Pastor Eric Haven from Woodside Bible Church performed the Invocation. The Pledge of Allegiance to the Flag was given.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, February 23, 2015, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:34 PM.

B. ROLL CALL:

Mayor Dane Slater
Steve Gottlieb
Dave Henderson
Ellen Hodorek
Ed Pennington
Doug Tietz

Resolution #2015-02-029
Moved by Slater
Seconded by Pennington

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member Campbell at the Regular City Council Meeting of February 23, 2015, due to being out of the state.

Yes: Slater, Gottlieb, Henderson, Hodorek, Pennington
No: None
Absent: Campbell

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 **"A Healthy Me is Drug Free" Pledges Presented by the Red Ribbon Chairperson for Troy Families for Safe Homes and Representatives from the Troy School District – First Graders, Principal Jerry Cottone and Teachers from Leonard Elementary (Introduced by: Cindy Stewart, Community Affairs Director)**

C-2 **Certificate of Recognition/Appreciation to Commissioner Wade Fleming from the City of Troy for His Years of Service on the Troy City Council (Presented by: Mayor Slater)**

C-3 **Certificate of Recognition/Appreciation to Commissioner Wade Fleming from the State of Michigan for His Years of Service on the Troy City Council (Presented by: Representative Martin Howrylak)**

C-4 Legislative Update by Representative Martin Howrylak (Presented by: Representative Martin Howrylak)

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 Public Hearing for Industrial Development District (IDD) for HTC Global Services, 100 E. Big Beaver Rd.

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

Resolution #2015-02-030
Moved by Gottlieb
Seconded by Henderson

WHEREAS, Pursuant to PA 198 of 1974, as amended, the Troy City Council has the authority to establish Industrial Development Districts (IDD's) within the City of Troy; and

WHEREAS, HTC Global Services has petitioned the Troy City Council to establish an Industrial Development District (IDD) on its property located in the City of Troy, hereinafter described; and

WHEREAS, construction, acquisition, alteration, or installation of a proposed facility had not commenced at the time of filing the request to establish the district; and

WHEREAS, Written notice was given by mail to all owners of real property located within the district, and to the public by newspaper advertisement in the newspaper of record, and public posting of the hearing on the establishment of the district; and

WHEREAS, On February 23, 2015, a public hearing was held at which all owners of real property within the proposed Industrial Development District (IDD) and all residents and taxpayers of the City of Troy were afforded an opportunity to be heard thereon; and

WHEREAS, The Troy City Council deems it to be in the public interest of the City of Troy to establish the Industrial Development District (IDD) as proposed.

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for property known as 100 E. Big Beaver, Troy, MI. 48083, Parcel #88-20-27-101-060, in accordance with City Council Policy Resolution #2010-08-173.

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward a certified copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971.

Yes: Gottlieb, Henderson, Hodorek, Pennington, Slater

No: Tietz
Absent: Campbell

MOTION CARRIED

E-2 Public Hearing for Industrial Facilities Exemption Certificate (IFEC) for HTC Global Services, 100 E. Big Beaver Rd.

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

Resolution #2015-02-031
Moved by Gottlieb
Seconded by Henderson

WHEREAS, After due notice and proper hearing, the City Council of the City of Troy on February 23, 2015, established an Industrial Development District (IDD) for property known as 100 E. Big Beaver, Troy, MI. 48083, Parcel # 88-20-27-101-060; and

WHEREAS, An Application has been submitted by HTC Global Services for an Industrial Facilities Exemption Certificate (IFEC) for personal property at 100 E Big Beaver, Troy, MI. 48083 for eight (8) years after completion; and

WHEREAS, After due and proper notice by the City Clerk, the City Council, on February 23, 2015, held a Public Hearing giving opportunity for comment by all taxing units as to the possibility that the granting of an Industrial Facilities Exemption Certificate (IFEC) for HTC Global Services at 100 E. Big Beaver, Troy, MI. 48083 may have the effect of substantially impeding the operation of the taxing unit, or impairing the financial soundness of the taxing unit; and

WHEREAS, The aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Troy, after granting this certificate will not exceed 5% of an amount equal to the sum of the SEV of the City of Troy, plus the SEV of real and personal property thus exempted.

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council has **FOUND THAT THE GRANTING** of an Industrial Facilities Exemption Certificate (IFEC) for HTC Global Services at 100 E. Big Beaver, Troy, MI. 48083 shall not substantially impede the operation of the City of Troy or the other taxing units, **NOR HAS IT BEEN FOUND THAT THE GRANTING** of the Industrial Facilities Exemption Certificate (IFEC) will impair the financial soundness of the City of Troy, or the other taxing units which levy taxes on said property.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the application for an Industrial Facilities Exemption Certificate (IFEC) for HTC Global Services at 100 E. Big Beaver, Troy, MI. 48083, Parcel # 88-20-27-101-060, for personal property for a term of eight (8) years after completion, **CONTINGENT** upon the execution of a Letter of Agreement between the City of Troy and HTC Global Services, and the payment of the fees in accordance with Public Act 198 of 1974, as amended.

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the Letter of Agreement between the City of Troy and HTC Global Services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FINALLY RESOLVED, That the City Clerk is hereby **AUTHORIZED TO COMPLETE** the Application and **TRANSMIT** same to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI. 48909-7971.

Yes: Henderson, Hodorek, Pennington, Slater, Gottlieb
No: Tietz
Absent: Campbell

MOTION CARRIED

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 – None; b) City Council Appointments – None**

a) **Mayoral Appointments: None**

b) **City Council Appointments: None**

I-2 **Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Historic District Commission, Liquor Advisory Committee, Traffic Committee**

a) **Mayoral Nominations:**

City Council took no action on this Item.

b) **City Council Nominations:**

City Council took no action on this Item.

I-3 No Closed Session Requested

I-4 Emergency Appointment of Board of Review Member *(Introduced by: Nino Licari, City Assessor)*

a) Suspension of Council Rule #16 Appointments to Boards, Commissions and Committees

Resolution #2015-02-032
Moved by Slater
Seconded by Henderson

RESOLVED, That Troy City Council hereby **SUSPENDS** the Rules of Procedure for the City Council, Rule #16 *Appointments to Boards, Commissions and Committees* in order for City Council to vote on the emergency appointment to the Board of Review.

Yes: Hodorek, Pennington, Tietz, Slater, Gottlieb, Henderson
No: None
Absent: Campbell

MOTION CARRIED

b) Emergency Appointment - Board of Review

Resolution #2015-02-033
Moved by Slater
Seconded by Hodorek

WHEREAS, The Board of Review has scheduled meetings beginning on Monday, March 9, 2015; and

WHEREAS, A vacancy was created when Board of Review Member Eileen Turner resigned as of February 18, 2015; and

WHEREAS, City Council waived Council Rule #16 requiring Mayoral Nomination for the Board of Review.

RESOLVED, That the Mayor of the City of Troy hereby **APPOINTS** John Howard Adams to the Board of Review with a term expiring January 31, 2017.

Yes: Pennington, Tietz, Slater, Gottlieb, Henderson, Hodorek
No: None
Absent: Campbell

MOTION CARRIED

I-5 City Charter Clarification – Section 7.9 Nominations *(Introduced by: Aileen Dickson, City Clerk)*

Resolution #2015-02-034
Moved by Henderson
Seconded by Pennington

WHEREAS, As of January 1, 2014, Michigan Election Law Section 168.644e set the filing deadline for odd year general elections held by cities to be fifteen Tuesdays prior to the election date; and

WHEREAS, Troy City Charter Section 7.9 – Nominations is now in conflict with Section 168.644e of Michigan Election law.

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** City Administration to place a notation in Section 7.9 Nominations of the Troy City Charter that states: "Beginning January 1, 2014, pursuant to Section 168.644e of Michigan Election Law, the candidate filing deadline for City of Troy offices shall be 4 p.m. on the fifteenth Tuesday prior to the general election."

Yes: Tietz, Slater, Gottlieb, Henderson, Hodorek, Pennington
No: None
Absent: Campbell

MOTION CARRIED

J. CONSENT AGENDA:

J-1a Approval of "J" Items NOT Removed for Discussion

Resolution #2015-02-035
Moved by Henderson
Seconded by Hodorek

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

Yes: Slater, Gottlieb, Henderson, Hodorek, Pennington, Tietz
No: None
Absent: Campbell

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2015-02-035-J-2

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

a) City Council Special Study Meeting Minutes-Draft – February 9, 2015
b) City Council Meeting Minutes-Draft – February 9, 2015

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions: None Submitted

J-5 Carter, et al. v Oakland County Jail, et al. Lawsuit

Resolution #2015-02-035-J-5

RESOLVED, That the City Attorney is hereby **AUTHORIZED** and **DIRECTED** to represent the City of Troy and the individual Troy defendant named in the matter of Jeremy Carter, *et al.* v. Oakland County Jail, *et al,* United States District Court for the Eastern District of Michigan, Case No. 2:15-cv-10347, against any claims and damages. Furthermore, the City Attorney is **AUTHORIZED** to pay necessary costs and expenses and to retain any necessary expert witnesses to adequately represent the City and the Troy defendants.

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:

Stafford, Tom	Spoke to make a complaint about the newspaper companies that leave unsolicited newspapers and litter residential driveways.

M. COUNCIL REFERRALS:

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

M-1 No Council Referrals

N. COUNCIL COMMENTS:

N-1 No Council Comments Advanced

Council Member Henderson announced that he will hold office hours on Thursday, March 5, 2015 from 6:00 PM – 7:00 PM at the Troy Community Center.

Council Member Pennington congratulated Commissioner Wade Fleming for his years of service on Troy City Council.

Council Member Pennington also applauded the Troy Police Department on being voted 1st overall safest city in Michigan and 23rd overall safest city in America.

Council Member Hodorek commented on the vast amount of information for residents in the Spring Troy Today. She recognized City Manager Kischnick's letter applauding the DPW employees for clearing the snow from the last major storm within 30 hours.

Council Member Gottlieb empathized with the resident's comment regarding the newspapers being left in the driveway. Mayor Slater deferred to the City Attorney on this issue. City Attorney Lori Bluhm pursued complaints several years ago and that seemed to resolve the issue for a while. There was a consensus of City Council to ask the City Attorney to draft and mail a letter to the newspaper agencies that is signed by all of City Council.

Mayor Slater thanked Fire Station 6 for the invitation and delicious meal prepared for City Council.

Mayor Slater requested a Response to Public Comment section be added after L. Public Comment for Items not on the Agenda from Troy Residents and Businesses. City Administration will bring a draft revision of the City Council Rules of Procedures at the next Regular meeting.

Mayor Slater requests that our thoughts and prayers be with former Council Member Tony Pallotta.

O. REPORTS:

O-1 Minutes – Boards and Committees:

a) Employees' Retirement System Board of Trustees Minutes-Final – September 10, 2014
b) Employees' Retirement System Board of Trustees Minutes-Final – November 12, 2014
c) Zoning Board of Appeals Minutes-Final – December 16, 2014
d) Building Code Board of Appeals Minutes-Final – January 7, 2015
e) Planning Commission Minutes-Final – January 27, 2015
f) Building Code Board of Appeals Minutes-Draft – February 4, 2015
g) Planning Commission Minutes-Draft – February 10, 2015

Noted and Filed

O-2 Department Reports:

a) SOCRRA Quarterly Report – January, 2015

Noted and Filed

O-3 Letters of Appreciation:

a) To Brian Kischnick from Nancy Bowman Regarding Vision Collision
b) To Dave Roberts from Steve Splan
c) To Brian Kischnick from Suneel Sekhri Regarding Safest City
d) To Mayor Slater and City Council from Al Aceves Regarding Officer Joe Mouch

Noted and Filed

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. CLOSED SESSION:

Q-1 No Closed Session

R. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:56 PM.

Mayor Dane Slater

M. Aileen Dickson, CMC
City Clerk