

Minutes **A-1**
Regular Meeting – January 10, 2000

PUBLIC HEARING

Request from Delphi Automotive Systems for the Establishment of an Industrial Development District (IDD) at 5725 Delphi Drive, Parcel #88-20-09-128-006 **C-1**

Suggested Resolution

Moved by: Seconded by:

RESOLVED, that the City Council of the City of Troy hereby establishes an Industrial Development District (IDD) for Delphi Automotive Systems, for property known as 5725 Delphi Drive, parcel # 88-20-09-128-006, by changing local policy Resolution #79-128 to allow for the establishment of IDD's on non-industrial zoned land, for applications that support the manufacture of goods in conjunction with MEGA grant approval, a minimum capital investment of \$40 million, and the addition of 500 new jobs in the City of Troy and a copy of the amended Resolution #79-128 shall be attached and made a part of the original minutes of this meeting.

Yes: No:

TABLED ITEM

Approval of Ballot Language to Establish a Compensation Board for Elected Persons Serving the City of Troy **D-1**

Suggested Resolution

Moved by: Seconded by:

RESOLVED, that the Charter Amendments as recommended by the Charter Revision Committee are hereby approved and the following questions shall be placed on the ballot of the City Election to be held Monday, April 3, 2000:

CHARTER AMENDMENT #1

“Shall Chapter 3, Section 3.6 of the Charter be amended to create a Compensation Board to make bi-annual recommendations on the salaries of the Mayor and members of City Council, such recommendations will be required to be voted upon in a public meeting of City Council; and to remove the phrase ‘Members of the Council and the Mayor shall receive as compensation for their services the sum of one hundred seventy-five (\$175.00) dollars per member per month’, but the removal of this phrase shall be effective only upon City Council’s initial establishment of salaries pursuant to this amendment?”

CHARTER AMENDMENT #2

“Shall Chapter 6, Section 6.8 of the Charter of the City of Troy be amended to delete the phrase ‘The salary of any elective officer shall not be increased or decreased from the time of his election until the end of the term of office for which he was elected.’?”

Yes:

No:

CONSENT AGENDA

The Consent Agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the Consent Agenda. Any Council Member may remove an item from the Consent Agenda and have it considered as a separate item. A member of the audience who wishes to speak in opposition to the recommended action for any given Consent Agenda item may do so with the approval of a majority vote of City Council. Any item so removed from the Consent Agenda shall be considered after other items on the consent portion of the agenda have been heard. (*Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.*)

Approval of Consent Agenda

E-1

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that all items as presented on the Consent Agenda are hereby approved as presented with the exception of Item(s) _____, which shall be considered after Consent Agenda (E) items, as printed.

Yes:

No:

Approval of Consent Judgment – City of Troy v Zebracki

E-2

Suggested Resolution

RESOLVED, that the Consent Judgment between the City of Troy and Nancy Zebracki is hereby approved, and the Mayor and City Clerk are authorized to execute the documents, and a copy shall be attached to the original minutes of this meeting.

Extension of Contract with Independent Auditors – Doeren Mayhew

E-3

Suggested Resolution

WHEREAS , on June 17, 1991, Doeren Mayhew was appointed as independent auditors for the City of Troy (Resolution #91-511) and the contract was extended until June 30, 1999 (Resolution #95-5); and

WHEREAS, Doeren Mayhew has performed quality work for the City of Troy and is knowledgeable of the City's operations and has agreed to extend the contract again until June 30, 2004; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result for the City to solicit additional sealed proposals;

NOW, THEREFORE, BE IT RESOLVED, that Doeren Mayhew is hereby appointed as independent auditors for the City of Troy for fiscal years 2000 through June 30, 2004, at an estimated cost of \$42,200 for year 2000 including an annual cost of living increase for years 2001 through 2004, in accordance with their proposal, a copy of which shall be attached to the original minutes of this meeting; and

BE IT FURTHER RESOLVED, that any additional fees during the five year contract resulting from major Federal programs and required format changes, as a result of changes to Governmental Accounting Standards, are hereby authorized.

Approval of 2000 Poverty Exemption Guidelines

E-4

Suggested Resolution

RESOLVED, that, pursuant to MCL 211.7u, the City Council of the City of Troy hereby approves the proposed "Poverty Exemption Guidelines" for 2000 as presented by the City Assessor in a memorandum dated January 5, 2000, a copy of which shall be attached to the original minutes of this meeting.

Bid Extension - Seasonal Requirements of Liquid Calcium Chloride for Dust, Snow and Ice Control

E-5

Suggested Resolution

WHEREAS, on May 10, 1999, a seasonal contract for liquid calcium chloride including an option to renew for one additional season's requirements was awarded to the low bidder, Michigan Chloride Sales, Inc., Resolution #99-259-E-4b; and

WHEREAS, Michigan Chloride Sales, Inc., has serviced the City of Troy for many years and the City has been very satisfied with their performance; and

WHEREAS, Michigan Chloride Sales, Inc., has agreed to extend the contract under the same prices, terms, and conditions with the exception of the inclusion of a recently passed State tax; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result to the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that the option to renew the contract to provide liquid calcium chloride for one additional year to Michigan Chloride Sales, Inc., is hereby approved and will expire March 31, 2001.

Bid Extension – Brush Chipping Services

E-6

Suggested Resolution

WHEREAS, on February 15, 1999, a contract to provide brush chipping on an as needed basis including an option to renew for one additional year's requirements was awarded to the lowest acceptable bidders, Peter's All Season Tree Service and A & J Tree Service, Resolution #99-59-E-2b; and

WHEREAS, A & J Tree Service, the primary supplier of "as needed" chipping for the Parks and Recreation Department, was not called for chipping as a result of storm damage since all work could be handled by the Parks and Recreation Department, therefore, A & J Tree Service does not wish to continue the contract; and

WHEREAS, Peter's All Season Tree Service, the supplier of "as needed" chipping for Troy residents and the secondary supplier of "as needed" chipping for the Parks and Recreation Department agreed to extend the contract under the same prices, terms, and conditions; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result to the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that the option to renew the contract to provide chipping services for Troy residents and the Troy Parks and Recreation Department for one additional year with Peter's All Season Tree Service is hereby approved and will expire February 15, 2001, and the contract with A & J Tree Service is hereby expired on February 15, 2000.

Approval of Contracts for the Installation of Municipal Improvements (Private Agreement): Levon Enterprises for the Installation of Water Main, Storm Sewer and Concrete Paving to Serve 1827 Birchwood - Project No. 99.949.3

E-7

Suggested Resolution

RESOLVED, that the Contract for Installation of Municipal Improvements (Private Agreement) between the City of Troy and Levon Enterprises is hereby approved for the installation of water main, storm sewer, sidewalk and concrete pavement to serve 1827 Birchwood, Project No. 99.949.3, 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.

Rejection of Bid – Five-Gang Hydraulic Fairway Mower

E-8

Suggested Resolution

RESOLVED, that all bids for the purchase of a five-gang hydraulic fairway mower for Sylvan Glen Golf Course are hereby rejected due to a clerical error. The mower will be re-bid immediately including a complete set of specifications.

Recommendations of the Liquor Advisory Committee - Request From Troy Cheese & Wine Market, Inc., to Transfer All Stock Interest in 1999 SDD SDM Licensed Corporation Located at 2558-2560 E. Maple, Troy, MI 48083, Oakland County, [MLCC REF#52383] **E-9**

Suggested Resolution

RESOLVED, that the request from Troy Cheese & Wine Market, Inc., to transfer all stock interest in 1999 SDD SDM licensed corporation located at 2558-2560 E. Maple, Troy, MI 48083, Oakland County, wherein sole stockholder Zaia Shango transfers 17,000 shares of stock to new stockholder Adnan Shango, 16,500 shares of stock to new stockholder Rakan Z. Shango, and 16,500 shares of stock to new stockholder Steven A. Shango, [MLCC REF#52383], be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

Approval of Purchase - Michigan Extended Purchasing Agreement – Fleet Vehicles **E-10**

Suggested Resolution

RESOLVED, that contracts to provide fleet vehicles through the State of Michigan Extended Purchasing Program are hereby awarded to Jorgenson Ford; Orson E. Coe Pontiac-GMC, Inc.; Buff Whelan Chevrolet, and Snethkamps Lansing Dodge in accordance with the memorandum from the Superintendent of the Motor Pool dated January 5, 2000, a copy of which shall be attached to the original minutes of this meeting, at a total estimated cost of \$625,505.02.

Approval of Purchase – Oakland County Cooperative Purchasing Agreement – Fleet Vehicles **E-11**

Suggested Resolution

RESOLVED, that contracts to provide fleet vehicles through the Oakland County Cooperative Purchasing Agreement are hereby awarded to Skalne Ford, Inc.; Red Holman Pontiac; Joe Panian Chevrolet, and Buff Whelan Chevrolet in accordance with the memorandum from the Superintendent of the Motor Pool dated January 7, 2000, a copy of which shall be attached to the original minutes of this meeting, at a total estimated cost of \$282,113.29.

Amendment to Tennis Lease and Extension of Lease **E-12**

Suggested Resolution

RESOLVED, that the extension to the lease agreement between the City of Troy and Don Pierce/Troy Racquet Club is hereby approved, a copy of which shall be attached to and become a part of the original minutes of this meeting.

Appointment of Representative and Alternate Representative from the Planning Commission to the Board of Zoning Appeals E-13

Suggested Resolution

RESOLVED, that Lawrence Littman is hereby appointed as the 2000 Planning Commission representative to serve on the Board of Zoning Appeals and David Waller is hereby appointed as the 2000 Planning Commission alternate representative to serve on the Board of Zoning Appeals.

Closed Session E-14

Suggested Resolution

RESOLVED, that the City Council of the City of Troy shall meet in Closed Session as permitted by State Statute MCLA 15.268, Sections 8 (h) (material exempt from discussion or disclosure under the Michigan Freedom of Information Act), after adjournment of this meeting.

REGULAR BUSINESS

Nominations/Appointments to Boards and Committees (a) CATV Advisory Committee; (b) Historic District Commission; (c) Board of Review; (d) Liquor Committee; (e) Municipal Building Authority; (f) Traffic Committee F-1

(a) CATV Advisory Committee

One vacancy exists due to the resignation of Jack Schram. The terms of Jerry Bixby and Richard Hughes expire on February 28, 2000.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated, to serve on this committee:

Nominee

Nominated By

(b) Historic District Commission

One vacancy exists and the terms of Kevin Danielson, Dorothy Scott and Frank Straub expire on March 1, 2000.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated, to serve on this committee:

Nominee

Nominated By

(c) Board of Review

A vacancy exists due to the resignation of Andrew Pollock for which Richard Memmer was nominated by Councilman Allemon. The term of Marcia Gies expires January 31, 2000.

Moved by:

Seconded by:

RESOLVED, that _____ is hereby appointed/reappointed to serve as a member of the Board of Review for a three year term to expire January 31, 2003.

(d) Liquor Committee

The terms of Don Snyder and John Walker expire on January 31, 2000.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated, to serve on this committee:

Nominee

Nominated By

(e) Municipal Building Authority

The term of William McCain expires on January 31, 2000.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated, to serve on this committee:

Nominee

Nominated By

(f) Traffic Committee

The terms of David Lambert and Ted Halsey expire January 31, 2000.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated, to serve on this committee:

Nominee

Nominated By

Yes:

No:

Approval of Changes to Benefits for Classified and Exempt Personnel

F-2

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that changes to the benefit package for Classified and Exempt personnel of the City of Troy are hereby approved, as recommended by Administration and the Personnel Board, and a copy shall be attached to the original minutes of this meeting.

Yes:

No:

Set a Special Meeting, Study Session and Closed Session – January 31, 2000

F-3

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that a Special Meeting and Study Session is hereby established for Monday, January 31, 2000 at **7:00 p.m. or 7:30 p.m.** in the Lower Level Conference Room at City Hall, 500 W. Big Beaver and to adjourn into closed session as permitted by State Statute MCLA 15.268, Section 8 (d) , after adjournment of this meeting.

Authorization to Apply for a Voluntary Storm Water Permit from the Department of Environmental Quality

F-4

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, the City of Troy is a municipality located in the Rouge River Watershed District, and therefore is alleged to be contributing to the Rouge River pollution problems; and

WHEREAS, the City of Troy has been added as a named defendant in the Federal Court litigation currently pending before U.S. District Court Judge John Feikens, Case No. 77-71100; and

WHEREAS, Judge Feikens has extended his jurisdiction over the clean up of the Rouge River by virtue of this 1977 case, and has requested a Watershed Authority to insure pollution abatement in both the sewer and also the storm water sources in the Rouge River; and

WHEREAS, the individual communities in the Rouge River Watershed have expressed a willingness to accomplish a reduction in pollution to the Rouge River, and also a desire to maintain local control over pollution control and abatement measures; and

WHEREAS, the communities in the Rouge River Watershed have joined together in a cooperative effort to reducing pollution in the Rouge River Watershed Area, and also preserving local control, and have therefore formed seven sub-watershed districts in the Rouge River Watershed Area; and

WHEREAS, the City of Troy, which is situated in the Main 1 & 2 sub-watershed district, has actively participated with the other Main 1 & 2 sub-watershed communities in the development of sub-watershed proposed public education plans and also sub-watershed plans for the identification of illicit connections and elimination of illicit discharges, in addition to other pollution control measures; and

WHEREAS, U.S. District Court Judge Feikens has strongly encouraged the Rouge River Communities to apply for a voluntary storm water permit through the MDEQ, and

WHEREAS, storm water discharge permits are not currently mandated by the MDEQ or the EPA for the City of Troy, but will be required through future State and Federal regulations, and are likely to require public education plans and illicit connection identification projects, in addition to projects to eliminate illicit discharges, similar to the

projects that the City of Troy has already taken an active role in planning and implementing; and

WHEREAS, the City of Troy is committed to the goals as set forth in the voluntary storm water permit, and will use its best efforts in reducing the pollution in both the Rouge River Watershed and the Clinton River Watershed;

NOW THEREFORE, BE IT RESOLVED, the City of Troy will apply for coverage under the MDEQ voluntary storm water permit; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to all of the municipalities and agencies in the Rouge River Watershed, and also the Honorable John Feikens.

Yes:

No:

Completion of Street Vacation –Part of Arlund Way/Square Lake (Troy Road) in Section 7

F-5

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the completion of the vacation of that portion of Arlund Way, Section 7, described as follows, is hereby approved subject to the retention of easements for public utilities and storm drainage/sewer over the full area vacated:

Part of the northwest fractional 1/4 of section 7, town 2 north, range 11 east, City of Troy, Oakland County, Michigan, being more particularly described as follows:

Commencing at the northwest corner of section 7, town 2 north, range 11 east; thence, south 00 degrees 05 minutes 40 seconds west, 60.00 feet, along the west line of section 7; and north 89 degrees 51 minutes 30 seconds east, 264.38 feet, along the north line of lot 1 of "Middlesex Country Homesites" as recorded in liber 44, page 12, to the point of beginning; thence, north 00 degrees 08 minutes 30 seconds west 3.14 feet; thence 180.69 feet along the arc of a curve to the left, with a radius of 706.62 feet, a central angle of 14 degrees 39 minutes 05 seconds, and a long chord which bears north 71 degrees 27 minutes 55 seconds east, 180.20 feet to the north line of said section 7; thence, north 89 degrees 51 minutes 30 seconds east, 118.89 feet, along the north line of said section 7; thence 85.36 feet along the arc of a curve to the left, with a radius of 183.52 feet, a central angle of 26 degrees 38 minutes 56 seconds, and a long chord which bears south 68 degrees 17 minutes 04 seconds east, 84.59 feet to the northerly extension of the west line of Sussex road as recorded in said plat of "Middlesex Country Homesites"; thence south 00 degrees 22 minutes 30 seconds west, 28.51 feet along the said extension of Sussex road to the northeast corner of lot 1 of said Middlesex Country Homesites; thence, south 89 degrees 51 minutes 30 seconds west, 368.14 feet along the north line of said lot 1 to the point of beginning. Containing 15,028 square feet or 0.35 acres more or less.

Yes:

No:

COUNCIL COMMENTS

COUNCIL REFERRALS

VISITORS

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. *(Rules of Procedure for the City Council, Article 12, as amended April 12, 1999).*

REPORTS AND COMMUNICATIONS

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January 2000 is School Board Recognition Month; Commendations to Troy Public Schools and Warren Consolidated Public Schools	

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Report from Planning Director Regarding Board of Zoning Appeals Representatives – 2000	G-14
Report from Planning Director Regarding Environmental Evaluation of Proposed Grand/Sakwa Development Site at Rochester/South Blvd.	G-15

Respectfully submitted,

John Szerlag
City Manager