



TROY CITY COUNCIL

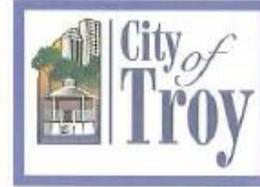
REGULAR MEETING

AGENDA

OCTOBER 20, 2014
CONVENING AT 7:30 P.M.

Submitted By
The City Manager

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



TO: The Honorable Mayor and City Council
Troy, Michigan

FROM: 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**
October 20, 2014 – 7:30 PM
Council Chambers
City Hall - 500 West Big Beaver
Troy, Michigan 48084
(248) 524-3317

INVOCATION: **1**

PLEDGE OF ALLEGIANCE: **1**

A. CALL TO ORDER: **1**

B. ROLL CALL: **1**

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

C-1 Transit Center Grand Opening Ceremony Recognition – Tuesday, October 14, 2014 *(Introduced by: Mayor Dane Slater)* 1

C-2 Presidential Disaster Declaration Update *(Introduced by: Kristin Dayag, Emergency Management Specialist)* 1

C-3 On Behalf of the City of Troy Employees' for a Cause Program for the Months of January and February, 2014, Community Affairs Director Cindy Stewart Will Present a Check in the Amount of \$830 to Richard Snyder, President, and Mike Kreinbring, Vice President, Troy People Concerned *(Introduced by: Cindy Stewart, Community Affairs Director)* 1

C-4 Susan M. Lancaster Domestic Violence Hero Award Recipient *(Introduced by: Mayor Dane Slater)* 1

D. CARRYOVER ITEMS: **2**

D-1 No Carryover Items 2

<u>E.</u>	<u>PUBLIC HEARINGS:</u>	<u>2</u>
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<u>G.</u>	<u>CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:</u>	<u>3</u>
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<u>I.</u>	<u>REGULAR BUSINESS:</u>	<u>3</u>
I-1	Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Appointments – Parks and Recreation Board	3
I-2	Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Animal Control Appeal Board, Liquor Advisory Committee	4
I-3	Request for Closed Session	7
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<u>J.</u>	<u>CONSENT AGENDA:</u>	<u>7</u>
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J-5	Private Agreement – Contract for Installation of Municipal Improvements – Oak Forest Site Condominiums Phase II – Project No. 04.943.3	8
J-6	2015 City Council Meeting Schedule	8
J-7	Proposed Consent Judgment – Mondrian Properties Belleclair v Troy	9
J-8	Suggested Resolution to Schedule a Study Session – Financial Update on Monday, November 24, 2014 at 6:00 PM	9
<u>K.</u>	<u>MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:</u>	9
K-1	Announcement of Public Hearings: None Submitted	9
K-2	Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted	10
<u>L.</u>	<u>PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:</u>	10
<u>M.</u>	<u>COUNCIL REFERRALS:</u>	10
M-1	No Council Referrals Advanced	10
<u>N.</u>	<u>COUNCIL COMMENTS:</u>	10
N-1	No Council Comments Advanced	10
<u>O.</u>	<u>REPORTS:</u>	10
O-1	Minutes – Boards and Committees:	10
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	b) Building Code Board of Appeals-Final – September 3, 2014	10
	c) Planning Commission Special/Study Meeting-Draft – September 23, 2014.....	10
	d) Planning Commission Special/Study Meeting-Final – September 23, 2014.....	10
	e) Building Code Board of Appeals-Draft – October 1, 2014	10
	f) Planning Commission Special Meeting-Draft – October 1, 2014.....	10
	g) Planning Commission Special Meeting-Final – October 1, 2014.....	10
	h) Election Commission-Draft – October 7, 2014	10
O-2	Department Reports: None Submitted	10

O-3	Letters of Appreciation:	10
	a) To Chief Mayer from Pat Cavanaugh Regarding Officer Gail Jasak and the Work She Does in the Susick School Community.....	10
	b) To the Troy Police Department from Geof Gaudard, Bloomfield Township Chief of Police, Regarding Assistance on a Case	10
	c) To Chief Nelson from Julie Senkowmi Regarding Lt. Dave Basile and Firefighter Dave Hughson Providing an Educational Opportunity at the North Hills Child Care Center	10
	d) To Brian Kischnick from Rip Rapson, Kresge Foundation, Regarding Assistance from the Planning and Building Departments.....	10
O-4	Proposed Proclamations/Resolutions from Other Organizations: None Submitted	10

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): **11**

Q. STUDY ITEMS: **11**

Q-1	No Study Items	11
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R. CLOSED SESSION: **11**

R-1	Closed Session – Allstate Insurance Company v City of Troy and Troy Fire Department	11
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S. ADJOURNMENT: **11**

FUTURE CITY COUNCIL PUBLIC HEARINGS: **12**

November 10, 2014 IDD/IFEC for Toyoda Gosei NA Corp, 1400 Stephenson 12

PROPOSED 6:00 PM SPECIAL CITY COUNCIL MEETINGS AND STUDY SESSIONS: **12**

November 24, 2014 (To Be Scheduled) Financial Update 12

SCHEDULED SPECIAL CITY COUNCIL MEETINGS: **12**

SCHEDULED REGULAR CITY COUNCIL MEETINGS: **12**

	November 10, 2014 Regular Meeting.....	12
	November 24, 2014 Regular Meeting.....	12
	December 1, 2014 Regular Meeting.....	12
	December 15, 2014 Regular Meeting.....	12

INVOCATION:

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 #2014-10-
Moved by
Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the Regular City Council Meeting of October 20, 2014, due to _____.

Yes:
No:

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Transit Center Grand Opening Ceremony Recognition – Tuesday, October 14, 2014
(Introduced by: Mayor Dane Slater)

C-2 Presidential Disaster Declaration Update *(Introduced by: Kristin Dayag, Emergency Management Specialist)*

C-3 On Behalf of the City of Troy Employees' for a Cause Program for the Months of January and February, 2014, Community Affairs Director Cindy Stewart Will Present a Check in the Amount of \$830 to Richard Snyder, President, and Mike Kreinbring, Vice President, Troy People Concerned *(Introduced by: Cindy Stewart, Community Affairs Director)*

C-4 Susan M. Lancaster Domestic Violence Hero Award Recipient *(Introduced by: Mayor Dane Slater)*

D. CARRYOVER ITEMS:

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

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 – Parks and Recreation Board

a) Mayoral Appointments: None

b) City Council Appointments:

Suggested Resolution
Resolution #2014-10-
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:

Parks and Recreation Board

Appointed by Council

7 Regular Members and 1 Troy School Board Member:

Regular Member: 3 Year Term / Troy School Board Member: 1 Year Term

Term Expires: 9/30/2017

Timothy McGee

Term currently held by: Meaghan Kovacs

Yes:

No:

I-2 Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Animal Control Appeal Board, Liquor Advisory Committee

a) Mayoral Nominations:

Suggested Resolution

Resolution #2014-10-

Moved by

Seconded by

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

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			4/30/2016	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	

Yes:

No:

b) City Council Nominations:

Suggested Resolution

Resolution #2014-10-

Moved by

Seconded by

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:

[Animal Control Appeal Board](#)

Appointed by Council

5 Regular Members

3 Year Term

Current Members:

Last Name	First Name	Appointment Expire	Notes 2
Carolan	Patrick	9/30/2016	
Petrulis	Al	9/30/2015	Traffic Comm exp 1/31/2014
Saeger	Jayne	9/30/2017	
Vacancy		9/30/2017	Steve Toth resigned 10/15/2014
Waters	Gretchen	9/30/2015	

Nominations to the Animal Control Appeal Board:

Term Expires: 9/30/2017

Term currently held by: Vacancy-Steve Toth resigned 10/15/2014

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 2
Knight	P. Terry	1/15/2016	DDA exp 9/30/2015; Personnel Bd exp 4/30/2015

Liquor Advisory Committee

Appointed by Council
7 Regular Members
3 Year Term

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes
Easterbrook	David	12/2/2015	1/31/2015	
Ehlert	Max	11/15/2013	1/31/2015	
Godlewski	W. Stan	12/14/2012	1/31/2017	
Gorcyca	David	12/6/2015	1/31/2017	
Hall	Patrick	12/12/2014	1/31/2016	
Huber	Robert	3/1/2015	7/31/2015	STUDENT
Kaltsounis	Andrew	12/13/2014	1/31/2016	
Oberski	Jeff			Police Dept.
Payne	Timothy	2/8/2014	1/31/2015	
Vacancy			7/31/2015	STUDENT

Nomination to the Liquor Advisory Committee:**Term Expires: 7/31/2015**

Term currently held by: Vacancy (Student)

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes
Bluhm	David	10/21/2015	STUDENT currently serving on P&R Board
Boudon	Frank	5/15/2015	STUDENT currently serving on Planning Comm.
Comiskey	Ann	3/18/2016	
Gottlieb	Steve	11/8/2015	
Kaltsounis	Andrew	10/15/2016	

Yes:

No:

I-3 Request for Closed Session

Suggested Resolution

Resolution #2014-10-
Moved by
Seconded by

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL15.268 (e) – Pending Litigation – (*Allstate Insurance Company v City of Troy and Troy Fire Department*) and MCL 15.268 (h) (MCL 15.243(g)).

Yes:
No:

**I-4 Request for Vote Allowing Employment Under Charter Anti-Nepotism Provision
(Introduced by: Lori Grigg Bluhm, City Attorney)**

Vote on Resolution to Abstain

Resolution #2014-10-
Moved by
Seconded by

RESOLVED, That Council Member Campbell be **PERMITTED** to abstain from voting.

Yes:
No:
Abstain:

Suggested Resolution

Resolution #2014-10-
Moved by
Seconded by

RESOLVED, That approval is **GRANTED** to hire Colleen Campbell as a Troy Police Service Aide, should she successfully complete the remaining steps in the selection process.

Yes:
No:
Abstain:

J. CONSENT AGENDA:

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

Suggested Resolution

Resolution #2014-10-
Moved by
Seconded by

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with the exception of Item(s) _____, which shall be **CONSIDERED** after Consent Agenda (J) items, as printed.

Yes:

No:

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

J-2 Approval of City Council Minutes

Suggested Resolution

Resolution #2014-10-

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

- a) City Council Minutes-Draft – October 6, 2014

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions: None Submitted

J-5 Private Agreement – Contract for Installation of Municipal Improvements – Oak Forest Site Condominiums Phase II – Project No. 04.943.3

Suggested Resolution

Resolution #2014-10-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Oak Forest LLC is hereby **APPROVED** for the installation of sanitary sewer, storm sewer, detention, water main, paving, sidewalks, wetland mitigation, landscaping, and soil erosion on the site and in the adjacent right-of-way, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-6 2015 City Council Meeting Schedule

Suggested Resolution

Resolution #2014-10-

RESOLVED, That Troy City Council **SHALL HOLD** Regular Meetings in 2015 according to the following schedule at 7:30 PM:

- Monday, January 12 & 26
- Monday, February 9 & 23
- Monday, March 9 & 23
- Monday, April 13 & 27

Monday, May 11 & 18
Monday, June 8 & 22
Monday, July 6 & 20
Monday, August 10 & 24
Monday, September 14 & 28
Monday, October 12 & 26
Monday, November 9 & 23
Monday, December 7 & 14

BE IT FURTHER RESOLVED, That Troy City Council **SHALL HOLD** Special Study Sessions for the purpose of budget discussions in 2015 according to the following schedule at 6:00 PM:

Monday, April 20
Wednesday, April 22

BE IT FURTHER RESOLVED, That Troy City Council **SHALL HOLD** Regular Liquor Violation Hearing Meetings in 2015 according to the following schedule at 6:00 PM:

Monday, February 9
Monday, March 9

BE IT FINALLY RESOLVED, That Troy City Council **MAY SCHEDULE** other Special Meetings as needed.

J-7 Proposed Consent Judgment – Mondrian Properties Belleclaire v Troy

Suggested Resolution
Resolution #2014-10-

RESOLVED, That the Troy City Council hereby **APPROVES** the attached Consent Judgment, and the Assistant City Attorney is hereby **AUTHORIZED** to sign the Consent Judgment in the matter of *Mondrian Properties Belleclaire, LLC v. City of Troy* (Oakland County Circuit Court Case No. 2014-139164-CH) on behalf of the City of Troy.

J-8 Suggested Resolution to Schedule a Study Session – Financial Update on Monday, November 24, 2014 at 6:00 PM

Suggested Resolution
Resolution #2014-10-

RESOLVED, That a meeting is **SCHEDULED** for the Troy City Council for the purpose of reviewing a City of Troy financial update on Monday, November 24, 2014 at 6:00 PM in the City Council Boardroom of Troy City Hall, 500 W. Big Beaver Road, Troy, Michigan 48084.

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

M-1 No Council Referrals Advanced

N. COUNCIL COMMENTS:

N-1 No Council Comments Advanced

O. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Election Commission-Final – June 30, 2014
- b) Building Code Board of Appeals-Final – September 3, 2014
- c) Planning Commission Special/Study Meeting-Draft – September 23, 2014
- d) Planning Commission Special/Study Meeting-Final – September 23, 2014
- e) Building Code Board of Appeals-Draft – October 1, 2014
- f) Planning Commission Special Meeting-Draft – October 1, 2014
- g) Planning Commission Special Meeting-Final – October 1, 2014
- h) Election Commission-Draft – October 7, 2014

O-2 Department Reports: None Submitted

O-3 Letters of Appreciation:

- a) To Chief Mayer from Pat Cavanaugh Regarding Officer Gail Jasak and the Work She Does in the Susick School Community
- b) To the Troy Police Department from Geof Gaudard, Bloomfield Township Chief of Police, Regarding Assistance on a Case
- c) To Chief Nelson from Julie Senkowmi Regarding Lt. Dave Basile and Firefighter Dave Hughson Providing an Educational Opportunity at the North Hills Child Care Center
- d) To Brian Kischnick from Rip Rapson, Kresge Foundation, Regarding Assistance from the Planning and Building Departments

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

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

R. CLOSED SESSION:

R-1 Closed Session – Allstate Insurance Company v City of Troy and Troy Fire Department

S. ADJOURNMENT:

Respectfully submitted,



Brian Kischnick, City Manager

FUTURE CITY COUNCIL PUBLIC HEARINGS:

November 10, 2014 IDD/IFEC for Toyoda Gosei NA Corp, 1400 Stephenson

**PROPOSED 6:00 PM SPECIAL CITY COUNCIL MEETINGS
AND STUDY SESSIONS:**

November 24, 2014 (To Be Scheduled)..... Financial Update

SCHEDULED SPECIAL CITY COUNCIL MEETINGS:

SCHEDULED REGULAR CITY COUNCIL MEETINGS:

November 10, 2014 Regular Meeting

November 24, 2014 Regular Meeting

December 1, 2014 Regular Meeting

December 15, 2014 Regular Meeting



CITY COUNCIL AGENDA ITEM

Date: October 20, 2014

Subject: Multi-Modal Transit Facility Grand Opening Ceremony Recognition - Tuesday, October 14, 2014 (*Introduced by: Mayor Dane Slater*)

City Staff Involved in Making this Event a Success:

Orville Allen, Building Operations
 Laura Campbell, Building Operations
 Randy Claspell, Building Operations
 Rita Fresku, Building Operations
 David Lapine, Building Operations
 Marvin Moore, Building Operations
 Steve Pallotta, Building Operations

Larysa Figol, Engineering
 Bill Huotari, Engineering
 Janet Parsons, Engineering
 Tara Russell-Weir, Engineering
 Steve Vandette, Engineering

Maggie Hughes, City Manager's Office
 Brian Kischnick, City Manager
 Glenn Lapin, City Manager's Office
 Mark Miller, City Manager's Office
 Andrew Opalewski, City Manager's Office
 Sehrish Salah-Ud-Din, City Manager's Office
 Cindy Stewart, City Manager's Office
 Beth Tashnick, City Manager's Office
 Marcus Vanderpool, City Manager's Office

Kurt Bovensiep, Public Works
 Tim Richnak, Public Works
 Rick Shepler, Public Works

Pat Creteau, Parks
 Paul Gonzalez, Parks
 Phillip Kinnee, Parks
 Jeffrey Luks, Parks
 Joshua O'Bryan, Parks
 Michael Potyok, Parks
 Harvey Sawyers, Parks
 Jeff Stackpoole, Parks
 Tim Teifke, Parks
 Jeff Wallis, Parks

Tracey Crane, Streets
 Todd Culver, Streets
 Sam Lamerato, Streets
 Doug Kaczorowski, Streets
 Joe Mowery, Streets
 Darryl Raska, Streets
 Mike Sackner, Streets
 Bob Shultz, Streets

Lori Bluhm, City Attorney

Lt. Eric Caloia, Fire
 Lt. Tonya Perry, Fire
 William Nelson, Fire

Lisa Burnham, Finance

Tonya Braden, Human Resources

Alex Bellak, Information Technology
 Robert Bittner, Information Technology
 Gert Paraskevin, Information Technology

MaryBeth Murz, Purchasing

Police Officer Jason Bordo
 Police Officer Russ Bragg
 Police Officer Jason Clark
 Police Officer Craig Fitzpatrick
 Captain Keith Frye
 Sergeant Nate Gobler
 Lieutenant Russ Harden
 Chief Gary Mayer
 Police Officer Patrick McWilliams
 Lieutenant Frank Nastasi
 Captain Robert Redmond
 Sergeant Andrew Satterfield
 Ryan Wolf, Police



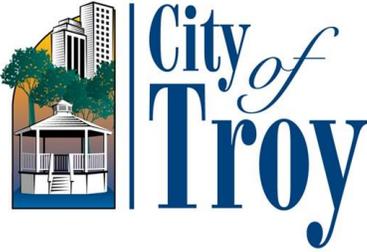
MEMORANDUM

TO: Members of the Troy City Council
FROM: Lori Grigg Bluhm, City Attorney
DATE: October 15, 2014
SUBJECT: Susan M. Lancaster Domestic Violence Hero Award Recipient

The Oakland County Coordinating Council Against Domestic Violence (OCCCADV) has presented Assistant City Attorney Sue Lancaster with the 2014 Domestic Violence Hero Award, which was presented on October 8, 2014.

The OCCCADV was formed in 1994 in order to develop and sustain a coordinated, broad based community response to domestic violence. Members include judges, prosecutors, law enforcement officers, legislators and other government officials, social security providers, educators, health care providers, clergy members, business people, and other concerned members of the community. The OCCCADV sponsors projects concentrated in education, systems coordination, public awareness and collaboration.

Sue was nominated by Troy Police Detective Kristine Shuler and Alysa Bockhart, who was a victim of domestic violence. The City Attorney's Office, including Legal Assistants Jackie Bault and Kathy Bobick, spent a lot of time providing assurances, information and resources to the victim, and Sue successfully prosecuted the assault and battery case against Ms. Bockhart's boyfriend. Through these discussions, the victim revealed that she was not the defendant's first victim, but the others were fearful to prosecute. Sue contacted each of the other victims, and encouraged them to come in and testify. Based upon the cooperation from all three victims, the defendant boyfriend ultimately pled guilty to assault and battery. Detective Shuler thoroughly investigated this matter, and was very helpful in preparing this difficult case for jury trial.



MEMORANDUM

TO: Members of the Troy City Council
FROM: Brian Kischnick, City Manager
Lori Grigg Bluhm, City Attorney
Jeanette Menig, Human Resources Director
M. Aileen Bittner, City Clerk
DATE: October 15, 2014
SUBJECT: Request for Vote Allowing Employment under Charter Anti-Nepotism Provision

Similar to many other Michigan communities, Troy's City Charter provides an anti-nepotism provision, which disqualifies the relatives of elected officials from obtaining employment with the City of Troy without a concurring vote of all other City Council members. According to Section 5.16 (b) of Troy's Charter:

Section 5.16- Anti-Nepotism:

The following relatives and their spouses of any elective official or of his spouse or of the City Manager or his spouse are disqualified from holding any appointive office or employment during the term for which said elective official was elected or during the tenure of office of the City Manager, except with the concurring vote of six Councilmen: child, grand-child, parent, grand-parent, brother, sister, half-brother, half-sister. All relations shall include those arising from adoption.

Councilman Jim Campbell's daughter Colleen Campbell has met the posted qualifications to fill one of the vacancies for a Troy Police Service Aide position. She has applied, passed a written test, been interviewed by a panel, and is on the current eligible list. However, her continuation in the hiring process is contingent upon the required anti-nepotism vote. This issue most recently arose in 2002, and we propose following the same procedure. The first vote would be to allow Councilman Campbell to abstain from voting. The second vote would be to allow Colleen Campbell to be employed as one of Troy's Police Service Aides. A proposed resolution has been provided for your consideration.

Council Member Fleming 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, October 6, 2014, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:32 PM.

B. ROLL CALL:

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

Excuse Absent Council Members:

Resolution #2014-10-124
 Moved by Slater
 Seconded by Fleming

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council member Tietz at the Special City Council Meeting of September 29, 2014, due to being out of the county.

Yes: All-7
 No: None

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Presentation by Salih Ozdemir, Niagara Foundation Executive Director and Tolga T. Celik, President of the Turkish American Society of Michigan (TASM) to the City of Troy (*Introduction by: Mayor Dane Slater*)

C-2 Transit Center Grand Opening – October 14, 2014 at 9:30 AM (Press Release to Follow on Monday, October 6, 2014) (*Introduction by: Mayor Dane Slater*)

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

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 – Downtown Development Authority; b) City Council Appointments – Animal Control Appeal Board, Parks and Recreation Advisory Board

a) Mayoral Appointments:

Resolution #2014-10-125
 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:

Downtown Development Authority

Appointed by Mayor
 13 Regular Members
 4 Year Term

<u>Term Expires: 9/30/2018</u>	Ward Randol Jr.	(In District)
	Term currently held by:	Ward Randol Jr.

<u>Term Expires: 9/30/2018</u>	Ernest Reschke	(At Large)
	Term currently held by:	Ernest Reschke

<u>Term Expires: 9/30/2018</u>	Douglas Schroeder	(At Large)
	Term currently held by:	Douglas Schroeder

Yes: All-7
 No: None

MOTION CARRIED

b) City Council Appointments:

Resolution #2014-10-126

Moved by Henderson
Seconded by Campbell

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

Animal Control Appeal Board

Appointed by Council
5 Regular Members
3 Year Term

Term Expires: 9/30/2017

Jayne Saeger

Term currently held by: Jayne Saeger

Term Expires: 9/30/2017

Steve Toth

Term currently held by: Steve Toth

Parks and Recreation Board

Appointed by Council
7 Regular Members and 1 Troy School Board Member:
Regular Member: 3 Year Term / Troy School Board Member: 1 Year Term

Term Expires: 9/30/2017

Janice Zikakis

Term currently held by: Janice Zikakis

Yes: All-7
No: None

MOTION CARRIED

I-2 Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Liquor Advisory Committee, Parks and Recreation Board

a) Mayoral Nominations:

b) City Council Nominations:

Resolution #2014-10-127
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:

Parks and Recreation Board

Appointed by Council

7 Regular Members and 1 Troy School Board Member:

Regular Member: 3 Year Term / Troy School Board Member: 1 Year Term

Nominations to the Parks and Recreation Board

Term Expires: 9/30/2017

Timothy McGee

Term currently held by:

Meaghan Kovacs

Yes: All-7
No: None

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Standard Purchasing Resolution 2: Low Bidder Meeting Specifications - Fencing for I-75 Under the Overpass (Introduced by: Kurt Bovensiepe, Public Works Manager)

Resolution #2014-10-128
Moved by Henderson
Seconded by Hodorek

RESOLVED, That Troy City Council hereby **AWARDS** a contract to furnish and install new fencing on Big Beaver under the I-75 Overpass to the low bidder meeting specifications; *Motor City Fence Co. of Troy, Michigan*, for an estimated total cost of \$12,489.00, not to exceed budgetary limitations; at unit prices contained in the bid tabulation opened September 25, 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.

Yes: All-7
No: None

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2014-10-129
Moved by Fleming
Seconded by Campbell

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

Yes: All-7
No: None

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Suggested Resolution

Resolution #2014-10-129-J-2

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

- a) City Council Minutes-Draft – September 22, 2014
- b) Special Joint City Council Minutes-Draft – September 29, 2014

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications – Parking Lot Maintenance Program – Community Center**

Resolution #2014-10-129-J-4a

RESOLVED, That Troy City Council hereby **APPROVES** a contract to complete an asphalt overlay to the Community Center's north parking lot and north service drive to the low bidder meeting specifications; *S & J Sealer Co. dba S & J Asphalt Paving Co. of Canton, Michigan*, for an estimated total cost of \$102,493.50, not to exceed budgetary limitations; at the unit prices contained in the bid tabulation opened September 25, 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.

- b) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications - Calcium Chloride Tank and System**

Resolution #2014-10-129-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to furnish one (1) Calcium Chloride Tank and System unit to the low bidder meeting specifications; *Fluid Cooling Systems of Rochester Hills, Michigan*, for an estimated total cost of \$53,589.00, not to exceed budgetary

limitations; at unit prices contained in the bid tabulation opened September 25, 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 4: Award – Oakland County Cooperative Purchasing Agreement - In-Car Video System

Resolution #2014-10-129-J-4c

RESOLVED, That Troy City Council hereby **APPROVES** a contract for the purchase of three (3) in-car video systems for the Police Department from *Advanced Wireless Telecom of Wixom, MI*, through the Oakland County Cooperative Purchasing Contract as per the detailed Proposal, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, for an estimated total cost of \$21,945.58.

d) Standard Purchasing Resolution 1: Award to Low Bidder – Contract 14-7 – Department of Public Works Trench Drain

Resolution #2014-10-129-J-4d

RESOLVED, That Troy City Council **AWARDS** Contract No. 14-7, 2014 Department of Public Works (DPW) Trench Drain, to *Marshall Pools & Excavation Inc., 7125 Birchwood Dr., Genesee MI 48437*, for their low total bid amount of \$55,405.00.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon submission of proper contract and bid documents, including bonds, insurance certificates and all specified requirements, and if additional work is required such additional work is authorized in an amount not to exceed 15% of the total project cost.

J-5 Bid Waiver – Troy Public Library – Youth Services Shelving Replacement

Resolution #2014-10-129-J-5

WHEREAS, The City of Troy Public Library shelving in the Youth Services Section is Worden Shelving, and is need of replacement and continued shelving standardization; and

WHEREAS, Library Design Associates, Inc. of Plymouth, MI is the sole authorized Michigan Dealer for Worden Library shelving products;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **DEEMS** it be in the City's best interest to **WAIVE** bidding procedures and **AWARDS** a contract for the purchase of one (1) lot of library shelving from *Library Design Associates, Inc. of Plymouth, MI*, as detailed in Proposal #P-16887.1, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, for an estimated total cost of \$32,758.00.

J-6 Bid Waiver – Replacement TASERs

Resolution #2014-10-129-J-6

WHEREAS, Michigan Taser Distributing of South Lyon, MI is the sole source provider in Michigan of the X26 Tasers and accessories; and

WHEREAS, On June 7, 2010, Troy City Council deemed it to be in the City’s best interest to waive formal bidding procedures; and purchase X26 Tasers and training cartridges from Michigan Taser Distributing and approved a three (3) year contract, which expired June 30, 2014, (Resolution #2011-11-261); and

WHEREAS, Michigan Taser Distributing has successfully provided Tasers and all accessories to the City of Troy;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **DEEMS** it be in the City’s best interest to **WAIVE** bidding procedures and **CONFIRMS** the purchase of X26 Tasers, training cartridges and accessories from *Michigan Taser Distributing of South Lyon, MI*, as detailed in quote #3691, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, for an estimated total cost of \$49,988.02.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a three (3) year contract to order Tasers, training cartridges and accessories on an as needed replacement basis from the sole source provider, *Michigan Taser Distributing of South Lyon, MI*; contract expiring June 30, 2017.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

- a) November 10, 2014 – For Industrial Development District (IDD) and Industrial Facilities Exemption Certificate (IFEC) for Toyoda Gosei NA Corp., 1400 Stephenson

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:

David Zuza	Spoke about the “Scarecrow Glow” fundraising event at the Historical Village on Wednesday, October 22, 2014, from 6 pm–9 pm.
James Savage	Spoke about the “Shall We Dance” event at the Community Center on Thursday, October 9, 2014, from 7 pm-9:30 pm. Light refreshments are provided by American House-Troy. \$6 for residents, \$7 for non-residents.

M. COUNCIL REFERRALS:

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

M-1 No Council Referrals Advanced**N. COUNCIL COMMENTS:****N-1 No Council Comments Advanced****O. REPORTS:****O-1 Minutes – Boards and Committees:**

- a) Traffic Committee-Final – July 16, 2014
 - b) Animal Control Appeal Board-Final – July 23, 2014
 - c) Zoning Board of Appeals-Final – August 19, 2014
 - d) Planning Commission-Draft – September 9, 2014
 - e) Planning Commission-Final – September 9, 2014
 - f) Civil Service Commission (Act 78)-Draft – September 11, 2014
 - g) Zoning Board of Appeals-Draft – September 16, 2014
 - h) Animal Control Appeal Board-Draft – September 24, 2014
- Noted and Filed
-

O-2 Department Reports:

- a) Building Department Activity Report – September, 2014
- Noted and Filed
-

O-3 Letters of Appreciation:

- a) To Brian Kischnick from Bryan Barnett, Mayor of the City of Rochester Hills Regarding Assistance with the Tornado that Hit Rochester Hills on September 21, 2014
 - b) To Brian Kischnick from Michael Koran, President of Specialized Vehicles, Inc., Regarding the Move Across Troy Big Beaver Symposium
 - c) To Brian Kischnick from Police Chief Gary Mayer Regarding the Troy Police Charity Golf Outing
- Noted and Filed
-

O-4 Proposed Proclamations/Resolutions from Other Organizations: None Submitted**O-5 Notice of Hearing for the Electric Customers of DTE Electric Company Case No. U-17632**

Noted and Filed

O-6 Notice of Hearing for the Electric Customers of DTE Electric Company Case No. U-17689

Noted and Filed

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):

Karen Geibel	Introduced herself as a candidate for the 6 th Circuit Court.
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Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #17 – Members of the Public and Visitors

Resolution #2014-10-130
Moved by Slater
Seconded by Henderson

RESOLVED, That Troy City Council hereby **SUSPENDS** Rules of Procedure for the City Council, Rule #17 - *Members of the Public and Visitors* to allow someone to speak during public comment.

Yes: All (7)
No: None

MOTION CARRIED

Ilene Hill	Spoke requesting bike paths and trails along Beach Road and spoke about the Children’s Hospital development on Big Beaver.
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Q. STUDY ITEMS:

Q-1 No Study Items

R. CLOSED SESSION:

R-1 No Closed Session

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:08 PM.

Mayor Dane Slater

M. Aileen Bittner, CMC
City Clerk



CITY COUNCIL AGENDA ITEM

Date: October 9, 2014

To: Brian Kischnick, City Manager

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

Subject: Private Agreement – Contract for Installation of Municipal Improvements
Oak Forest Site Condominiums Phase II - Project No. 04.943.3

History

Oak Forest LLC proposes to develop Phase II of the Oak Forest Site Condominiums located between John R and Willow Grove south of Square Lake Road.

Troy Planning Commission recommended preliminary site plan approval on March 8, 2005. City Council approved Phase I on October 8, 2012.

Site grading and utility plans for this development were reviewed and recently approved by the Engineering Department. The plans include municipal improvements which will be constructed by Oak Forest LLC on behalf of the City of Troy: including sanitary sewer, storm sewer, detention, water main, paving, sidewalks, wetland mitigation, landscaping, and soil erosion. The required fees and refundable escrow deposits in the form of Bank Letter of Credit and 10% Cash that will assure completion of the municipal improvements, have been provided by Oak Forest LLC (see attached Private Agreement).

Financial

See attached summary of required deposits and fees for this Private Agreement.

Recommendation

Approval of the Contract for Installation of Municipal Improvements (Private Agreement) is recommended.

City Of Troy

Contract for Installation of Municipal Improvements (Private Agreement)

Project No.: **04.943.3**

Project Location: **NE 1/4 Section 11**

Resolution No:

Date of Council Approval:

This Contract, made and entered into this **20th** day of **October, 2014** by and between the City of Troy, a Michigan Municipal Corporation of the County of Oakland, Michigan, hereinafter referred to as "City" and **Oak Forest LLC** whose address is **5877 Livernois, Troy, MI 48098** and whose telephone number is **248-828-1726** hereinafter referred to as "Owners", provides as follows:

FIRST: That the City agrees to permit the installation of sanitary sewer, storm sewer, detention, water main, paving, sidewalks, wetland mitigation, landscaping and soil erosion in accordance with plans prepared by Professional Engineers Associates whose address is **2430 Rochester Ct., Suite 100, Troy, MI 48083** and whose telephone number is **248-689-9090** and approved prior to construction by the City in accordance with City of Troy specifications.

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

Refundable escrow deposit equal to the estimated construction cost of \$ **1,153,715.00**. This amount will be deposited with the City in the form of (check one):

Cash/Check	<input type="checkbox"/>	} 10% Cash <u>115,371.00</u>
Certificate of Deposit & 10% Cash	<input type="checkbox"/>	
Irrevocable Bank Letter of Credit & 10% Cash	<input checked="" type="checkbox"/>	
Performance Bond & 10% Cash	<input type="checkbox"/>	

Refundable cash deposit in the amount of \$ **390,522.00**. This amount will be deposited with the City in the form of (check one):

Cash	<input type="checkbox"/>	Check	<input checked="" type="checkbox"/>
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Non-refundable cash fees in the amount of \$ **134,453.00**. This amount will be paid to the City in the form of (check one):

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

City Of Troy

Contract for Installation of Municipal Improvements (Private Agreement)

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

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

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

City Of Troy

**Contract for Installation of Municipal Improvements
(Private Agreement)**

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed in duplicate on this _____ day of _____, 20_____.

OWNERS *OAKFOREST, LLC*

CITY OF TROY

By:

By:

Ann M Sobey

Ann M Sobey, Manager
Please Print or Type

Dane M. Slater, Mayor

Please Print or Type

M. Aileen Bittner, City Clerk

STATE OF MICHIGAN, COUNTY OF OAKLAND

On this _____ day of _____, A.D.20_____, before me personally appeared _____ known by me to be the same person(s) who executed this instrument and who acknowledged this to be his/her/their free act and deed.

NOTARY PUBLIC, Oakland County, Michigan

My commission expires: _____

Detailed Summary of Required Deposits & Fees
Oak Forest Site Condominiums
Phase II 46 Units - Section 11

ESCROW DEPOSITS or PERFORMANCE BOND:

Sanitary Sewers	\$177,189
Water Mains	\$95,402
Storm Sewers	\$314,177
Rear Yard Drains	\$36,442
Pavement - CONCRETE	\$365,548
Grading	\$67,865
Detention Basin	\$22,168
Monuments and Lot Corner Irons	\$1,710
Deceleration and/or Passing Lane - MAJOR ROAD	\$13,660
Sidewalks - ON SITE	\$20,994
Sidewalks - OFF SITE	\$3,960
Street Light	\$7,000
Deposit for the Repair of Damage to Existing Public Streets Used for Access	\$27,600
ESCROW DEPOSITS or PERFORMANCE BOND & 10% CASH (REFUNDABLE):	\$1,153,715

(Circle One)

CASH FEES (NON-REFUNDABLE):

Water Main Testing and Chlorination (PA2)	\$839
Street Name and Traffic Signs (SUB 4)	\$2,305
Maintenance of Detention Basin (20 year)	\$37,060
Soil Erosion and Sedimentation Control Permits (SUB 10)	\$0
Testing Services (SUB 11)	\$17,306
Engineering Review and Inspection (PA 1)	\$76,943
Less Initial Engineering Review Fee (Public & Private)(1.1%)	\$0
(PA 3) TOTAL CASH FEES (NON-REFUNDABLE):	\$134,453

CASH DEPOSITS (REFUNDABLE):

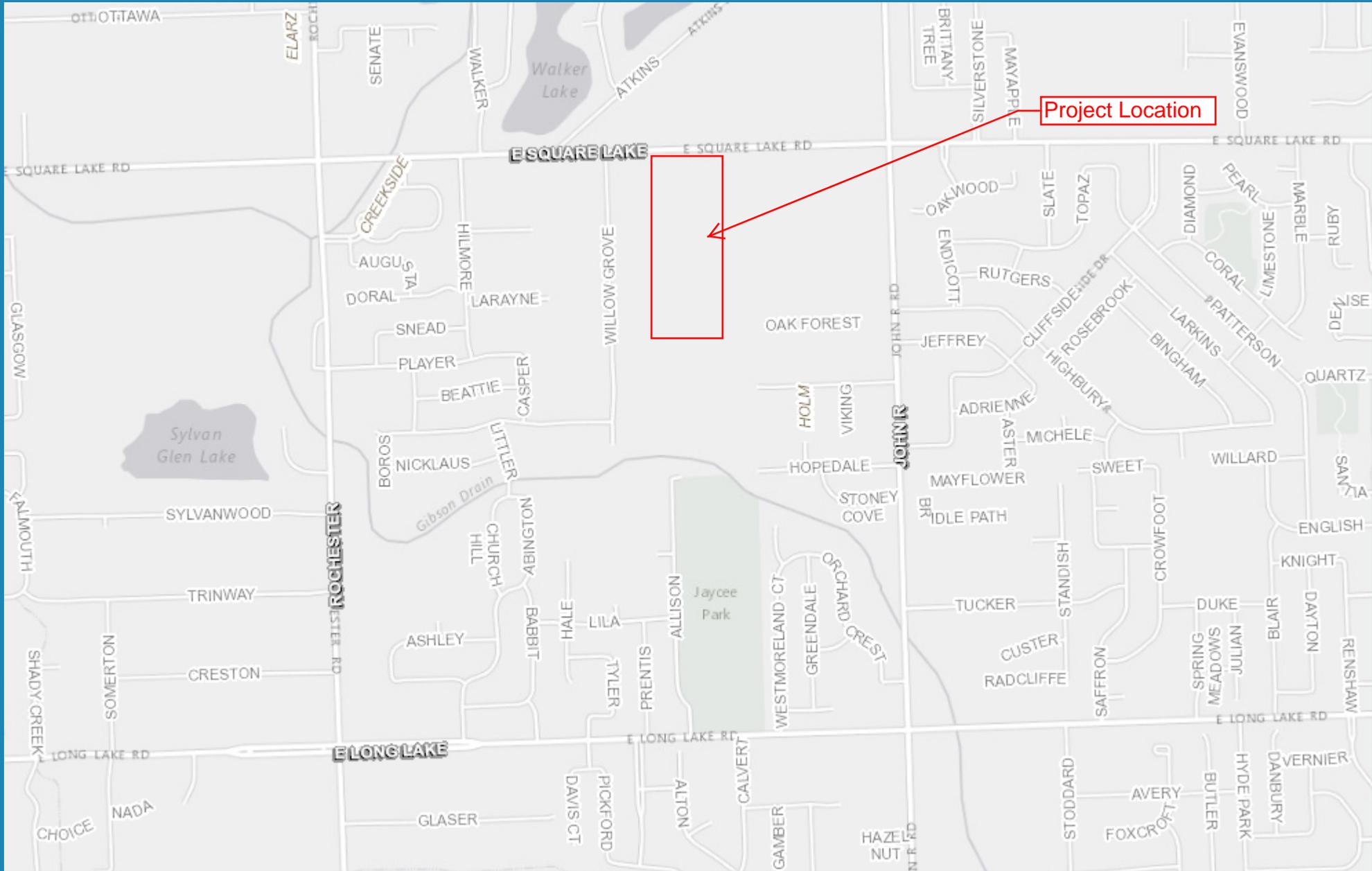
Sidewalk Closures	\$2,592
Walkway and Split Rail Fence	\$18,300
Wetland Mitigation	\$214,200
Deposit for Maintenance & Cleaning of Ex. Public Streets Used for Access	\$4,000
Landscape Deposit	\$17,608
Punchlist & Restoration Deposit	\$133,822
Deposit for Repair, Replacement or Maintenance of SESC	\$0
(PA 3) TOTAL CASH DEPOSITS (REFUNDABLE):	\$390,522

Stormwater detention for this development will be provided by:
New Onsite Public Pond
Engineer: Professional Engineering Associates
Developer: Ladd's Inc

PAID

OCT 08 2014

CITY OF TROY
TREASURER'S OFFICE



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.



CITY COUNCIL AGENDA ITEM

Date: October 8, 2014
To: Brian Kischnick, City Manager
From: Beth Tashnick, Office Coordinator
Subject: 2015 City Council Meeting Schedule

History

According to the City Charter Chapter 4.1 – Regular Meetings:

“The Council shall provide by resolution for the time and place of its regular meetings and shall hold at least two regular meetings each month.”

According to the City Council Rules of Procedure for the City Council of Troy, Michigan part 5:

“Regular meetings shall be held in the Council Chambers at 7:30 P.M. Meeting dates will be established, by resolution, prior to the end of the preceding calendar year.”

All Liquor Violation Hearings and Special Study Sessions will be scheduled at 6:00 P.M. in the Council Boardroom unless otherwise noted.

Recommendation

The following 2015 Regular Meeting dates are recommended:

Monday, January 12 & 26
Monday, February 9 & 23
Monday, March 9 & 23
Monday, April 13 & 27
Monday, May 11 & 18
Monday, June 8 & 22
Monday, July 6 & 20
Monday, August 10 & 24
Monday, September 14 & 28
Monday, October 12 & 26
Monday, November 9 & 23
Monday, December 7 & 14



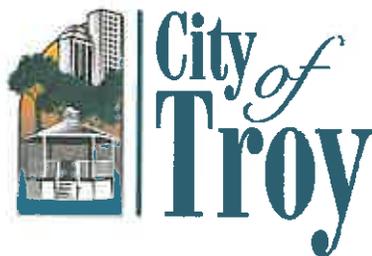
CITY COUNCIL AGENDA ITEM

The following 2015 Budget Special Study Session dates are recommended:

Monday, April 20
Wednesday, April 22

The following 2015 Regular Liquor Violation Hearing dates are recommended:

Monday, February 9
Monday, March 9



MEMORANDUM

TO: Members of the Troy City Council
 FROM: Lori Grigg Bluhm, City Attorney *LEB*
 Susan M. Lancaster, Assistant City Attorney *SL*
 DATE: October 15, 2014
 SUBJECT: Proposed Consent Judgment- Mondrian Properties Belleclaire v. Troy

Mondrian Properties Belleclaire, LLC filed a plat revision complaint against the City of Troy, other public entities, and all neighboring property owners within 300 feet. The lawsuit was necessary in order for Plaintiff to obtain its desired vacation of a 30 ft. private easement for roadway purposes, which is located on Lot 15 of Supervisor's Plat No. 22. This easement was never developed into a roadway. Additionally, Plaintiff is seeking to vacate Lot 7 of Supervisor's Plat of Square Acres Subdivision, which would then allow this property to be combined with another lot on an amended re-plat. A revision to the current plat is necessary if Plaintiff Mondrian Properties Belleclaire, LLC wants to proceed with its desired site condominium development.

The City filed an answer to the Complaint, and has worked with Plaintiffs and the State of Michigan and all other public entities to negotiate a Consent Judgment. This negotiation has resulted in the proposed attached Consent Judgment, which has been approved by the State of Michigan and all other public entity defendants. This proposed Consent Judgment terminates the 30-foot easement for private roadway purposes on Lot 15 and vacates Lot 7 on the two plats. The Consent Judgment also requires that the City of Troy be allowed to approve the amended plat prior to approval by the Michigan Department of Consumer and Industry Services, Office of Land Survey and Remonumentation, which provides the City with one additional opportunity to review the documentation before its recordation to insure completion and accuracy.

The attorney for Mondrian Properties Belleclaire LLC has indicated to the Court that all property owners within 300 feet of the property have been served with the Complaint and that some property owners have appeared or filed an Answer to the Complaint. Default Judgments have been entered against those defendants who have not filed an answer.

We are requesting that City Council pass a resolution allowing the Assistant City Attorney to sign the Consent Judgment on behalf of the City of Troy. If approved, the Consent Judgment will be presented to the Court for entry.

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR OAKLAND COUNTY

MONDRIAN PROPERTIES BELLECLAIRE, LLC,

Plaintiff,

v.

Case No: 2014-139164-CH
Honorable Shalina Kumar

**Consent Judgment Vacating A
Private Easement for
Roadway Purposes in the Plat
Of Supervisor's Plat No. 22**

CITY OF TROY, STEVE ARWOOD as Acting Director of
STATE OF MICHIGAN DEPARTMENT OF LICENSING
AND REGULATORY AFFAIRS, JIM NASH as
OAKLAND COUNTY WATER RESOURCES
COMMISSIONER, GREGORY C. JAMIAN as Chairman of
ROAD COMMISSION FOR OAKLAND COUNTY, DTE
ELECTRIC COMPANY, a Public Utility, CONSUMERS
ENERGY COMPANY, a Public Utility, MICHIGAN BELL
TELEPHONE COMPANY, a Public Utility, LOIS E. LONG
TRUST, DAVID R. SKINNER, KEVIN KELLERMAN and
JANET KELLERMAN as husband and wife, AUREL BUIA
AND FELICIA BUIA as husband and wife, PAUL S.
MOLINK, RICK M. PEARSALL and MARCEDA
PEARSALL as husband and wife, DANIEL J. TROTTA and
ROSEANN TROTTA as husband and wife, RAMINDER S.
BHATIA and KIRANDE BHATIA as husband and wife,
DAVID C. & JANE BISHOP TRUST, FAN LI and LIXIA
HE, MARK PETERSON and KATHLEEN PETERSON as
husband and wife, RONALD BOSTICK JR., BARAA
KHARSA and MOHAMAD C. KHARSA as husband and
wife, CARLA KEARNEY, PRISCILLA AMJAD,
VENKATA K. VADLAMUDI and FATHIMA R. KONA,
MARY ANN YELDA, REENA CHANDRAKANT PATEL,
MAHMOUD RYES, DONG JO JANG and SHINYOUNG
JANG as husband and wife, TRUST KAMALA
SUKUMARAN, HAZEM ELTAHAWY, DHAVAL
TRIVEDI and TRIVEDI MANISHA LOOMBA, ANWAR
AHMAD and AMTUR R. AHMAD as husband and wife,
MARY SHARON SMITH, RAMBABU DEVERNENI,
STEPHEN C. JOHNSON and LAURA J. JOHNSON as
husband and wife, SAROJ MISRA, BARBARA MARESKI,
SHEELA R. MANYAM, EDWARD FARAH and PIERRE
ZAYAT, MATTHEW T. EWALD, DOUGLAS C.
BUCZAK, BRYAN E. LANCE and JOYCE M. LANCE as

husband and wife, EZHIL VISWANATHAN and RENUKHA SUBASH, BRUCE M. SAWDON and JOYCE V. SAWDON as husband and wife, MARK W. HABEL and DEBORAH M. LEWAKOWSKI, EDWARD FARAH JR., KOMANDURI GOPALACHARYULU and JAYA DHARMAPURI, E&F INVESTMENT CO LLC, DALE A. CARR and ROXANNE M. CARR as husband and wife, CHON U. KIM and WOL HUI KIM as husband and wife, SUSMITA CHOWDHURI, MAKRAM OBEID and LAUDY OBEID as husband and wife, JUN LAN and TONG ZHOU, ETIENNE E. FARAH, RAMAKRISHNA MUTYALA, BELMIN PINJIC and AJLINA PINJIC as husband and wife, CHENNA K. SANKEPALLE, SHALABH AND SHAKIB DERIA,

Defendants.

Sherman Abdo
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Sterling Heights, MI 48314
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Lori Bluhm
Susan Lancaster
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Leland Prince
Karen Bradley
DTE Energy Company
One Energy Plaza
688- WCB Legal Department
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Cieslak Law, PLLC
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Tel: (248) 767-2229

Lisa Bruno-Herline
Abigail Kraenzlein
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Detroit, MI 48226
Tel: (313) 233-8188

Megan Barnes
Oakland County Drain Commissioner Office
One Public Works Drive, BLDG 95-W
Waterford, MI 48328
Tel: (248) 858-1274

John Scherbarth
Michigan Department of Attorney General
525 West Ottawa Street
Lansing, MI 48933
Tel: (517) 373-7540

John Staran
Irene Dieters
2055 Orchard Lake Road
Sylvan Lake, MI 48320
Tel: (248) 731-3088

**CONSENT JUDGMENT VACATING A PRIVATE EASEMENT FOR ROADWAY
PURPOSES IN THE PLAT OF SUPERVISOR'S PLAT NO. 22**

WHEREAS, this case was heard on the complaint of Plaintiff Mondrian Properties Belleclaire, LLC to vacate, correct or revise part of the plat of Supervisor's Plat No. 22 and Plaintiff has represented to this Court that all parties required by MCL 560.244a(1) have been joined, and that those parties have either stipulated to this Judgment, consented to the relief sought by this Judgment, or been defaulted;

WHEREAS, Plaintiff is the legal and equitable owner of Lot 15 of Supervisor's Plat No. 22 as recorded in Liber 13, Page 45 of Plats, Oakland County Records, Exhibit A, and Lot 7 of Supervisor's Plat of Square Acres Subdivision as recorded in Liber 14, Page 49 of Plats, Oakland County Records. Exhibit B;

WHEREAS, Plaintiff wishes to vacate the certain described 30 foot wide Private Easement for Roadway Purposes encumbering Lot 15 of Supervisor's Plat No. 22 as depicted on Exhibit C;

WHEREAS, Plaintiff intends to consolidate Lot 15 of Supervisor's Plat No. 22 and Lot 7 of Supervisor's Plat of Square Acres Subdivision as depicted on Exhibit A and B, which will assure that Lot 15 of Supervisor's Plat No. 22 has assured permanent access;

WHEREAS, the proposed amendment to Supervisor's Plat No. 22 is depicted on the attached Exhibit C survey drawing; and

WHEREAS, Plaintiff proposes that the plat amendment will not and does not affect and/or disturb the use of any existing county roads under the jurisdiction of the Board of County Road Commissioners for Oakland County, Michigan as a result of the entry of this Judgment.

NOW, THEREFORE, IT IS ORDERED AND ADJUDGED THAT:

1. The 30 foot wide Private Easement for Roadway Purposes encumbering Lot 15 of Supervisor's Plat No. 22 on Exhibit A is hereby vacated and removed from the plat of Supervisor's Plat No. 22.
2. Lot 7 is hereby vacated and removed from Supervisor's Plat of Square Acres Subdivision on Exhibit B.
3. Lot 15 of Supervisor's Plat No. 22 and vacated Lot 7 of Supervisor's Plat of Square Acres Subdivision shall be consolidated into one lot to be identified by the first available consecutive lot number in Supervisor's Plat No. 22 on an amended plat as depicted on Exhibit C.
4. Only recorded easements located within the boundary of the amended plat are preserved, and the amended plat shall show only recorded easements, and shall be accompanied by a written statement of the surveyor that he or she, in determining the type, width, and location of any recorded easements shown has reviewed any existing title search and/or policy of title insurance and had searched, or caused to be searched, the records of the Register of Deeds for any recorded easements burdening the subject lands which were created between the date of a title search or issuance of a title policy and the most recent submittal date of the amended plat and shall provide a copy of those records to the Michigan Department of Licensing and Regulatory Affairs , Office of Land Survey and Remonumentation upon submission of the amended plat.
5. Plaintiff must record this Judgment in the Office of the Register of Deeds for the County of Oakland, State of Michigan, within 30 days of entry of this Judgment, as required by MCL 560.228 and a copy of the recorded Judgment shall accompany the amended plat to be filed with the Michigan Department of Licensing and Regulatory Affairs, Office of Land Survey and Remonumentation.

6. Plaintiff shall prepare and file, within 90 days of the entry of this Judgment by this Court, the amended plat for Lot 15 of Supervisor's Plat No. 22 and vacated Lot 7 of Supervisor's Plat of Square Acres Subdivision on the material specified in 2008 MR 10, R 560.104 and submitted for the review and written approval of both the Michigan Department of Licensing and Regulatory Affairs, Office of Land Survey and Remonumentation and the City of Troy. The amended plat must be consistent with this Judgment, in substantial compliance with Exhibit A and in recordable form that complies with the Land Division Act, MCL 560.101, et seq.
7. Upon notice and hearing, this Judgment shall be declared null and void *nunc pro tunc* should the amended plat not be prepared and filed as required by this Judgment and by the requirements of the Land Division Act within 90 days from the entry of this Judgment.
8. This resolves the last pending claim in this matter and closes this case.

Dated: _____

Honorable Judge Sheila Kumar
Oakland County Circuit Court Judge

Approved as to form and Content:

/s/ Sherman Abdo
Sherman Abdo (P77605)
Attorney For Plaintiff

/s/ _____
Lori Bluhm (P46908)
Susan Lancaster
Attorney for Defendant City of Troy

/s/ Leland Prince (w/ consent)
Leland Prince (P30686)
Attorney for Defendant DTE

/s/ _____
Daniel Cieslak
Attorney for Defendants Raminder and
Kirande Bhatia, the David C. and Jane
Bishop Trust, and Fan Li and Lixia He

/s/ _____
Lisa Bruno-Herline (P52964)
Attorney for Defendant AT&T Michigan

/s/ Megan Barnes
Megan Barnes (P68268)
Attorney for Defendant Jim Nash, Oakland
County Water Resources Commissioner

/s/ John Scherbarth (w/ consent)
John Scherbarth (P28865)
Attorney for Defendant Steve Arwood,
Director Of the Michigan Department
of Licensing and Regulatory Affairs

/s/ John Staran (w/ consent)
John Staran (P35649)
Attorney for Defendant Road Commission

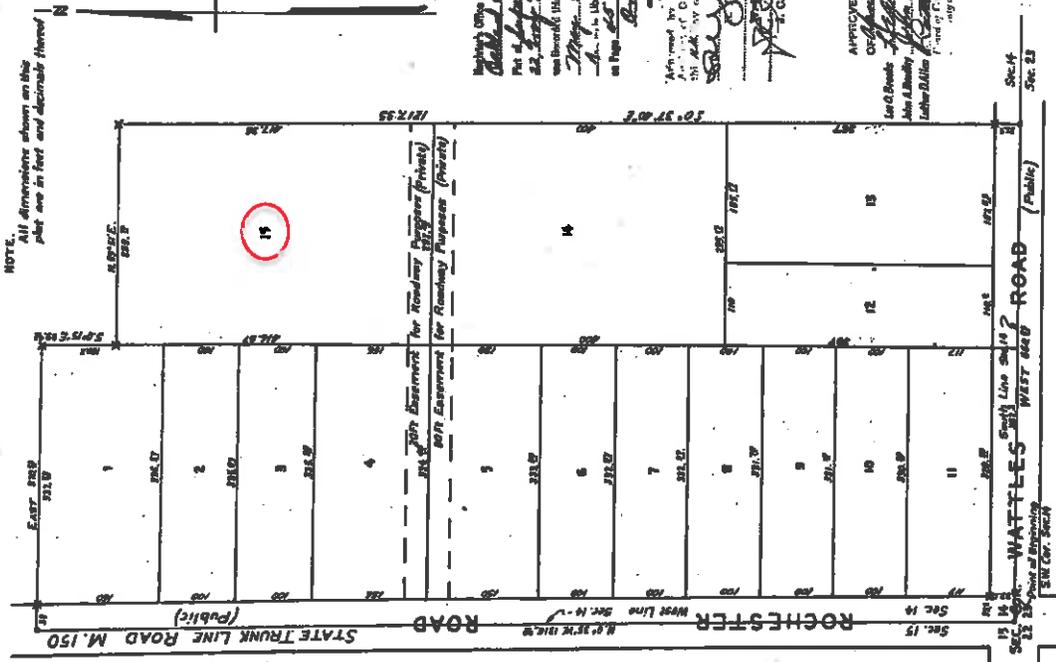
EXHIBIT A

"SUPERVISOR'S PLAT NO 22"

A SUBDIVISION OF PART OF THE S.W. 1/4 OF SEC. 14 T2N, R11E, TROY TOWNSHIP, OAKLAND CO., MICH.

Examined and Approved
MAY 2 1941
Jesse J. Kelly, County Auditor
FILED IN AUDITOR GENERAL'S OFFICE
MAY 2 1941
Jesse J. Kelly, County Auditor

I HEREBY CERTIFY THAT THIS COPY IS A TRUE COPY OF THE MAP OR PLAT SUBMITTED TO THE REGISTER OF DEEDS FOR RECORDING.
MAY 2 1941
Jesse J. Kelly, County Auditor



NOTE: All dimensions shown on this plat are in feet and decimals thereof.

DEDICATION

KNOW ALL MEN BY THESE PRESENTS: That I, Sam C. Halsey, Supervisor of the Township of Troy, of Oakland County, State of Michigan, by virtue of authority in me vested by Section 51, Act 172, of 1928, having been duly authorized by the Township Board of the Township of Troy, have set apart and dedicated to the public the land described in the annexed plat to be surveyed, laid out and platted, to be known as "Supervisor's Plat No 22" and that the streets as shown on said plat are now being used for public highway purposes.

Witness:
Henry B. Egan
Paul Halsey
Paul Halsey

ACKNOWLEDGEMENT

STATE OF MICHIGAN)
COUNTY OF OAKLAND) ss.
On this 12 day of APRIL, A.D. 1940, before me, a Notary Public in and for said county, personally came the above named Sam C. Halsey, Supervisor of Troy Township, known to me to be the person who executed the above dedication, and acknowledged the same to be his free act and deed as such supervisor.

Sam C. Halsey
Supervisor of the Township of Troy

CERTIFICATE OF MUNICIPAL APPROVAL

This plat was approved by the Township Board of the Township of Troy, at a meeting held April 13, 1940.

Sam C. Halsey
Supervisor of Troy Township

SURVEYOR'S CERTIFICATE

I hereby certify that the plat herein submitted is a correct one and that permanent metal monuments consisting of bars not less than one-half (1/2) inch in diameter and forty-eight (48) inches in length, placed in a concrete cylinder at least four (4) inches in diameter and forty-eight (48) inches in depth, have been placed at points marked thus "A" as shown shown at all angles in the boundaries of the land platted, at all the intersections of streets and at the intersections of streets with the boundaries of the plat as shown on said plat.



DESCRIPTION

The land embraced in the annexed plat of "Supervisor's Plat No 22", a subdivision of part of the S.W. 1/4 of Sec. 14, T2N, R11E, Troy Township, Oakland County, Michigan, is described as beginning at the S.W. cor. of said Sec. 14, thence N. 0° 59' 40" E. along west line of said section 1316.2 ft., thence EAST 72.0 ft. to the E. 1/2 cor. of said Sec. 14, thence S. 0° 27' 40" E. 1217.8 ft. to a point in the south line of said Sec. 14, thence WEST along said south section line 860.8 ft. to the point of beginning.

CERTIFICATE AS TO STATE-TRUNK-LINE OR FEDERAL AID ROADS

48. I hereby certify that said plat appears to include land located on a state trunk line or federal aid road.

Width and location of state trunk line and Federal aid roads as follows:



WALTERS ROAD (Public)
WEST 660' ROAD (Public)

Sec. 14
Sec. 23

WATLES ROAD (Public)
WEST 660' ROAD (Public)

Sec. 14
Sec. 23

EXHIBIT B

EXHIBIT C

A meeting of the Troy Election Commission was held June 30, 2014, at City Hall, 500 W. Big Beaver Road. City Clerk Bittner called the Meeting to order at 8:00 AM.

Roll Call:

PRESENT: David C. Anderson, M. Aileen Bittner – City Clerk

Approval of Minutes

Resolution #EC-2014-06-001

Moved by Anderson

Seconded by Bittner

RESOLVED, That the following Minutes are **APPROVED** as submitted:

Election Commission Meeting – September 26, 2013

Yes: Anderson, Bittner

No: None

Absent: Dewan

MOTION CARRIED

Approval of Election Inspector Assignments – August 5, 2014 Primary Election

Resolution # EC-2014-06-002

Moved by Anderson

Seconded by Bittner

RESOLVED, That Election Inspectors be **APPOINTED** for the August 5, 2014 Primary Election, as presented by the City Clerk.

BE IT FURTHER RESOLVED, That the City Clerk is hereby **AUTHORIZED** to make emergency appointments as necessary.

Yes: Anderson, Bittner

No: None

Absent: Dewan

MOTION CARRIED

Authorization to Conduct Testing for the August 5, 2014 Primary Election

Resolution # EC-2014-06-003

Moved by Anderson

Seconded by Bittner

RESOLVED, That the Election Commission hereby **AUTHORIZES** the City Clerk to conduct preliminary and public tests of the programming, equipment and ballots on behalf of the Election Commission for the August 5, 2014 Primary Election.

Yes: Anderson, Bittner

No: None

Absent: Dewan

MOTION CARRIED

Adjournment:

The meeting was adjourned at 8:03 AM.



M. Aileen Bittner, CMC, CMMC
City Clerk

Chair Dziurman called the Regular meeting of the Building Code Board of Appeals to order at 3:00 p.m. on September 3, 2014 in the Lower Level Conference Room of the Troy City Hall.

1. ROLL CALL

Members Present:

Theodore Dziurman, Chair
Gary Abitheira
Teresa Brooks
Michael Carolan
Brian Kischnick

Support Staff Present:

Mitch Grusnick, Building Official/Code Inspector
Allan Motzny, Assistant City Attorney
Kathy L. Czarnecki, Recording Secretary

Also Present:

Attached and made a part hereof is the signature sheet of those present and signed in at this meeting.

2. APPROVAL OF MINUTES

Moved by: Abitheira
Support by: Brooks

RESOLVED, To approve the minutes of the August 6, 2014 Regular meeting as submitted.

Yeas: All present (5)

MOTION CARRIED

3. HEARING OF CASES

- A. **VARIANCE REQUEST, CHRISTINA AND DOUG LISKA, 6881 SHELLDRAKE DRIVE** – This property is a double front corner lot. As such it has a required front setback along both Shell Drake and Cadmus. The petitioner is requesting a variance to install a 4 foot high metal fence in the required front setback along Cadmus where City Code limits fences to 30 inches high.

Mr. Grusnick reviewed the variance request. He reported the department received no responses to the public hearing notices.

Mr. Liska said the four foot high fence would provide better protection for their children from traffic and the drainage ditch. He said moving the fence closer to the street would allow more usable yard and play area. Mr. Liska said they were aware of the City code relating to fences on a double front corner lot prior to the purchase of their home and advised of the process to follow to request a variance.

There was discussion on:

- Sidewalks in the future, most unlikely because of existing drainage ditch.
- Neighborhood comments.
- Busy intersection.
- Type and location of the proposed fence.

Chair Dziurman opened the floor for public comment. Acknowledging there was no one present to speak, the floor was closed.

Moved by: Abitheira

Support by: Carolan

RESOLVED, To grant the variance as requested, based on the following reasons:

1. The variance does not adversely affect properties in the immediate vicinity of the proposed fence.
2. The petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property.

Yeas: All present (5)

MOTION CARRIED

- B. **VARIANCE REQUEST, LISA SAWCHYN FOR IMAGEONE INDUSTRIES, 750 W. 14 MILE ROAD** – A variance for relief of the Sign Code to place wall signs measuring a combined total of 1423 square feet on a new building. The Sign Code limits the total combined area of all wall signs to 10% of the front area of the structure. The signage on this building is limited to 850 square feet.

Mr. Grusnick reviewed the variance request. He reported the department received no responses to the public hearing notices.

Tom Gianni of Imageone Industries, present to represent Field & Stream, addressed the request as relates to:

- Store location deep in the northeast corner of Oakland Mall.
- Store size (55,000 square feet).
- Store identification and visibility from I-75 and three facades.
- National store logo.
- Sign illumination.
- Dynamics of the high-end outdoor sports marketplace.

Mr. Gianni circulated a color rendering of the Field & Stream store.

Board members discussed:

- Potential for additional signs.
- Store location.
- Window application.
- Variances, if any, associated with former tenant.

Chair Dziurman opened the floor for public comment. Acknowledging there was no one present to speak, the floor was closed.

Moved by: Abitheira

Support by: Carolan

RESOLVED, To grant the variance request, based on the following reasons:

1. The petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property.

Vote on the motion on the floor.

Yeas: All present (5)

MOTION CARRIED

C. **VARIANCE REQUEST, KEVIN DETERS FOR METRO DETROIT SIGNS, 200 KIRTS** – A variance to allow 218 square feet total combined area of all wall signs. The Sign Code allows a maximum total combined area of all wall signs to not exceed 10% of the area of the front face of the building. The front face of the building measures 1564 square feet; thus 156.4 square feet of wall signs is allowed.

D. **VARIANCE REQUEST, KEVIN DETERS FOR METRO DETROIT SIGNS, 50-200 KIRTS** – (a) A variance to allow 3 additional ground signs measuring 1936, 17.25 and 12 square feet, respectively. The Sign Code allows 2 ground signs per development. There are 2 ground signs currently located at the development. (b) A variance to allow a 60 foot high, 1936 square foot ground sign set back 10 feet from the right-of-way. The Sign Code limits signs set back less than 20 feet to 50 square feet and 10 feet in height.

At the request of the petitioner, the two items were discussed collectively with the understanding that the Board could vote on each item separately should it choose.

Mr. Grusnick reviewed the variance requests. He reported the department received no responses to the public hearing notices.

Paul Deters of Metro Detroit Signs was present to represent Chamberlain College of Nursing. Mr. Deters addressed the challenges for drivers to identify and find the building because of the property's unique location and surrounding mature foliage. He asked the Board's consideration to grant the variance requests for the wall sign on the south elevation over the main entrance and a third ground sign for directional purposes. Mr. Deters said the petitioner would ask the Board's consideration on the variance request for the 60 foot high ground sign at a later date.

Jamie Sinutko, Campus Dean at Chamberlain College of Nursing, shared information on the college; it's an accredited institution with a capacity of 400 nursing students offering different levels of nursing degrees. Ms. Sinutko said students would be on campus Monday through Saturday, 8 a.m. to 7 p.m.

George Adkins, Director of Campus Marketing, said the Troy campus would be the 15th location for Chamberlain. They anticipate thousands of inquiries on the Troy campus from prospective nursing students. Mr. Adkins said he was challenged himself as an out-of-towner to locate the college off of the I-75 expressway.

Mr. Deters addressed the ground sign as relates to signage for the building tenants and its location further from the entry drive. He said the property manager and property owner are receptive to relocating the mature trees in the front of the property to allow the ground sign to be more visible. Mr. Deters circulated a photograph of the mature trees.

Mr. Grusnick said removing, relocating and replanting trees on the property might require site plan approval. He advised the petitioner to contact the Planning Department for the procedure to follow.

Members discussed:

- Calculations relating to the proposed signage.
- Percentage of building capacity.
- Signage on the north façade.
- Wall signs would not be visible at the same time.
- Tenant signage.

Chair Dziurman opened the floor for public comment. No one spoke at this time.

Moved by: Kischnick
Support by: Carolan

RESOLVED, To approve the variance requests as presented for both the wall and ground signs except for the 1936 square foot, 60' high ground sign which is to be considered separately, with the condition the existing geometric sign be removed as promised, based on the following reasons:

1. The variance would not be contrary to the public interest or general purpose and intent of Chapter 85.
2. The variance does not adversely affect properties in the immediate vicinity of the proposed sign.
3. The petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property.

Discussion on the motion on the floor.

Bill Artzberger of Lean Learning Center, 200 Kirks Blvd, voiced opposition to granting the variance requests and removing the geometric sign that identifies the entrance to their facility.

Andy Gutman of Farbman Group, representative of the building landlord, and Mr. Artzberger, exited the meeting to discuss a resolution to the tenancy signage.

Messrs. Artzberger and Gutman returned to the meeting, at which time Mr. Artzberger stated the matter has been resolved and he has no further objection to the variances as requested.

Vote on the motion on the floor.

Yeas: All present (5)

MOTION CARRIED

A short discussion followed on the petitioner's remaining variance request for a 60 foot high ground sign that was not considered or approved in the foregoing resolution.

Mr. Deters stated the petitioner officially withdraws the request for a 60 foot high ground sign.

4. COMMUNICATIONS

None.

5. PUBLIC COMMENT

None.

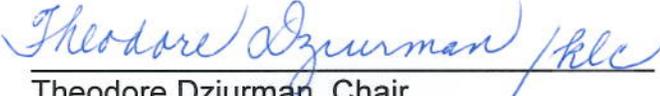
6. MISCELLANEOUS BUSINESS

None.

7. ADJOURNMENT

The Regular meeting of the Building Code Board of Appeals adjourned at 4:02 p.m.

Respectfully submitted,



Theodore Dziurman, Chair



Kathy L. Czarnecki, Recording Secretary

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Chair Edmunds called the Special/Study meeting of the Troy City Planning Commission to order at 7:00 p.m. on September 23, 2014 in the Council Board Room of the Troy City Hall.

1. ROLL CALL

Present:

Karen Crusse
Donald Edmunds
Steve Gottlieb
Michael W. Hutson
Tom Krent
Philip Sanzica
Gordon Schepke
Thomas Strat (arrived 7:04 p.m.)
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director
Lori Grigg Bluhm, City Attorney
Kathy L. Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

Resolution # PC-2014-09-048

Moved by: Tagle
Seconded by: Sanzica

RESOLVED, To approve the Agenda as prepared.

Yes: All present (8)
Absent: Strat (arrived 7:04 p.m.)

MOTION CARRIED

3. APPROVAL OF MINUTES

Resolution # PC-2014-09-049

Moved by: Gottlieb
Seconded by: Sanzica

RESOLVED, To approve the minutes of the September 9, 2014 Regular meeting as published.

Yes: All present (8)
Absent: Strat (arrived 7:04 p.m.)

MOTION CARRIED

4. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

(Mr. Strat arrived at 7:04 p.m.)

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Krent gave a report on the September 16, 2014 Zoning Board of Appeals meeting.

6. PLANNING AND ZONING REPORT

Mr. Savidant invited Planning Commission members to attend the Big Beaver Symposium on October 1, 2014 at the Community Center.

Ms. Bluhm gave an update on the Troy Transit Center.

PRELIMINARY SITE PLAN REVIEW

7. PRELIMINARY SITE PLAN REVIEW (File Number SP 998) – Proposed Murray Plaza, West side of Rochester between Vanderpool and Trombley (3385 Rochester), Section 22, Currently Zoned GB (General Business) District

Mr. Savidant stated the Preliminary Site Plan application does not meet setback and greenbelt requirements of the Zoning Ordinance and identified multiple variances that would have to be sought by the applicant prior to the Planning Commission action. Mr. Savidant strongly encouraged the petitioner to consider moving the building closer to Rochester Road. He said that would provide a better site plan design and eliminate having to seek variances from the Zoning Board of Appeals for which the applicant would have to demonstrate practical difficulty.

Ed Al-Saati of A&M Consultants and Hussane Oseili of Quality One Construction were present to represent the property owner. Mr. Al-Saati said he would inform his client of the Planning Consultant recommendation and discussion at tonight's meeting.

There was discussion on:

- Entry doors for both front and rear elevations.
- Attractive customer entrance in rear.
- Visually attractive front elevation.
- Screening single family residential.
- Street presence in relation to neighboring businesses.

OTHER BUSINESS

8. **PLANNING COMMISSION TRAINING** – Items on Current Agenda

Ms. Bluhm conducted a PowerPoint training presentation as a refresher for seasoned members and fundamental training for newer members.

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

There was no one present who wished to speak.

10. **PLANNING COMMISSION COMMENT**

There were general Planning Commission comments.

The Special/Study meeting of the Planning Commission adjourned at 9:00 p.m.

Respectfully submitted,

Donald Edmunds, Chair

Kathy L. Czarnecki, Recording Secretary

G:\Planning Commission Minutes\2014 PC Minutes\Draft\2014 09 09 Special Study Meeting_Draft.doc

Chair Edmunds called the Special/Study meeting of the Troy City Planning Commission to order at 7:00 p.m. on September 23, 2014 in the Council Board Room of the Troy City Hall.

1. ROLL CALL

Present:

Karen Crusse
Donald Edmunds
Steve Gottlieb
Michael W. Hutson
Tom Krent
Philip Sanzica
Gordon Schepke
Thomas Strat (arrived 7:04 p.m.)
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director
Lori Grigg Bluhm, City Attorney
Kathy L. Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

Resolution # PC-2014-09-048

Moved by: Tagle
Seconded by: Sanzica

RESOLVED, To approve the Agenda as prepared.

Yes: All present (8)
Absent: Strat (arrived 7:04 p.m.)

MOTION CARRIED

3. APPROVAL OF MINUTES

Resolution # PC-2014-09-049

Moved by: Gottlieb
Seconded by: Sanzica

RESOLVED, To approve the minutes of the September 9, 2014 Regular meeting as published.

Yes: All present (8)
Absent: Strat (arrived 7:04 p.m.)

MOTION CARRIED

4. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

(Mr. Strat arrived at 7:04 p.m.)

5. ZONING BOARD OF APPEALS (ZBA) REPORT

Mr. Krent gave a report on the September 16, 2014 Zoning Board of Appeals meeting.

6. PLANNING AND ZONING REPORT

Mr. Savidant invited Planning Commission members to attend the Big Beaver Symposium on October 1, 2014 at the Community Center.

Ms. Bluhm gave an update on the Troy Transit Center.

PRELIMINARY SITE PLAN REVIEW

7. PRELIMINARY SITE PLAN REVIEW (File Number SP 998) – Proposed Murray Plaza, West side of Rochester between Vanderpool and Trombley (3385 Rochester), Section 22, Currently Zoned GB (General Business) District

Mr. Savidant stated the Preliminary Site Plan application does not meet setback and greenbelt requirements of the Zoning Ordinance and identified multiple variances that would have to be sought by the applicant prior to the Planning Commission action. Mr. Savidant strongly encouraged the petitioner to consider moving the building closer to Rochester Road. He said that would provide a better site plan design and eliminate having to seek variances from the Zoning Board of Appeals for which the applicant would have to demonstrate practical difficulty.

Ed Al-Saati of A&M Consultants and Hussane Oseili of Quality One Construction were present to represent the property owner. Mr. Al-Saati said he would inform his client of the Planning Consultant recommendation and discussion at tonight's meeting.

There was discussion on:

- Entry doors for both front and rear elevations.
- Attractive customer entrance in rear.
- Visually attractive front elevation.
- Screening single family residential.
- Street presence in relation to neighboring businesses.

OTHER BUSINESS

8. **PLANNING COMMISSION TRAINING** – Items on Current Agenda

Ms. Bluhm conducted a PowerPoint training presentation as a refresher for seasoned members and fundamental training for newer members.

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

There was no one present who wished to speak.

10. **PLANNING COMMISSION COMMENT**

There were general Planning Commission comments.

The Special/Study meeting of the Planning Commission adjourned at 9:00 p.m.

Respectfully submitted,



Donald Edmunds, Chair



Kathy L. Czarnecki, Recording Secretary

Chair Dziurman called the meeting of the Building Code Board of Appeals to order at 3:02 p.m. on Wednesday, October 1, 2014 in the Lower Level Conference Room of the Troy City Hall.

1. ROLL CALL

Members Present:

Theodore Dziurman, Chair
Gary Abitheira
Teresa Brooks
Michael Carolan

Absent:

Brian Kischnick

Support Staff Present:

Mitch Grusnick, Building Official/Code Inspector
Gerald Rice, Recording Secretary

Also Present:

Attached and made a part hereof is the signature sheet of those present and signed in at this meeting.

2. APPROVAL OF MINUTES

Moved by: Brooks
Support by: Carolan

RESOLVED, To approve the minutes of the meeting of September 3, 2014 as submitted.

Yeas: All present (4)

MOTION CARRIED

3. HEARING OF CASES

A. **VARIANCE REQUEST, DAXESHKUMAR PATEL, 4621 SUTHERLAND** – This property is a double front corner lot. As such it has a required front setback along both Sutherland and John R. The petitioner is requesting a variance to install a 6 foot high privacy fence in the required front setback along John R where City Code limits fences to 30” high. The proposed fence will be set back 15’ from the property line at John R.

Mr. Patel stated he has two young children who play in his back yard. A 30” fence, which the ordinance does allow, is low enough that his 4 year old could scale it. The Board discussed the 5 responses in opposition to Mr. Patel’s request, detailing the negative impact it would have on the surrounding area and subdivision.

Moved by: Carolan
Support by: Abitheira

RESOLVED, To deny the variance request as written on the basis the variance would be contrary to the public interest and would adversely affect properties in the immediate vicinity of the proposed fence.

Yeas: All present (4)

- B. **VARIANCE REQUEST, JOHN CARROLL FOR ARANEAE INC., 5151 CORPORATE DRIVE** – A variance to allow a second wall sign measuring 143.33 square feet where only one wall sign is allowed.

The petitioner requested to table the item to the November 5, 2014 meeting.

Moved by: Brooks
Support by: Abitheira

RESOLVED, To table the variance request.

Yeas: All present (4)

- C. **VARIANCE REQUEST, PAUL DETERS FOR METRO DETROIT SIGNS, 880 W LONG LAKE** – A variance to allow a second wall sign measuring 197 square feet, where only one wall sign is allowed.

Mr. Deters from Metro Detroit Signs stated Molina wants an east-facing sign. Ms. Brooks asked if there are any night services. The petitioner stated there are only administrative functions at this location. Ms. Brooks had concerns about illumination of the proposed sign.

There was no public response.

Moved by: Carolan
Support by: Abitheira

RESOLVED, To approve the variance request on the basis the variance would not be contrary to the public interest or general purpose and intent of Chapter 85; and the variance does not adversely affect properties in the immediate vicinity of the proposed sign.

Yeas: All present (4)

- D. **VARIANCE REQUEST, MARK R. JOHNSON FOR MRJ SIGN COMPANY LLC, 6765 ROCHESTER** – A variance to allow a replacement ground sign to be placed 25 feet into the future right of way. Ground signs must be set back 10 feet outside the future right of way line. Mr. Johnson revised to locate the sign 13’ inside the future right-of-way. The applicant also submitted a letter stating they would move the sign at their own expense if the City ever purchases the future right-of-way. However, there are no current plans to purchase the future right-of-way.

The Board had a general discussion regarding the request.

There was no public response.

Moved by: Abitheira

Support by: Brooks

RESOLVED, To approve the variance request on the basis the petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property with the stipulation of the 13’ in the right-of-way.

Yeas: All present (4)

- E. **VARIANCE REQUEST, JONATHAN MICHALEK, FIRST BAPTIST CHURCH OF TROY, 2601 JOHN R** – A variance to allow 11 additional ground signs (banners) to be attached to parking lot light posts. Each proposed banner is 8 square feet in area. The Sign Code allows only one banner.

Steve Trombly spoke on behalf of the petitioner. They would like to better identify the church and the school combined in the same building as well as beautify the property. The parking lot is relatively new. They feel that putting up the banner signs would help them to achieve those objectives and not take anything away from the property.

The Board had a general discussion regarding the request.

There was no public response.

Moved by: Carolan

Support by: Brooks

RESOLVED, To approve the variance request on the basis the variance would not be contrary to the public interest or general purpose and intent of Chapter 85; and the variance does not adversely affect properties in the immediate vicinity of the proposed sign.

Yeas: All present (4)

- F. **VARIANCE REQUEST, MARK GIBSON, MAJESTIC SIGN & DESIGN, 2170 E BIG BEAVER** – A variance to allow a ground sign that is 11 feet tall and 102 square feet in area, to be set back 8 feet from the front property line. The Sign Code requires this sign to be set back at least 20 feet from the front property line. A revised plan changed the proposed sign to 98.5 square feet to 10.8' tall.

Mr. Walkowski stated their building is closer to the road than many other businesses in the district, making compliance more of a challenge. They believe that having the foresight to construct the building so that the less than appealing view of a parking lot being in the front of the building unjustifiably penalizing them for having the sign close enough to Big Beaver to be effective.

The Board had a general discussion regarding the request.

There was no public response.

Moved by: Carolan
Support by: Abitheira

RESOLVED, To approve the variance request on the basis the variance would not be contrary to the public interest or general purpose and intent of Chapter 85; the variance does not adversely affect properties in the immediate vicinity of the proposed sign; and the petitioner has a hardship or practical difficulty resulting from the unusual characteristics of the property that precludes reasonable use of the property.

Yeas: All present (4)

4. **COMMUNICATIONS**
None

5. **PUBLIC COMMENT**
None

6. **MISCELLANEOUS BUSINESS**
None

7. **ADJOURNMENT**
The regular meeting of the Building Board of Appeals adjourned at 3:57 p.m.

Respectfully submitted,

Theodore Dziurman, Chair

Gerald Rice, Recording Secretary

G:\Building Code Board of Appeals Minutes\2014\Draft\2014 10 01 Regular Meeting_Draft.docx

BUILDING CODE BOARD OF APPEALS SIGN-IN SHEET

October 1, 2014

NAME (PLEASE PRINT)	ADDRESS
Paul DETERS	880 W. 20th St
Kurt WILKOWSKI	2170 E. Big Beaver Rd
Lena Wilson	
Don Calcaterra, J- Towne Mortgage	↓
STEVE TROMBLY	FIRST BAPTIST, Troy 2601 John R
Stephen Allen	First Baptist, Troy 2601 John R
Daxeshkumar Patel	D Patel
Michael Smiley	6765 Lakota Rd Troy MI 48065
MARIE R. JOHNSON - MORTGAGE	756 WOOD, DEARBORN MI
Larysa Figal	City of Troy, Engineering
Mark Gibson	14000 WILSONIC FRASER MI
NAME (PLEASE PRINT)	ADDRESS

Chair Edmunds called the Special Meeting of the Troy City Planning Commission to order at 7:03 p.m. on October 1, 2014 in the Council Chambers of the Troy City Hall.

1. ROLL CALL

Present:

Karen Crusse
 Donald Edmunds
 Steve Gottlieb
 Michael W. Hutson
 Tom Krent
 Thomas Strat

Absent:

Philip Sanzica
 Gordon Schepke
 John J. Tagle

Also Present:

R. Brent Savidant, Planning Director
 Ben Carlisle, Carlisle/Wortman Associates, Inc.
 Allan Motzny, Assistant City Attorney

2. APPROVAL OF AGENDA

Resolution # PC-2014-10-050

Moved by: Strat
 Seconded by: Gottlieb

RESOLVED, To approve the Agenda as prepared.

Yes: All present (6)
 Absent: Sanzica, Schepke, Tagle

MOTION CARRIED

3. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

PRELIMINARY SITE PLAN REVIEW

4. PRELIMINARY SITE PLAN REVIEW (File Number SP 997) – Proposed Kresge Foundation Headquarters Expansion, South side of Big Beaver, West of Coolidge (3215 W Big Beaver) Section 30, Currently Zoned BB (Big Beaver) District

Mr. Savidant explained the reason for the special meeting. He stated the project was incorrectly granted a building permit prior to receiving Preliminary Site Plan approval. Construction was halted until approval is granted. Internal processes were reviewed and approved so that this situation does not happen again.

Mr. Carlisle summarized the application.

Alan Barker, Project Architect, Valerio Dewalt Train, summarized the project.

There was general discussion on the item.

Resolution # PC-2014-10-051

Moved by: Hutson

Seconded by: Strat

RESOLVED, The Planning Commission approves relief of off-street parking requirements by supporting the shared parking arrangement with the abutting neighbor, as per Section 13.06.E of the City of Troy Zoning Ordinance.

BE IT FURTHER RESOLVED, That Preliminary Site Plan Approval, pursuant to Article 8 of the Zoning Ordinance, as requested for the proposed Kresge Foundation Headquarters addition, located on the south side of Big Beaver, west of Coolidge (3215 W Big Beaver), Section 30, within the BB (Big Beaver) District, be granted

Yes: All present (6)
Absent: Sanzica, Schepke, Tagle

MOTION CARRIED

OTHER BUSINESS

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

There was no one present who wished to speak.

6. **PLANNING COMMISSION COMMENT**

There were general Planning Commission comments.

The Special/Study meeting of the Planning Commission adjourned at 8:00 p.m.

Respectfully submitted,

Donald Edmunds, Chair

R. Brent Savidant, Recording Secretary

Chair Edmunds called the Special Meeting of the Troy City Planning Commission to order at 7:03 p.m. on October 1, 2014 in the Council Chambers of the Troy City Hall.

1. ROLL CALL

Present:

- Karen Crusse
- Donald Edmunds
- Steve Gottlieb
- Michael W. Hutson
- Tom Krent
- Thomas Strat

Absent:

- Philip Sanzica
- Gordon Schepke
- John J. Tagle

Also Present:

- R. Brent Savidant, Planning Director
- Ben Carlisle, Carlisle/Wortman Associates, Inc.
- Allan Motzny, Assistant City Attorney

2. APPROVAL OF AGENDA

Resolution # PC-2014-10-050

- Moved by: Strat
- Seconded by: Gottlieb

RESOLVED, To approve the Agenda as prepared.

- Yes: All present (6)
- Absent: Sanzica, Schepke, Tagle

MOTION CARRIED

3. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

PRELIMINARY SITE PLAN REVIEW

4. PRELIMINARY SITE PLAN REVIEW (File Number SP 997) – Proposed Kresge Foundation Headquarters Expansion, South side of Big Beaver, West of Coolidge (3215 W Big Beaver) Section 30, Currently Zoned BB (Big Beaver) District

Mr. Savidant explained the reason for the special meeting. He stated the project was incorrectly granted a building permit prior to receiving Preliminary Site Plan approval. Construction was halted until approval is granted. Internal processes were reviewed and approved so that this situation does not happen again.

Mr. Carlisle summarized the application.

Alan Barker, Project Architect, Valerio Dewalt Train, summarized the project.

There was general discussion on the item.

Resolution # PC-2014-10-051

Moved by: Hutson

Seconded by: Strat

RESOLVED, The Planning Commission approves relief of off-street parking requirements by supporting the shared parking arrangement with the abutting neighbor, as per Section 13.06.E of the City of Troy Zoning Ordinance.

BE IT FURTHER RESOLVED, That Preliminary Site Plan Approval, pursuant to Article 8 of the Zoning Ordinance, as requested for the proposed Kresge Foundation Headquarters addition, located on the south side of Big Beaver, west of Coolidge (3215 W Big Beaver), Section 30, within the BB (Big Beaver) District, be granted

Yes: All present (6)

Absent: Sanzica, Schepke, Tagle

MOTION CARRIED

OTHER BUSINESS

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

There was no one present who wished to speak.

6. **PLANNING COMMISSION COMMENT**

There were general Planning Commission comments.

The Special/Study meeting of the Planning Commission adjourned at 8:00 p.m.

Respectfully submitted,



Donald Edmunds, Chair



R. Brent Savidant, Recording Secretary

A meeting of the Troy Election Commission was held October 7, 2014, at City Hall, 500 W. Big Beaver Road. City Clerk Bittner called the Meeting to order at 8:06 AM.

Roll Call:

PRESENT: David C. Anderson, M. Aileen Bittner – City Clerk

Approval of Minutes

Resolution #EC-2014-10-004

Moved by Anderson

Seconded by Bittner

RESOLVED, That the following Minutes are **APPROVED** as submitted:

Election Commission Meeting – June 30, 2014

Yes: Anderson, Bittner

No: None

Absent: Dewan

MOTION CARRIED**Approval of Election Inspector Assignments – November 4, 2014 General Election**

Resolution # EC-2014-10-005

Motion by Anderson

Seconded by Bittner

RESOLVED, That Election Inspectors be **APPOINTED** for the November 4, 2014 General Election, as presented by the City Clerk.

BE IT FURTHER RESOLVED, That the City Clerk is hereby **AUTHORIZED** to make emergency appointments as necessary.

Yes: Anderson, Bittner

No: None

Absent: Dewan

MOTION CARRIED**Authorization to Conduct Testing for the November 4, 2014 General Election**

Resolution # EC-2014-10-006

Moved by Anderson

Seconded by Bittner

RESOLVED, That the Election Commission hereby **AUTHORIZES** the City Clerk to conduct preliminary and public tests of the programming, equipment and ballots on behalf of the Election Commission for the November 4, 2014 General Election.

Yes: Anderson, Bittner
No: None
Absent: Dewan

MOTION CARRIED

Adjournment:

The meeting was adjourned at 8:08 AM.

M. Aileen Bittner, CMC, CMMC
City Clerk



Police Department

Geof Gaudard, Chief of Police

Bloomfield Township

September 16, 2014

Troy Police Department
Troy, MI 48084

~~ROBERT~~
Dear Sgt. Wolfe,

Sgt. Robert Wolfe, Sgt. Larry Schehr, Detective Krissy Shuler,
Detective Michelle Cooney and Detective Jim Mork

Thank you for your professional efforts in the Bloomfield Township Homicide. In only five days the Major Case Assistance Team had the suspect in custody. This is a great example of teamwork and dedication. You represent the Troy PD well!

Gary Mayer

On Thursday, September 4, 2014, the Bloomfield Township Police Department began an initial investigation of a homicide. A 77 year old male victim was discovered in his condominium where he had been savagely bludgeoned to death with a blunt instrument and strangled. The gas line to the fireplace had also been cut and candles were lit around the house in an apparent attempt to blow up the condo and eliminate evidence. Bloomfield Township investigators were called to the scene along with the Oakland County Crime Lab for crime scene processing.

The following morning, MCAT (Major Case Assistance Team) was activated and a team of investigators was assembled to assist our department with the murder case. Under the command of Deputy Chief Clemence of Birmingham, Sgt. Robert Wolfe of Troy, and Captain Scott McCanham of Bloomfield Township, MCAT investigators worked the next five days developing suspects, interviewing witnesses and accomplices, recovering stolen property, gathering intelligence, conducting search warrants and arresting subjects who had possible connections to the case.

On Sunday morning, search warrants were executed in the city of Wayne, Michigan. Teams from Oakland County Narcotics Enforcement Team, Troy Special Investigations Unit, Oakland County Violent Crimes Task Force headed by the FBI and Wayne Police were tasked with the high risk entry into homes believed to be occupied by suspects involved in the murder. That morning over 35 law enforcement officers were dedicated to taking suspects into custody and the recovery of victim's property and evidence from the crime scene.

On Tuesday evening, only five days into the investigation, the MCAT Team had the responsible subject in custody for the brutal beating of our resident. They had obtained a full confession from the suspect and recovered nearly every piece of stolen property.



In addition, the murder weapon, the suspect's bloodstained clothes and shoes, and the majority of physical evidence was recovered by this team. It should be noted that over 230 items of evidence were recovered from multiple locations including the suspect's residence, a local drug dealer's house, a gas station dumpster and a Salvation Army Donation box.

As Chief of Bloomfield Township, I witnessed firsthand the investigation as it unfolded. I was in awe of the knowledge, expertise and professionalism of all officers involved. The rapid response of our local task force teams and the talent, diligence, and commitment of the MCAT investigators solved this case quickly and put a violent homicidal suspect behind bars. The synergy and teamwork this group displayed was truly one of the most unique and inspiring things that I have witnessed in my career. It energized me as an agency leader and made me damned proud of our profession. I was not alone in my feelings; the victim's family also expressed their heartfelt thanks and admiration for the group of investigators who had solved the murder of their beloved father/grandfather.

On behalf of the Bloomfield Township Police Department, I would like to thank you for your service and offer our sincere gratitude. We are deeply indebted to you. These few words of thanks and praise do not do justice to what I witnessed over that five day period. You are all a credit to our profession, and more importantly, honorable men and women.

Sincerely,

A handwritten signature in black ink that reads "G. Gaudard". The signature is written in a cursive style with a large initial "G" and a clear "A." followed by "Gaudard".

Geof Gaudard
Chief of Police

Cc: Chief Gary Mayer



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Robert D. Livernois, Ph.D.
Superintendent



September 25, 2014

Dear Chief Gary Mayer:

My name is Dr. Pat Cavanaugh, and I am the principal of Susick Elementary in Troy. The purpose of this letter is to share with you my highest appreciation for the work of one of your Troy Police Officers.

School Resource Officer Gail Jasak has been an incredible asset to the Susick school community. Over the past year, it has been a pleasure to have her involved in so many activities at our school. Specifically, since the time she began her position as the School Resource Officer, she has been extremely visible at our school, and has offered her support for our crisis drills. Her insight and expertise for school crisis awareness and prevention has been noticed by not only me, but also the Warren Consolidated School Crisis Coordinator.

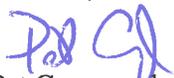
In addition to her involvement for our crisis response, she also has been an integral part of our school-wide focus on reading. Specifically, in March, she was a guest reader to nearly ten of our classrooms as part of "March is Reading" month. I received an overwhelming amount of positive feedback from my teachers on how wonderful it was for Gail to visit their classrooms.

Furthermore, I am extremely thankful to Gail for her support in partnering with Susick for the Summer Bookmobile program. Gail's enthusiasm for education and her outstanding communication skills with the students and parents played a major role in the success of the program. Our Bookmobile had six visits throughout the summer to four different locations, providing free books to over 150 of our students. In addition to the free books that were given, Gail provided relevant bullying and safety materials for our students and families.

In my five years as the Susick principal, the partnership with Gail and the Troy Police Department is at the top of list as not only my favorite, but the most impactful for our school community. I want to thank you very much for your support of the School Resource Officer position within your department, and I applaud you for selecting Gail to serve in this capacity.

For more information on the efforts and dedication of Gail, attached is an article from that was featured in the Troy Times, Warren Weekly, and Sterling Heights Sentry. Also, enclosed is a short video produced by our school district which sent to all Warren Consolidated Schools employees and highlighted on our district website and television station.

Sincerely,


Pat Cavanaugh, Ph.D.
Principal
586-698-4374
pcavanaugh@wcskids.net

POLICE OFFICER GAIL JASAK:
THANK YOU FOR YOUR DEDICATION
TO KEEPING OUR CHILDREN SAFE AND
ALL THE EXTRA YOU DO AT OUR SCHOOLS.
YOUR PROFESSIONALISM IS APPRECIATED.



July 30, 2014

Susick is 'booked' for the summer

By Maria Allard
C & G Staff Writer



Photo by Deb Jacques

On July 22 at Milverton Park in Troy, Susick Elementary School media specialist Denise Shepitka places all the books out for the children to see. Pictured with her are Akhilan Ganeshkumar, 7, and entering second grade, left; Michael LaPrise, 7, also going into second grade, center; and his 5-year-old brother William LaPrise, a kindergarten student this fall.

TROY — Susick Elementary School students in Warren Consolidated Schools are curling up with good books this summer.

For the third straight year, students have been invited to participate in the Susick Bookmobile. School staff and the Troy Police Department have teamed up for the bookmobile, which periodically makes runs through the community to drop off free books.

The bookmobile is actually a Troy Police Department van driven by school resource police officer Gail Jasak. When the vehicle stops at its various destinations, Jasak, Susick Principal Pat Cavanaugh and the school's media specialist, Denise Shepitka, step out and set up a display of

brand-new books. Students can then pick out two titles, which Shepitka had ordered through Scholastic, the children's book publisher.

"The whole purpose is to encourage our kids to read through the summer," Cavanaugh said. "Our media specialist has done a wonderful job providing these books through Scholastic."

Six bookmobiles will be held during the summer, rain or shine, at four locations: Susick, Milverton Park, Brinston Park and outside the Canterbury Square Apartments clubhouse. The bookmobile is available to Susick students at each grade level, including children who are entering kindergarten this fall to students who just exited fifth-grade. Students choose the books they want.

"The Chocolate Touch," "Stink and the Midnight Zombies Walk," "Iggy Pig's Beach Day" and the "Golden Cadillac" were among the many titles offered at the most recent bookmobile held July 22. Jasak provided students and their parents with safety activity booklets and pamphlets.

"It's a great program. It's my first year doing it with them," Jasak said. She and the students have gotten to know each other this year through a variety of activities, including when Jasak read to them during March Is Reading Month.

Shepitka said that Title I funding is set aside to purchase the bookmobile items. She orders books every month throughout the school year to prepare for summer.

"I try to get a good selection. I try to get all genres ... science fiction, mysteries and picture books for the younger kids," she said. "So far we have serviced close to 200 kids this summer. Reading, to me, is the key to knowledge and to be a lifelong learner. Without reading, you're not a learner throughout your life."

While the books are free, the Susick students must do a little bit of work to receive them. With each pair of books, the students also receive a graphic organizer and are required to complete a writing assignment due at the next book visit.

For one assignment, students wrote a "story train" in which they were asked what happened first, next and last in the book. Another writing mission was penning a reflection piece describing the beginning, middle and end of the story.

The bookmobile is one of many ways staff encourages reading. As one example, the school's Parent Teacher Organization purchased new books this year for the students. Before school ended in June, each student picked four books to keep.

The bookmobile has three dates scheduled next month: Aug. 6, 13 and 26. The bookmobile travels from site to site, staying at each location about 15-20 minutes. To participate, students must have a parent or guardian present.

The Aug. 6 bookmobile will arrive at 10 a.m. at Milverton Park; 10:20 a.m. at Canterbury; 10:40 a.m. at Brinston; and 11 a.m. at Susick. On Aug. 13 and 26, the crew will arrive at 6 p.m. at Milverton; 6:20 p.m. at Canterbury; 6:40 p.m. at Brinston; and 7 p.m. at Susick.

For more information, email Pat Cavanaugh at pcavanaugh@wskids.net.

You can reach C & G Staff Writer Maria Allard at allard@candgnews.com or at (586)498-1045.



Chief Nelson ~

10-9-14

Lt. Dave Basile Lt 3-3 and Firefighter
 Dave Hughson FF328 visited our
 center today and spent time with
 our preschool and toddler children.
 They were both informative and
 interacted positively with our children.
 We appreciate the time that they
 spent with us. They focused on the
 importance of working smoke detectors and
 escape plans. Thank you - Julie Senkowiak

October 9, 2014

RECEIVED

OCT 15 2014

CITY OF TROY
CITY MANAGER'S OFFICE

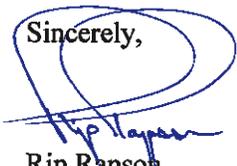
Brian Kischnick
City Manager
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

Dear Mr. Kischnick:

We really appreciate the immediate attention that both Brent Savidant, Director of Planning, and Ben Carlisle, the project plan reviewer, gave to correcting the problem with the site plan approval for the foundation's addition project. Brent's work coordinating the special session of the Planning Commission helped minimize the negative impact to the project schedule. Ben's careful review of the documents and support of the project as designed were also appreciated.

We consider the Planning Department and Building Official to be our project partners in the execution of the work. We all want the project to be an important part of the City's master plan. At the meeting, we invited the Planning Commission to tour the existing building and project site. We hope that they take us up on that offer.

Sincerely,



Rip Rapson
President and CEO

Cc: Brent Savidant, Director of Planning, City of Troy
Amy Coleman, CFO, Kresge Foundation
Andrea Burg, Project Manager, JLL