A Regular Meeting of the Troy City Council was held Monday, August 20, 2007, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:33 PM.

Pastor Mike Vallance of Calvary Chapel of Oakland County gave the Invocation and the Pledge of Allegiance to the Flag was given.

ROLL CALL:

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

CERTIFICATES OF RECOGNITION:

A-1 No Presentations

CARRYOVER ITEMS:

B-1 No Carryover Items

PUBLIC HEARINGS:

C-1 Approval of Outdoor Seating Area in Excess of 20 Seats – Mitchell's Ocean Club 2915 Coolidge (Proposed Address)

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

Resolution #2007-08-244
Moved by Beltramini
Seconded by Howrylak

RESOLVED, That Troy City Council hereby **APPROVES** the request from Don Waller, representing Mitchell's Ocean Club Restaurant, for Special Use Approval for an outdoor seating area for 80 seats as part of the construction of a new restaurant at the southwest corner of Big Beaver Road and Coolidge, proposed address 2915 Coolidge, for a period not to exceed 2 years, in accordance with Section 26.30.03 of the Zoning Ordinance, Chapter 39 of the Code of the City of Troy; and

BE IT FURTHER RESOLVED, That Mitchell's Ocean Club Restaurant **MAY APPLY** for a 2-year continuance prior to the expiration of this appeal.

Yes: All-7

POSTPONED ITEMS:

D-1 Resolution to Refer Charter Revision – Section 6.2 – Vacancies in Elective Office to the Charter Revision Committee

Pending Resolution
Moved by Howrylak
Seconded by Lambert

RESOLVED, That Troy City Council hereby **REFERS** proposed *Charter Revision to Section 6.2 – Vacancies in Elective Office* to the Charter Revision Committee for further review.

Vote on Resolution to Amend Pending Resolution by Substitution

Resolution #2007-08-245
Moved by Broomfield
Seconded by Fleming

RESOLVED, That Troy City Council hereby **AMENDS** the pending resolution by **SUBSTITUTING** it in its entirety with the following language:

> *RESOLVED, That Troy City Council hereby **RECONSIDERS** Resolution #2007-08-234, as it appears below:*
>
> ***F-5 Charter Revision Committee Recommendation – Amendment to the Troy City Charter Section 6.2(g) – Vacancies in Elective Office***
>
> *Resolution #2007-08-234*
> *Moved by Lambert*
> *Seconded by Broomfield*
>
> *RESOLVED, That Troy City Council hereby **APPROVES** as to form the following proposed Charter Amendment for the November 6, 2007 City General Election:*
>
> ***A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE***
>
> *Shall Section 6.2 (g) of the City of Troy Charter, which provides that "Any City Council member desiring to become a candidate for any City elective office, except to succeed oneself, shall resign from the Council prior to the filing deadline of the municipal election", be deleted in its entirety?*
>
> *YES ___ NO ___*

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

MOTION FAILED

Yes: All-7

MOTION CARRIED

Proposed Substitute Amendment Resolution for Resolution #2007-08-234

Resolution
Moved by Broomfield
Seconded by Lambert

RESOLVED, That Troy City Council hereby **AMENDS** Resolution #2007-08-234, by **SUBSTITUTING** it in its entirety with the following language:

> **A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE**
>
> Shall Section 6.2 (g) of the City of Troy Charter, which provides that "Any City Council member desiring to become a candidate for any City elective office, except to succeed oneself, shall resign from the Council prior to the filing deadline of the municipal election", be deleted in its entirety?

Vote on Amendment to Proposed Substitute Resolution for Resolution #2007-08-234

Resolution #2007-08-246
Moved by Broomfield
Seconded by Lambert

RESOLVED, That Troy City Council hereby **AMENDS** proposed Substitute Amendment Resolution for Resolution #2007-08-234 by inserting:

> "RESOLVED, That Troy City Council hereby **APPROVES** as to form the following proposed Charter Amendment for the November 6, 2007 City General Election:"

Prior to:

> **A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE**

> Shall Section 6.2 (g) of the City of Troy Charter, which provides that "Any City Council member desiring to become a candidate for any City elective office, except to succeed oneself, shall resign from the Council prior to the filing deadline of the municipal election", be deleted in its entirety?

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

MOTION CARRIED

Vote on Amended Substitute Resolution

Resolution #2007-08-247
Moved by Broomfield
Seconded by Lambert

RESOLVED, That Troy City Council hereby **AMENDS** Resolution #2007-08-234, by **SUBSTITUTING** it in its entirety with the following language:

> RESOLVED, That Troy City Council hereby **APPROVES** as to form the following proposed Charter Amendment for the November 6, 2007 City General Election:
>
> **A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE**
>
> Shall Section 6.2 (g) of the City of Troy Charter, which provides that "Any City Council member desiring to become a candidate for any City elective office, except to succeed oneself, shall resign from the Council prior to the filing deadline of the municipal election", be deleted in its entirety?

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

MOTION CARRIED

Vote on Substitute Amendment Resolution for Resolution #2007-08-247

Resolution #2007-08-248
Moved by Howrylak
Seconded by Broomfield

RESOLVED, That Troy City Council hereby **AMENDS** Substitute Resolution 2007-08-247 in its entirety as follows:

RESOLVED, That Troy City Council hereby **REFERS** proposed *Charter Revision to Section 6.2 – Vacancies in Elective Office* to the Charter Revision Committee for further review.

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

MOTION CARRIED

Vote on Main Resolution as Amended by Substitution

Resolution #2007-08-249
Moved by Howrylak
Seconded by Lambert

RESOLVED, That Troy City Council hereby **REFERS** proposed *Charter Revision to Section 6.2 – Vacancies in Elective Office* to the Charter Revision Committee for further review.

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

MOTION CARRIED

CONSENT AGENDA:

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

Resolution #2007-08-250-E-1a
Moved by Stine
Seconded by Beltramini

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented with the exception of Items E-2 and E-4a which **SHALL BE CONSIDERED** after Consent Agenda (E) items, as printed.

Yes: All-7

E-3 Proposed City of Troy Proclamation(s): None Submitted

E-4 Standard Purchasing Resolutions

b) Standard Purchasing Resolution 7: Proprietary Maintenance Service Contract Bentley Systems, Inc.

Resolution #2007-08-250-E-4b

RESOLVED, That Troy City Council hereby **APPROVES** the Proprietary Maintenance Service Contract to provide software maintenance for Microstation, InRoads, InRoads Survey, PowerSurvey and InRoads Storm and Sanitary Sewer software through July 13, 2008 to Bentley Systems, Inc., 685 Stockton Drive, Exton, PA 19341 for an estimated total cost of $18,687.50.

c) Standard Purchasing Resolution 2: Bid Award – Lowest Bidder Meeting Specifications – Troy Daze Electrical Services

Resolution #2007-08-250-E-4c

RESOLVED, That Troy City Council hereby **AWARDS** a three-year contract to furnish all electrical services for the Troy Daze Festival to the lowest bidder meeting specifications, Winiarski Electric of Fowlerville, MI, for an estimated three-year total cost of $31,000.00, plus a materials allowance of $3,250.00 and other work as assigned at the rate of $60.00 per hour; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon the bidder's submission of proper contract and bid documents, including insurance certificates and all other specified requirements.

d) Standard Purchasing Resolution 1: Award to Low Bidders – Purchase of Firearms Ammunition

Resolution #2007-08-250-E-4d

RESOLVED, That Troy City Council hereby **AWARDS** contracts to furnish one-year requirements of ammunition to the low bidders: Michigan Police Equipment of Charlotte, MI, Michigan Ammo Co., Inc. of Ecorse, MI, TJ Conevera's, Inc. of Rockford IL, and CMP Distributors, Inc. of Lansing MI, at unit prices as contained on the bid tabulation opened July 24, 2007, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring August 20, 2008; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **REJECTS** bids for lead-free .223 caliber, duty carry Cor-Bon .40 caliber, and duty carry 12 gauge shotgun ammunitions due to budgetary limitations.

e) Standard Purchasing Resolution 1: Award to Low Bidder – Sidewalk Replacement and Installation Program

Resolution #2007-08-250-E-4e

RESOLVED, That Troy City Council hereby **AWARDS** a contract to complete the Sidewalk Replacement and Installation Program for 2007/08 with an option to renew for two additional one-year periods to the low total bidder, Viking Construction, Inc. of Warren, MI, at unit prices contained in the bid tabulation opened July 19, 2007, a copy

of which shall be **ATTACHED** to the original Minutes of this meeting, the cost of which shall not exceed budgetary limitations; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of properly executed bid and contract documents, including bonds, insurance certificates and all other specified requirements.

E-5 Resolution to Excuse Mayor Pro Tem Broomfield from the Special Joint City Council Meeting of Wednesday, August 1, 2007

Resolution #2007-08-250-E-5

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Mayor Pro Tem Broomfield at the Special Joint City Council Meeting of August 1, 2007 due to being out of the county.

E-6 Acceptance of Permanent Easement for Sanitary Sewer and Authorization of Payment for Easement and Temporary Construction and Grading Permit – Patricia Willard-Bonnici Revocable Intervivos Trust and William and Helen Yeyna – Section 6, Sidwell #88-20-06-328-007

Resolution #2007-08-250-E-6

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Sanitary Sewer from Patricia Willard-Bonnici individually and as trustee of the Patricia Willard-Bonnici Revocable Trust dated November 4, 2000, and William and Helen Yeyna owners of the property having Sidwell #88-20-06-328-007; and

BE IT FURTHER RESOLVED, That Troy City Council **AUTHORIZES** payment in the amount of $13,330.00 for the easement and $6,670.00 for the temporary construction and grading permit, plus closing costs; and

BE IT FINALLY RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-7 Acceptance of Permanent Easement for Water Main – Rochester Professional Building, LLC, Section 3, Sidwell #88-20-03-226-104

Resolution #2007-08-250-E-7

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Water Main from property owner Rochester Professional Building, LLC, having Sidwell #88-20-03-226-104; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-8 Acceptance of Permanent Easement for Public Utilities – 100 East Big Beaver, LLC, Section 27, Sidwell #88-20-27-101-060

Resolution #2007-08-250-E-8

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Public Utilities from 100 East Big Beaver, LLC, owner of the property having Sidwell #88-20-27-101-060; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-9 Acceptance of Permanent Easement for Sidewalk – Troy Long Lake, LLC, Section 15, Sidwell #88-20-15-101-001

Resolution #2007-08-250-E-9

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Sidewalk from Troy Long Lake, LLC, owner of the property having Sidwell #88-20-15-101-001; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-10 Acceptance of Warranty Deed and Five Permanent Easements for Athens Parc Site Condominium – Milano Development, Inc. Section 14, Sidwell #88-20-14-401-006

Resolution #2007-08-250-E-10

RESOLVED, That Troy City Council hereby **ACCEPTS** the Warranty Deed for right-of-way and five Permanent Easements for storm sewer, tree-line preservation, drainage, sanitary sewer, and public utilities from Milano Development, Inc., owner of the property having Sidwell #88-20-14-401-006; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easements and Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-11 Acceptance of Permanent Easement for Storm Drain/Sewer – Norris and Brinda Perkins Reid, Section 4, Sidwell #88-20-04-380-010

Resolution #2007-08-250-E-11

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Storm Drain/Sewer from Norris and Brinda Perkins Reid, owners of the property having Sidwell #88-20-04-380-010; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-12 Acceptance of Permanent Easement for Water Main – Suma Medical Properties, LLC – Section 23, Sidwell #88-20-23-401-018

Resolution #2007-08-250-E-12

RESOLVED, That Troy City Council hereby **ACCEPTS** the Permanent Easement for Water Main from Suma Medical Properties, LLC owner of the property having Sidwell #88-20-23-401-018; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-13 Acceptance of Warranty Deed and Three Permanent Easements for Stone Haven Park Site Condominium – Mondrian Properties Stone Haven Development, LLC, Section 20, Sidwell #88-20-20-226-009, -080 and -135

Resolution #2007-08-250-E-13

RESOLVED, That Troy City Council hereby **ACCEPTS** the Warranty Deed for right-of-way and three Permanent Easements for storm sewer and surface drainage, sanitary sewer and public utilities, and sidewalk from Mondrian Properties Stone Haven Development, LLC, owner of the property having Sidwell #88-20-20-226-009, -080 and -135; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Permanent Easements and Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-14 Winter Maintenance Agreement – Road Commission for Oakland County

Resolution #2007-08-250-E-14

RESOLVED, That Troy City Council hereby **APPROVES** the Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy for Snow and Ice Control of certain primary and local roads, which are described and outlined in Exhibit A, and the Mayor and City Clerk are **AUTHORIZED** to execute the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting and is authorized by the provisions of 1951 PA 51 (MCL 247.651 et seq.).

E-15 Compensation for a Permanent Easement for Sanitary Sewer and Temporary Construction and Grading Permit – Amina R. Haque Revocable Trust, Section 6, Sidwell #88-20-06-328-008

Resolution #2007-08-250-E-15

RESOLVED, That Troy City Council **AUTHORIZES** payment in the amount of $8,310.00 plus costs for the sanitary sewer easement and temporary construction and grading permit to Amina R. Haque, as Trustee of the Amina R. Haque Revocable Trust, owner of the property having Sidwell #88-20-06-328-008.

E-16 Approval of Purchase Agreement, John R Road Improvements, Square Lake Road to South Boulevard – Project No. 02.204.5 – Parcel #42 – Sidwell #88-20-02-279-069- John G. Pappageorge and Dianne Cristina Pappageorge

Resolution #2007-08-250-E-16

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement to Purchase Realty for Public Purposes between John G. Pappageorge and Dianne Cristina Pappageorge, owners of property having Sidwell #88-20-02-279-069, and the City of Troy, for the acquisition of right-of-way for John R Road Improvements, Square Lake Road to South Boulevard in the amount of $23,900.00, plus closing costs; and

BE IT FURTHER RESOLVED, That the Real Estate and Development Department is hereby **AUTHORIZED** to expend the necessary closing costs to complete this purchase according to the agreement; and

BE IT FINALLY RESOLVED, That the City Clerk is hereby **DIRECTED** to record the Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-17 Approval of Private Agreement for Clark Gas Station, Maple and Livernois – Project No. 05.916.3

Resolution #2007-08-250-E-17

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Bala / Ramana for the installation of paving, sidewalks, storm sewer, sanitary sewer, 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.

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

E-2 Approval of City Council Minutes

Resolution #2007-08-251
Moved by Fleming
Seconded by Lambert

RESOLVED, That the Minutes of the 7:30 PM Regular City Council Meeting of August 6, 2007 be **APPROVED** as corrected

Yes: All-7

E-4 Standard Purchasing Resolutions

a) Standard Purchasing Resolution 3: Exercise Renewal Option – Printing of City of Troy 2008 Calendar/Annual Report

Resolution #2007-08-252a
Moved by Stine
Seconded by Beltramini

WHEREAS, On July 10, 2006, a contract to provide Printing and Design Services to mail 40,000 copies of the 2007 City calendar with an option to renew for the 2008 calendar was awarded to University Lithoprinters, Inc. of Ann Arbor, MI, the vendor with the highest weighted final score, as a result of a best value process (Resolution #2006-07-290-E-4b); and

WHEREAS, University Lithoprinters, Inc. has agreed to exercise the option to renew for the 2008 City calendar under the same prices, terms, and conditions;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **EXERCISES** the option to renew the contract for the 2008 calendar with University Lithoprinters, Inc. to provide printing, design and distribution of the 2008 City calendar for an estimated total cost of $33,825.00, plus $2,310.00 for the reply card insert, under the same contract prices, terms, and conditions as the original contract, to expire upon successful delivery of the 2008 calendars, in accordance with contract requirements; and

BE IT FURTHER RESOLVED, That City Management **INTENDS** to sell advertising in excess of $14,000.00 to help offset the costs to produce the calendar/annual report.

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

MOTION CARRIED

PUBLIC COMMENT: Limited to Items Not on the Agenda

REGULAR BUSINESS:

F-8 Mobile Windshield Repair

Resolution #2007-08-253
Moved by Fleming
Seconded by Beltramini

(a) Preparation of Procedure to Permit Mobile Windshield Repairs – Resolution to Refer to the Planning Commission

RESOLVED, That Troy City Council hereby **REFERS** the proposal for preparing a procedure to permit mobile windshield repair in parking lots to the Planning Commission for their evaluation.

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

MOTION CARRIED

F-1 Appointments to Boards and Committees: a) Mayoral Appointments: No Appointments; b) City Council Appointments: Animal Control Appeal Board; Liquor Advisory Committee; and Parks and Recreation Board

(a) Mayoral Appointments - No Appointments

(b) City Council Appointments

Resolution #2007-08-254
Moved by Broomfield
Seconded by Beltramini

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

Animal Control Appeal Board
Appointed by Council (5-Regular) – 3 Year Terms

Patrick K. Carolan Term Expires 09/30/10

Liquor Advisory Committee
Appointed by Council (7-Regular) – 3 Year Terms

Patrick C. Hall Term Expires 09/20/10

Parks & Recreation Board
Appointed by Council (7-Regular) – 3 Year Terms; (1-Troy School Board) – 1 Year Term (1-Troy Daze Committee) – 1 Year Term; (1-Advisory Committee for Sr. Citizens) – 1 Year Term

Kathleen Fejes Term Expires 09/30/10

Tom Krent Term Expires 09/30/10

Yes: All-7

F-2 Bid Waiver – Fire Department Hose Testing

Resolution #2007-08-255
Moved by Beltramini
Seconded by Stine

WHEREAS, Fire hose testing is a required part of providing fire protection;

WHEREAS, Outsourcing fire hose testing provides more training time for firefighters and reduces apparatus maintenance repair costs; and

WHEREAS, FireCATT is the sole provider of this service in southeast Michigan;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **APPROVES** a contract to utilize the services of FireCATT of Troy, MI, for fire hose testing at an estimated total cost of $13,000.00; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon the contractor submission of proper insurance certificate(s), as required.

Yes: All-7

F-3 Designation of Voting Delegates at the Annual Meeting of the Michigan Municipal League

Resolution #2007-08-256
Moved by Schilling
Seconded by Lambert

RESOLVED, That Troy City Council hereby **DESIGNATES** Councilmember Stine as Principal Official Representative (Official Voting Delegate) and hereby **DESIGNATES**

Councilmember Beltramini as the Alternate Official Representative (Official Alternate Voting Delegate) to cast the vote of the City of Troy at the Annual Business Meeting of the Michigan Municipal League to be held September 18 through September 20, 2007 in Acme, Michigan.

Yes: All-7

F-4 Personnel Evaluation – City Manager Phillip L. Nelson

Resolution #2007-08-257
Moved by Fleming
Seconded by Beltramini

RESOLVED, That the annual compensation of Council Appointee Phillip L. Nelson, City Manager, is **INCREASED** by 3%, **EFFECTIVE** July 28, 2007.

Yes: All-7

F-5 Reconsideration of Resolution #2007-07-205 – Standard 2007 Annual Salary Update for Classified and Exempt Employees and Proposed Changes to Benefit Package and Personnel Rules & Regulations

Resolution #2007-08-258
Moved by Lambert
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **RECONSIDERS** Resolution #2007-07-205, Moved by Beltramini, and Seconded by Stine, as it appears below:

> *RESOLVED, That Troy City Council hereby **APPROVES** the 2007 Annual Salary Update for Classified and Exempt Employees and proposed Changes to Benefit Package and Personnel Rules & Regulations.*
>
> *Yes: Stine, Schilling, Beltramini*
> *No: Broomfield, Fleming, Howrylak*
> *Absent: Lambert*
>
> ***MOTION FAILED***

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

MOTION CARRIED

Vote on Resolution to Amend

Resolution #2007-08-259
Moved by Broomfield
Seconded by Howrylak

RESOLVED, That Troy City Council hereby **AMENDS** the resolution for *"Standard 2007 Annual Salary Update for Classified and Exempt Employees and proposed Changes to Benefit Package and Personnel Rules & Regulations"* by adding *"while leaving the Community Affairs Director position at Pay Grade 7"* at the end of the resolution.

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

MOTION FAILED

Vote on Main Resolution as Presented

Resolution #2007-08-260
Moved by Beltramini
Seconded by Stine

RESOLVED, That Troy City Council hereby **APPROVES** the 2007 Annual Salary Update for Classified and Exempt Employees and proposed Changes to Benefit Package and Personnel Rules & Regulations.

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

MOTION CARRIED

F-6 Emergency Purchase of Firearms Ammunition

Resolution #2007-08-261
Moved by Beltramini
Seconded by Stine

WHEREAS, The Troy Police department pre-reserved 100,000 rounds of .223 caliber ammunition from the vendor who holds the contract with the State of Michigan MiDEAL Program, Michigan Police Equipment;

WHEREAS, Michigan Police Equipment indicates delivery is not eminent and would not be available until January 2008; and

WHEREAS, Ammunition is required to complete the transition training to the new patrol rifle platform and allow the rifles to be placed into service;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **CONFIRMS** a purchase made for .223 caliber ammunition with Jerry's Sports Center of Forest City, PA, at an estimated cost of $31,882.50, plus freight.

Yes: All-7

F-7 Amendments to Chapter 10 – Employees Retirement System

Resolution #2007-08-262
Moved by Beltramini
Seconded by Howrylak

RESOLVED, That Troy City Council hereby **ADOPTS** an ordinance amendment to Chapter 10, Sections 6, 9, 54 and 55 as recommended by City Management and Employees Retirement Board, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.
Yes: All-7

MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

G-1 Announcement of Public Hearings:

a. Rezoning Application (File Number: Z-727) – Office Use, West Side of Rochester Road, South of De Etta – 6493 Rochester, Section 3 – R-1B to O-1 – September 10, 2007
b. Concept Development Plan Approval – Big Beaver Place Planned Unit Development (PUD 8), North Side of Big Beaver, West of John R, Section 24 – Currently Zoned R-1D (One Family Residential) District – September 10, 2007
c. Concept Development Plan Approval – The Oasis at Centennial Park Planned Unit Development (PUD 6), South Side of Long Lake and West Side of John R, Section 14 – Currently Zoned R-1C (One Family Residential) District – September 10, 2007
d. Zoning Ordinance Text Amendment (File Number: ZOTA 230) – Articles X and XVIII – Wireless Communication Towers on School Property in the R-1A through R-1E (One Family Residential) and C-F (Community Facilities) Districts – September 10, 2007

Noted and Filed

G-2 Green Memorandums: None Submitted

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

H-1 Charter Revision Committee Referral – 2007-08 Property Tax Reduction Requested by Council Member Martin Howrylak

Resolution #2007-08-263
Moved by Howrylak
Seconded by Fleming

RESOLVED, That Troy City Council hereby **DIRECTS** the Charter Revision Committee to draft ballot language for City Council consideration to amend Section 9.16 of the City Charter to reduce the property tax limit to that which is being levied in fiscal year 2007-08.

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

MOTION CARRIED

COUNCIL COMMENTS:

I-1 No Council Comments Advanced

REPORTS:

J-1 Minutes – Boards and Committees:

a. Ethnic Issues Advisory Board/Final – June 5, 2007
b. Advisory Committee for Persons with Disabilities/Draft – June 6, 2007
c. Advisory Committee for Persons with Disabilities/Final – June 6, 2007
d. Ethnic Issues Advisory Board/Draft – July 10, 2007
e. Library Advisory Board/Final – June 14, 2007
f. Employees' Retirement System Board of Trustees/Final – July 11, 2007
g. Planning Commission Special/Study/Draft – July 24, 2007
h. Planning Commission Special/Study/Final – July 24, 2007
i. Planning Commission Special/Study/Draft – July 31, 2007
j. Planning Commission Special/Study/Final – July 31, 2007
k. Building Code Board of Appeals/Draft – August 1, 2007

Noted and Filed

J-2 Department Reports:

a. Building Department – Permits Issued During the Month of July, 2007
b. Police Department – 2007 Year-To-Date Calls for Police Service Report
c. City of Troy Employees Retirement System Forty-Third Annual Actuarial Valuation – December 31, 2006
d. Purchasing Department – Final Reporting BidNet On-Line Auction – Generators, Televisions, Display Case, and Vehicles – May/June, 2007
e. Purchasing Department – Final Reporting BidNet On-Line Auction – Computers, Stacking Chairs, File Cabinets, and Card Tables – July, 2007
f. City of Troy Retirement System – Summary Annual Report to Members – December 31, 2006

Noted and Filed

J-3 Letters of Appreciation:

a. Letter of Thanks to Carol Anderson from Bethany Mosshart Regarding the Parks and Recreation Staff and Activities

b. Telephone Call to Police Staff from Rosanne MecIsaac Regarding Assistance Received from Officer Kris Maczka

Noted and Filed

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

J-5 Calendar

Noted and Filed

J-6 Communication from the State of Michigan Public Service Commission – Notice of Hearing for Gas Customers of Consumers Energy Company Case No. U-14716-R

Noted and Filed

STUDY ITEMS:

K-1 No Study Items Submitted

PUBLIC COMMENT: Address of "K" Items

CLOSED SESSION:

L-1 Closed Session: No Closed Session Requested

The meeting **ADJOURNED** at 10:59 PM.

Louise E. Schilling, Mayor

Tonni L. Bartholomew, MMC
City Clerk