendations noting that there were no recommended sales. Recommended purchases could not be pursued at this time due to the re-balancing of fixed income challenges that the Board is currently engaged.

**Public Comment**

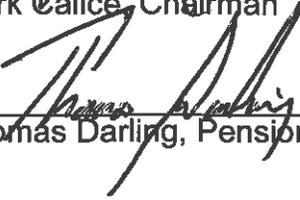
None

The next meeting is Wednesday April 9, 2014 at 12:00 p.m. at Troy City Hall, Council Board Conference Room, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 2:30 p.m.

EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES MINUTES – Final – March 12, 2014

  
\_\_\_\_\_  
Mark Calice, Chairman

  
\_\_\_\_\_  
Thomas Darling, Pension Administrator

RETIREE HEALTHCARE BENEFIT & TRUST BOARD OF TRUSTEES MINUTES – Final – March 12, 2014

A meeting of the Retiree Health Care Benefit & Trust Board of Trustees was held on **Wednesday March 12, 2014** at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 3:45 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II  
Thomas Darling, CPA  
Steve Pallotta  
Dave Henderson

**Trustees Absent:** Brian Kischnick  
Milton Stansbury  
William R. Need (Ex-Officio)

**Also Present:** Brenda Carter

MinutesResolution # ER – 2014-03-3

Moved by Pallotta  
Seconded by Gordon

RESOLVED, The Minutes of the February 12, 2014 meeting be approved.

Yeas: All-5  
Absent: 2

Other Business – UBS Retiree Healthcare Investment Policy & Asset Allocation

UBS Financial Service representatives Rebecca Sorenson and Darin McBride presented a draft investment policy and Asset Allocation Statement. The Board discussed various aspects of the policy and allocation including the limits on Target Allocation and Allocation Range.

The Board requested UBS to provide alternate allocation ranges and the methodology used to develop the allocations at the next meeting.

UBS Financial Services educated the Board on other vehicles including ETF's and how they could be incorporated into the system's portfolio.

INVESTMENTS

None

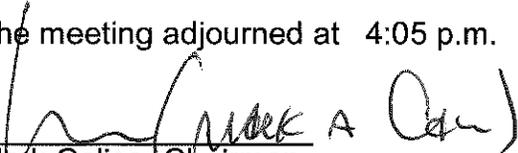
Public Comment

None

RETIREE HEALTHCARE BENEFITS & TRUST BOARD OF TRUSTEES MINUTES – Final – March 12, 2014

The next meeting is Wednesday April 9, 2014 at 1:30 p.m. at Troy City Hall, Council Board Conference Room, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 4:05 p.m.

  
Mark Calice, Chairman

  
Thomas Darling, Pension Administrator

EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES MINUTES – Draft – April 9, 2014

A meeting of the Employees' Retirement System Board of Trustees was held on **April 9, 2014** at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:10 p.m.

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

**Trustees Absent:** Dave Henderson  
Brian Kischnick

**Also Present:**

### Minutes

#### Resolution # ER – 2014-04-11

Moved by: Pallotta  
Seconded by: Gordon

RESOLVED, The Minutes of the March 12, 2014 meeting be approved.

Yeas: 5  
Absent: 2

### Retirement Requests

None

### Other Business – Graystone Update on Investment Policy

Morgan Stanley reviewed packet including:

- Seven year rolling average from 2003 through 2013 comparing old policy compared to proposed policy.
- Reviewed investment policy noting changes were proposed to the prior policy using a red line methodology.
- Section b.1.b on Quality of Separately managed accounts should stay the same and remove "The average quality rating of the bond portfolio shall be investment grade (BBB or better).
- Greystone will make changes to the format on page 5 related to investment recommendations to make it more clear that Domestic and International equity rages are a subset of Global Equities.
- Will review fixed income managers at next meeting base on recommendations provided in this meeting packet. The Board will review for discussions at next meeting.

**Other Business – Review and approval of Resolution to Authorize System Administrator to Authorize Investment Transactions**

**Resolution # ER – 2014-04- 12**

Motion by: Stansbury  
Supported by: Gordon

Yeas: 5  
Absent: 2

**Other Business – UBS Financial Services – UBS current asset allocation and recommendations**

Reviewed March 31, 2014 UBS Portfolio. UBS will return with convertible bonds.

**INVESTMENTS –**

UBS recommended increasing fixed income closer to 25% of portfolio. Recommended purchase of Dreyfus Intermediate Term.

Investment in \$2,4000,000 Dreyfus Intermediate Term Mutual Fund

**Resolution # ER – 2014-04-13**

Motion by: Pallotta  
Supported by: Gordon

Yeas: 5  
Absent: 2

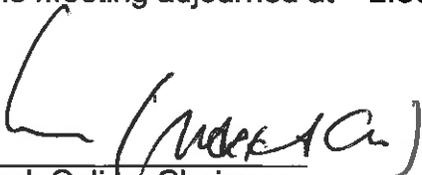
**Public Comment**

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None

The next meeting is Wednesday May 14, 2014 at 12:00 p.m. at Troy City Hall, Council Board Conference Room, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 2:30 p.m.

  
\_\_\_\_\_  
Mark Calice, Chairman

  
\_\_\_\_\_  
Thomas Darling, Pension Administrator



## EMPLOYEE RETIREMENT SYSTEM RESOLUTION

### AUTHORIZATION OF SYSTEM ADMINISTRATOR TO AUTHORIZE INVESTMENT TRANSACTIONS

#### **Resolution #ER-2014-04-12**

Moved by: Stansbury

Seconded by: Gordon

**RESOLVED**, That Thomas Darling, Administrative Officer to this Board and in his absence, Brian Kischnick, Trustee, be, and hereby are, 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 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; "To establish and open accounts with MSSB and give oral or written instructions to MSSB with respect to investments or services offered in connection with those accounts".

**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: 5

Absent: 2

RETIREE HEALTHCARE BENEFIT & TRUST BOARD OF TRUSTEES MINUTES – Final – April 9, 2014

A meeting of the Retiree Health Care Benefit & Trust Board of Trustees was held on **Wednesday April 9, 2014** at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 2:35 p.m.

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

**Trustees Absent:**  
Dave Henderson  
Brian Kischnick

**Also Present:**

**Minutes**

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**Resolution # ER – 2014-04-4**

Moved by: Pallotta  
Seconded by: Gordon

RESOLVED, The Minutes of the March 12, 2014 meeting be approved.

Yeas: 5  
Absent: 2

**Other Business – UBS Presentation on Asset Allocations and Investment Recommendations**

Resolution to accept Investment Policy as presented by UBS with adding overall captions for Global Equity and Fixed Income in investment allocation

**Resolution # ER – 2014-04-5**

Motion by: Darling  
Supported by: Pallotta

Yeas: 5  
Absent: 2

Other Business – Review and approval of Resolution to Authorize System Administrator to Authorize Investment Transactions

**Resolution # ER – 2014-04-6**

Motion by: Stansbury  
Supported by: Pallotta

Yeas: 5  
Absent: 2

INVESTMENTS

UBS presented recommendations for fixed income platforms including:

- Review Equity for Large Cap, Mid Cap, Emerging Markets, Fixed Income
- Accept all recommendations, investments, investment vehicles and the allocations.

**Resolution # ER – 2014-04-7**

Motion by: Stansbury  
Supported by: Pallotta

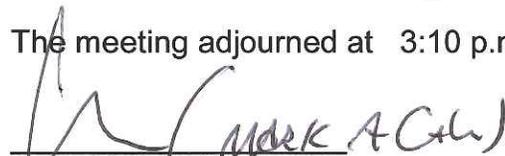
Yeas: 5  
Absent: 2

Public Comment

None

The next meeting is Wednesday May <sup>14<sup>th</sup></sup> 2014 at 1:30 p.m. at Troy City Hall, Council Board Conference Room, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:10 p.m.

  
Mark Calice, Chairman

  
Thomas Darling, Pension Administrator



## RETIREE HEALTHCARE & BENEFIT TRUST BOARD RESOLUTION

### AUTHORIZATION OF SYSTEM ADMINISTRATOR TO AUTHORIZE INVESTMENT TRANSACTIONS

#### **Resolution #ER-2014-04-6**

Moved by: Stansbury

Seconded by: Pallotta

**RESOLVED**, That Thomas Darling, Administrative Officer to this Board and in his absence, Brian Kischnick, Trustee, be, and hereby are, fully authorized and empowered, for the Retiree Healthcare Benefit & Trust Board, 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 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; "To establish and open accounts with MSSB and give oral or written instructions to MSSB with respect to investments or services offered in connection with those accounts".

**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: 5

Absent: 2

On April 15, 2014, at 7:30 p.m., in the Council Chambers of Troy City Hall, Chair Kneale called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

- Bruce Bloomingdale
- Kenneth Courtney
- David Eisenbacher
- Thomas Krent
- Allen Kneale
- David Lambert
- Paul McCown

Also Present:

- Paul Evans, Zoning and Compliance Specialist
- Julie Quinlan Dufrane, Assistant City Attorney

2. APPROVAL OF MINUTES – February 18, 2014

Moved by Courtney  
Seconded by McCown

RESOLVED, to approve the February 18, 2014 meeting minutes.

Yes: All

MOTION PASSED

3. APPROVAL OF AGENDA – No changes

4. HEARING OF CASES

VARIANCE REQUEST, GAIL A. MORO FOR GPRZ REAL ESTATE LLC, 6530, 6550, 6566 COOLIDGE HIGHWAY– In order to split a parcel into four parcels, variances to the required 100 foot minimum lot frontage and width. Three of the proposed parcels are proposed to have 90 feet of frontage and width. The fourth is proposed to be 98.31 feet wide. Zoning Ordinance Section 4.06 R-1B Zoning District

Moved by McCown  
Seconded by Eisenbacher

RESOLVED, to grant the request.

Yes: Eisenbacher, McCown

No: Courtney, Kneale, Krent, Lambert, Bloomingdale

MOTION PASSED

Moved by Courtney  
Seconded by Kneale

RESOLVED, to deny the request.

Moved by Lambert  
Seconded by Bloomingdale

RESOLVED, to table the request to the May 20, 2014 ZBA meeting.

Yes: All

MOTION PASSED

5. COMMUNICATIONS – None

6. MISCELLANEOUS BUSINESS- Zoning Ordinance recommendations:

Moved by Courtney  
Seconded by McCown

RESOLVED, to forward the recommendations contained in the Agenda Packet to the Planning Commission.

Yes: ALL

MOTION PASSED

7. PUBLIC COMMENT – None

8. ADJOURNMENT – The Zoning Board of Appeals meeting ADJOURNED at 9:00 pm.

Respectfully submitted,

---

Allen Kneale, Chair

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Paul Evans, Zoning and Compliance Specialist

On April 15, 2014, at 7:30 p.m., in the Council Chambers of Troy City Hall, Chair Kneale called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

Bruce Bloomingdale  
Kenneth Courtney  
David Eisenbacher  
Thomas Krent  
Allen Kneale  
David Lambert  
Paul McCown

Also Present:

Paul Evans, Zoning and Compliance Specialist  
Julie Quinlan Dufrane, Assistant City Attorney

2. APPROVAL OF MINUTES – February 18, 2014

Moved by Courtney  
Seconded by McCown

RESOLVED, to approve the February 18, 2014 meeting minutes.

Yes: All

MOTION PASSED

3. APPROVAL OF AGENDA – No changes

4. HEARING OF CASES

VARIANCE REQUEST, GAIL A. MORO FOR GPRZ REAL ESTATE LLC, 6530, 6550, 6566 COOLIDGE HIGHWAY– In order to split a parcel into four parcels, variances to the required 100 foot minimum lot frontage and width. Three of the proposed parcels are proposed to have 90 feet of frontage and width. The fourth is proposed to be 98.31 feet wide. Zoning Ordinance Section 4.06 R-1B Zoning District

Moved by McCown  
Seconded by Eisenbacher

RESOLVED, to grant the request.

Yes: Eisenbacher, McCown

No: Courtney, Kneale, Krent, Lambert, Bloomingdale

MOTION FAILED

Moved by Courtney  
Seconded by Kneale

RESOLVED, to deny the request.

Moved by Lambert  
Seconded by Bloomingdale

RESOLVED, to table the request to the May 20, 2014 ZBA meeting.

Yes: All

MOTION PASSED

5. COMMUNICATIONS – None

6. MISCELLANEOUS BUSINESS- Zoning Ordinance recommendations:

Moved by Courtney  
Seconded by McCown

RESOLVED, to forward the recommendations contained in the Agenda Packet to the Planning Commission.

Yes: ALL

MOTION PASSED

7. PUBLIC COMMENT – None

8. ADJOURNMENT – The Zoning Board of Appeals meeting ADJOURNED at 9:00 pm.

Respectfully submitted,



---

Allen Kneale, Chair



---

Paul Evans, Zoning and Compliance Specialist

Chair Edmunds called the Regular meeting of the Troy City Planning Commission to order at 7:00 p.m. on May 13, 2014 in the Council Chamber of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds  
Steve Gottlieb  
Michael W. Hutson  
Tom Krent  
Philip Sanzica  
Gordon Schepke  
Thomas Strat  
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director  
Ben Carlisle, Carlisle/Wortman Associates, Inc.  
Susan Lancaster, Assistant City Attorney  
Kathy L. Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

**Resolution # PC-2014-05-027**

Moved by: Tagle  
Seconded by: Hutson

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

Yes: All present (8)

**MOTION CARRIED**

3. APPROVAL OF MINUTES

**Resolution # PC-2014-05-028**

Moved by: Gottlieb  
Seconded by: Schepke

**RESOLVED**, To approve the minutes of the April 22, 2014 Special/Study meeting as prepared.

Yes: All present (8)

**MOTION CARRIED**

4. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

**SPECIAL USE REQUEST AND PRELIMINARY SITE PLAN REVIEW**

5. PUBLIC HEARING – SPECIAL USE AND PRELIMINARY SITE PLAN REVIEW (File Number SU 117-D) – Proposed St. Mark Coptic Orthodox Church, West side of Livernois, South of Wattles (3603-3615 Livernois), Section 21, Currently Zoned R-1BH (One Family Residential) District

Mr. Carlisle said his review of the application is based on the proposal as a permanent addition to the site. He addressed the following outstanding items:

- Parking.
- Extension of existing sidewalk to parking lot access drive.
- Landscape as relates to parking lot and additional screening.
- Floor plan as relates to restrooms, extension of utility lines.
- Elevations; compatibility with adjacent properties and other buildings on site.
- Photometrics plan.

Mr. Carlisle reported that compliance with the Special Use Standards could not be determined at this time because of the outstanding issues. He recommended the applicant address the outstanding issues prior to Special Use and Preliminary Site Plan approval.

Present were Harold Remlinger, project architect from DesignTeam Plus, and Joe Jarvis, representative of St. Mark Coptic Orthodox Church.

Mr. Remlinger circulated revised site plan drawings as well as photographs of existing landscaping and sight distance views with adjacent residential properties. He specifically addressed landscaping, elevations and lighting. He asked the Board's to not take into consideration public comments dated in 2011 because the comments do not relate to the current application submission. Mr. Remlinger informed the Board that a public informational meeting in which neighboring property owners were invited was held at the church on March 24.

Mr. Remlinger said the intent is to meet all Zoning Ordinance requirements and comply with the outstanding issues addressed by the Planning Consultant. He asked for the Board's consideration for approval this evening and to proceed with the approval process through the Building Department.

PUBLIC HEARING OPENED

David Bemis, 365 Kirk Lane, spoke in opposition; against temporary structures, use of modular classrooms during week.

Reda Megally, 4940 Hubbard, spoke in support. Mr. Megally said the project is good for church and community.

Samuel (did not sign in) questioned the proposed use as relates to temporary or permanent structure and the application requirements.

Mr. Savidant clarified the definition of a temporary building. He said because the church cannot designate a timeframe for the proposed temporary structures, the City is assuming that the classrooms will be on site for a long time. Therefore the application is being reviewed as a permanent addition to the site.

PUBLIC HEARING CLOSED

After discussion, it was the consensus of the Board that a complete set of plans addressing the outstanding items should be resubmitted and the Board provided time to review for consideration of approval. The major concern addressed is the compatibility of the proposed addition to adjacent residential properties.

**Resolution # PC-2014-05-029**

Moved by: Krent  
 Seconded by: Strat

**RESOLVED**, To postpone the item to the June 10, 2014 Regular meeting.

Yes: All present (8)

**MOTION CARRIED**

6. TROY REAL ESTATE FORUM

Messrs. Savidant and Carlisle gave an overview of the Troy Real Estate Forum held on April 29, 2014 at the Troy Community Center.

7. ZONING BOARD OF APPEALS RECOMMENDATIONS – Zoning Ordinance Revisions for Consideration by Planning Commission

Mr. Krent briefly reviewed text amendment recommendations from the Zoning Board of Appeals.

A brief discussion followed. The recommendations will be discussed and considered at a future Planning Commission meeting.

**OTHER BUSINESS**

7. **PUBLIC COMMENTS** – For Items on Current Agenda

There was no one present who wished to speak.

9. **PLANNING COMMISSION COMMENTS**

There were general Planning Commission comments.

Mr. Krent said he would submit a written report on the APA National Convention.

Mr. Savidant said going forward he would provide the Planning Commission information on applications granted administrative approval.

Chair Edmunds reminded the Board of the upcoming I-75 Modernization Project Open House on June 4, 2014 at the Troy Community Center.

The Regular meeting of the Planning Commission adjourned at 8:42 p.m.

Respectfully submitted,

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Donald Edmunds, Chair

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Kathy L. Czarnecki, Recording Secretary



## MEMO

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Date: May 30, 2014

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Elaine S. Bo, Recreation Director

Subject: Medi-Go Ridership

### **HISTORY**

The Medi-Go program began in 1988 and until 2004 was subsidized with general fund dollars. In 2004, additional money became available to SMART for Dial-A-Ride (now called the SMART Connector). Since 2004 the City of Troy has opted to use its SMART community and municipal credits for the Medi-Go program for a total of \$170,000. Municipal credits are state authorized funds that are allocated to SMART to be dispersed to every city, township and village in Oakland, Wayne and Macomb Counties on a per capita basis. Community credits are a direct result of the SMART millage that provides opt-in communities with additional funds, and the City began using their municipal and community credits for Medi-Go.

### **SERVICE PROVIDED**

Currently the program operates four buses, five days per week and provides service for Troy Residents age 60 and older as well as Troy residents with disabilities age 18 and older.

### **BOARD OF DIRECTORS**

A nine member board oversees the Medi-Go program and sets the policies including fees, boundaries for service and ridership qualifications. The Medi-Go Board meets bi-monthly at the Community Center and the members are:

Sam Clay, President  
Josephine Rhodes, Vice-President  
Steve Brown  
Honorable Dennis Drury  
Dan Mayville, C.P.A  
Jim McGuire  
Dr. Sheila McKenzie, P.C.  
Doris Shuchter  
Carla, Vaughan, Recreation Department staff member



# MEMO

## **RIDERSHIP NUMBERS**

Medi-Go records ridership in four categories. Below is ridership for the previous three years.

Year	Miles Driven	Disabled	Seniors/Non-Medical	Senior Medical Wheelchair	Senior Medical Ambulatory	Total Ridership
2013	96,405	6,166	1,417	1,382	4,578	13,543
2012	105,239	5,825	1,450	1,442	4,744	13,461
2011	98,015	3,233	946	1,701	6,042	11,922

The typical number of riders per day is sixty-two (62), however, depending on the destination of the passengers, they may or may not be able to accommodate more riders. Currently Medi-Go has a wait list and their staff turns down five to eight requests for transportation per day. Tuesdays and Thursdays are the busiest days of the week and ridership is slightly less requested during the summer months.

SEMCOG projects that the 65 and older population, in Troy, will increase more than 70% between 2010 and 2035. This is apparent in the demand for additional 50+ evening programs as well as the requests for Medi-Go service. Since January of this year more than 90 ride per month have been denied service due to the high demand for transportation. Seventy-five percent of those requests are health related. The remaining 25% are for residents with disabilities to get to work, senior adults for shopping, and exercise class at the Community Center.

The cost to operate an additional vehicle would be \$54,000 and would accommodate approximately 3,000 additional residents requesting service, per year.

## **SERVICE MAP**

The attached map shows the boundaries of service with the heavy black line. All riders must be Troy residents to qualify for service. Advance reservations are required for the medi-go bus and will provide door-to-door service for doctor's appointments, physical therapy, school, shopping and social activities. Service is available between 8:30 am and 4:00 pm, Monday through Friday. The current service area includes 11 Mile Road to the South, Mound Road to the East, Southfield Road to the West, and Hamlin Road to the North. There has been some discussion by the about reducing the service area. The Medi-Go board has the authority to change the boundaries and could include South Boulevard to the north and Twelve Mile Road to the south.



**Beth L Tashnick**

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**Subject:** FW: FOIA Request

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**From:** \_\_\_\_\_  
**Sent:** Tuesday, August 27, 2013 2:06 PM  
**To:** Brian M Kischnick  
**Subject:** RE: FOIA Request

Thank you for your prompt and courteous response to my request. Due to your action I was able to view the records I requested and obtained the answers I was looking for.

Thank you for your time  
Nancy Wenzel

Sent from Windows Mail

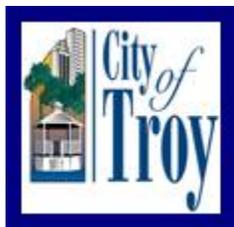
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**From:** Brian M Kischnick  
**Sent:** August 21, 2013 11:00 AM  
**To:** 'Nancy Wenzel'  
**CC:** Brian M Kischnick; Dane Slater; Dave Henderson; Doug Tietz; Ed Pennington; Jim Campbell; Maureen McGinnis; Wade Fleming; Wade Fleming Other  
**Subject:** RE: FOIA Request

Nancy,

I have directed staff to contact you and make every effort to work with you to obtain the information in the least costly and most informative way. I apologize for the inconvenience and will do everything within the law and current city policy to assist you with your request. If I have to do it myself, I will.

Brian M. Kischnick  
Troy City Manager



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**From:** Dave Henderson \_\_\_\_\_  
**Sent:** Tuesday, August 20, 2013 8:07 AM  
**To:** 'Nancy Wenzel'  
**Cc:** Brian M Kischnick  
**Subject:** RE: FOIA Request

Nancy,

It is typical for the city to charge for the results of a FOIA request, especially one so large. I understand how complicated it might be gathering the 4000 pages in a document or set of documents over 50 years old, on a project as large as Emerald Lakes. A similar project today would probably be recorded differently, and would be more searchable electronically, than something 50 years ago that was no doubt converted a couple times in various formats.

I'm not sure what you are searching for, but it seems to me that the FOIA request was made available to you, even if the timing was a little lengthy. I have to assume you can still obtain the document(s) if you still need it.

Your idea of having certain information available on a non network computer, available at the library, may or may not have merit. A 4000 page document is exceptionally large, and is only one project the city has been involved in since 1955. I'm not sure any of us really know how big the task you are asking to be done is. I've copied city manager Kischnick on this email for his review and input.

Is there a specific question about Emerald Lakes subdivision and the retention lakes that someone could answer for you? There is a lot of institutional knowledge at City Hall handed down over the years, you never know who may have a quick answer for you on any given topic.

Thanks

Dave Henderson

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**From:** Nancy Wenzel \_\_\_\_\_  
**Sent:** Monday, August 19, 2013 11:13 PM  
**To:** [mmcginnis@dmcginnis.com](mailto:mmcginnis@dmcginnis.com); [djlkslater@aol.com](mailto:djlkslater@aol.com); [wade.fleming@troymi.gov](mailto:wade.fleming@troymi.gov); [jim.cambell@troymi.gov](mailto:jim.cambell@troymi.gov); [council@troymi.gov](mailto:council@troymi.gov); [davehenderson@wideopenwest.com](mailto:davehenderson@wideopenwest.com); [ed.pennington@troymi.gov](mailto:ed.pennington@troymi.gov); [doug.tietz@troymi.gov](mailto:doug.tietz@troymi.gov)  
**Cc:** [council@troymi.gov](mailto:council@troymi.gov)  
**Subject:** FOIA Request

Attached is a letter I recently sent to the Troy City Manager regarding how disappointed I was with the results from when I tried to obtain some information from the Troy Engineering Department.

Nancy Wenzel