

AGENDA

TROY CITY COUNCIL

February 7, 2000- 7:30 P.M.
Council Chambers - City Hall
500 West Big Beaver

INVOCATION

PASTOR JIM ROACH
ABUNDANT GRACE CHURCH

ROLL CALL

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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 calendar shall be considered after other items on the consent business portion of the agenda have been heard. (Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.)

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REGULAR BUSINESS

Persons interested in addressing City Council on items, which appear on the printed Agenda, may do so at the time the item is discussed. For those addressing City Council, time may be limited to not more than twice nor longer than five (5) minutes on any question, unless so permitted by the Chair, in accordance with the *Rules of Procedure of the City Council*, Article 12, as amended April 12, 1999.

Persons interested in addressing City Council on items which are not on the printed Agenda may do so under the last item of the Regular Business (F) Section.

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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.)

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ADJOURN

Minutes**A-1**

Regular Meeting – January 17, 2000
 Study Session - January 31, 2000

PUBLIC HEARINGS**Request from Delphi Automotive Systems for an Industrial Facilities Exemption Certificate at 5725 Delphi Drive, Parcel #88-20-09-128-006****C-1**

Resolution to: **a)** Approve the request of Delphi Automotive Systems for an Industrial Facilities Exemption Certificate (IFEC) at 5725 Delphi Drive, part of Parcel #88-20-09-128-006, by amending policy Resolution #83-555 by adding separate restrictions; **b)** Deny the request of Delphi Automotive Systems for an Industrial Facilities Exemption Certificate (IFEC) at 5725 Delphi Drive, part of Parcel #88-20-09-128-006, thereby affirming the current local tax abatement policy.

Suggested Resolution

Moved by:

Seconded by:

(a) Approval of Application for Industrial Facilities Exemption Certificate (IFEC) at 5725 Delphi Drive, part of Parcel #88-20-09-128-006, and Amendment of Policy Resolution #83-555

WHEREAS, after due notice and proper hearing, the City Council of the City of Troy on January 17, 2000, created an Industrial Development District (IDD) for property known as 5725 Delphi Drive; and

WHEREAS, an Application has been submitted by Delphi Automotive Systems for an Industrial Facilities Exemption Certificate (IFEC) for real and personal property at 5725 Delphi Drive for 12 years; and

WHEREAS, the approval of the Application requires amendments to the policies of the City Council of the City of Troy as stated in Resolution #83-555, and amended by Resolution #84-840, and

WHEREAS, after due and proper notice by the City Clerk, the City Council on February 7, 2000, 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 for Delphi Automotive Systems at 5725 Delphi Drive may have the effect of substantially impeding the operation of the taxing unit or impairing the financial soundness of the taxing unit;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Troy, that it has found that the granting of the Industrial Facilities Exemption Certificate for Delphi Automotive Systems at 5725 Delphi Drive shall not substantially impede the operation of the City of Troy nor has it been found that the granting of the Certificate will impair the financial soundness of a taxing unit which levies property taxes on said property; and BE IT FURTHER RESOLVED, that the local policy Resolution #83-555 (amended by Resolution #84-840) shall be amended to include provisions for consideration of tax

abatements for projects that are qualified for Michigan Economic Growth Authority (MEGA) incentives, provide capital expenditures of at least \$40 million, and will generate at least 500 new jobs in the City of Troy, a copy of which amended resolution shall be attached to and made a permanent part of the original minutes of this meeting; and

BE IT FURTHER RESOLVED, that the Application for an Industrial Facilities Exemption Certificate for Delphi Automotive Systems at 5725 Delphi Drive be hereby approved for real and personal property for a term of _____ years (not to exceed 12 years), ***after allowing for an abatement of not to exceed 2 years for completion of construction;***

BE IT FURTHER RESOLVED, that the Industrial Facilities Exemption Certificate Letter of Agreement between Delphi Automotive Systems and the City of Troy is hereby approved, 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; and

BE IT FINALLY RESOLVED, that the City Clerk is hereby authorized to complete the Application and transmit same to the appropriate State agencies, which Application shall be attached to the original minutes of this meeting.

(b) Denial of Application for Industrial Facilities Exemption Certificate (IFEC) at 5725 Delphi Drive, part of Parcel #88-20-09-128-006

WHEREAS, after due notice and proper hearing, the City Council of the City of Troy on January 17, 2000, created an Industrial Development District (IDD) for property known as 5725 Delphi Drive; and

WHEREAS, an Application has been submitted by Delphi Automotive Systems for an Industrial Facilities Exemption Certificate (IFEC) for real and personal property at 5725 Delphi Drive for 12 years; and

WHEREAS, the Application is not in compliance with the policies of the City Council of the City of Troy as stated in Resolution #83-555, and amended by Resolution #84-840; and

WHEREAS, after due and proper notice by the City Clerk, the City Council on February 7, 2000, 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 for Delphi Automotive Systems at 5725 Delphi Drive may have the effect of substantially impeding the operation of the taxing unit or impairing the financial soundness of the taxing unit;

NOW, THEREFORE, BE IT RESOLVED, that the Application for an Industrial Facilities Exemption Certificate for Delphi Automotive Systems at 5725 Delphi Drive be hereby denied for real and personal property; and

BE IT FURTHER RESOLVED, that the Industrial Development District (IDD) established by the City Council of the City of Troy on January 17, 2000, for 5725 Delphi Drive, part of Parcel #88-20-09-128-006, is hereby vacated; and

BE IT FURTHER RESOLVED, that the Industrial Facilities Exemption Certificate Letter of Agreement between Delphi Automotive Systems and the City of Troy is hereby not approved, and

BE IT FINALLY RESOLVED, that the City Clerk is hereby authorized to return the Application to the Applicant, Delphi Automotive Systems, at 5725 Delphi Drive.

Yes: No:

Adoption of Development Plan #3 and the Tax Increment Financing Plan #3 of the Troy Downtown Development Authority C-2

Suggested Resolution

Moved by: Seconded by:

WHEREAS, the City of Troy (the "City") as authorized by the provisions of Act 197, Public Acts of Michigan, 1975, as amended, has created a Downtown Development Authority; and

WHEREAS, it is necessary, for the best interests of the public, to halt property value deterioration and increase property tax valuation where possible in the business district of the City of Troy, to eliminate the causes of such deterioration, and to promote economic growth; and

WHEREAS, Ordinance 80 designating a downtown district, incorporating a Downtown Development Authority, adopting a development plan and a tax increment financing plan pursuant to Act 197 has been adopted by the Troy City Council; and

WHEREAS, the Troy Downtown Development Authority wishes to modify the development plan to include two projects - the widening of segments of Rochester Road and Big Beaver to improve traffic flow; and

WHEREAS, the Troy Downtown Development Authority, on December 15, 1999, approved Development Plan #3 and Tax Increment Financing Plan #3 incorporating the previous two development plans and tax increment financing plans; and

WHEREAS, the Troy Downtown Development Authority has requested the Troy City Council to consider Development Plan #3 and Tax Increment Plan #3; and

WHEREAS, a Public Hearing has been held on Development Plan #3 and the Tax Increment Financing Plan #3 as required by Act 197 as amended;

NOW, THEREFORE, BE IT RESOLVED, that the City Council approves adoption of Development Plan #3 and the Tax Increment Financing Plan #3 of the Troy Downtown Development Authority pursuant to Act 197 as amended.

Yes: No:

Request for Parking Variance - 5600 Crooks Road C-3

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, Articles XLIII and XLIV (43.00.00 and 44.00.00) of the Zoning Ordinance provide that the City Council may grant variances from the off street parking requirements of the Zoning Ordinance upon general findings that:

- 1) The variance would not be contrary to public interest or general purpose and intent of the Zoning Ordinance.
- 2) The variance does not permit the establishment of a prohibited use as a principal use within a zoning district.
- 3) The variance does not cause an adverse effect to properties in the immediate vicinity or zoning district.
- 4) The variance relates only to property described in the application for variance; and

WHEREAS, Article XLIII (43.00.00) requires that in granting, the City Council shall find that the practical difficulties justifying the variances are:

- A) That absent a variance, no reasonable use can be made of the property; or
- B) That absent a variance, a significant natural feature would be negatively affected or destroyed; or
- C) That absent a variance, public health, safety and welfare would be negatively affected; or
- D) That literal enforcement of the Zoning Ordinance precludes full enjoyment of the permitted use and makes conforming unnecessarily burdensome. In this regard, the City Council shall find that a lesser variance does not give substantial relief, and that the relief requested can be granted within the spirit of the Ordinance, and within the interests of public safety and welfare; and

WHEREAS, the City Council finds the above stated general conditions to be present and finds the practical difficulty stated above to be operative in the appeal;

NOW, THEREFORE, BE IT RESOLVED, that the request from Minoru Yamasaki Associates for waiver of 70 parking spaces at the development with the address of 5600 Crooks be approved.

OR

WHEREAS, the City Council finds the above stated general conditions NOT to be present and finds the practical difficulty stated above NOT to be operative in the appeal;

NOW, THEREFORE, BE IT RESOLVED, that the request from Minoru Yamasaki Associates for waiver of 70 parking spaces at the development with the address of 5600

Crooks Road be DENIED.

Yes:

No:

**Re-programming of Community Development Block Grant Funds –
Section 36 Drainage Improvements**

C-4

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, the City Council of the City of Troy, after conclusion of a Public Hearing on this date, has determined that funding should be provided through the 1999 and 2000 Community Development Block Grant (CDBG) Programs for drainage improvements in Section 36; and

WHEREAS, the City Council of the City of Troy has further determined that current Community Development Block Grant Funds should be re-programmed to transfer \$90,000 from the 1999 funds for the removal of architectural barriers, and \$103,750 from the 2000 funds designated for 14 Mile Road and John R Improvement accounts, to the Section 36 Drainage Improvement Fund;

NOW, THEREFORE, BE IT RESOLVED, that the Section 36 Drainage Improvement Project be added to the Community Development Block Grant (CDBG) Projects for 2000; and

BE IT FURTHER RESOLVED, that current CDBG funds shall be re-programmed from the 1999 and 2000 accounts for the removal of architectural barriers and the 14 Mile Road and John R Improvement accounts to the Section 36 Drainage Improvement Fund, in the amount of \$90,000 from the 1999 funds and \$103,750 from the 2000 funds.

Yes:

No:

TABLED ITEM

**Proposed Rezoning – Section 3 – West of Rochester, South of South
Blvd., from R-1C to R-1T**

D-1

Because of written objections filed by surrounding property owners, a two-thirds vote of Council is required to approve this request. The City Council could apply E-P (Environmental Protection) zoning to a portion of the property, even though such was not recommended by the Planning Commission.

Suggested Resolution

Moved by:

Seconded by:

(a) As Requested by Petitioner (5 votes required)

BE IT RESOLVED, that the request for the rezoning of two ten (10) acre parcels on the south side of South Boulevard, west of Rochester Road, from R-1C (One Family Residential) to R-1T (One Family Attached Residential), be approved, a copy of which shall be attached to and made a part of the original minutes of this meeting.

(b) As Recommended by the Planning Commission - (5 votes required)

BE IT RESOLVED, that the request for the rezoning of approximately 23.4 acres south of South Boulevard, west of Rochester Road, from R-1C (One Family Residential) to R-1T (One Family Attached Residential), be approved as recommended by the Planning Commission, a copy of which shall be attached to and made a part of the original minutes of this meeting.

(c) As Recommended by City Administration

BE IT RESOLVED, that the proposal for the rezoning of three parcels totaling approximately 23.4 acre area, in the area south of South Boulevard, west of Rochester Road, from R-1C (One Family Residential) to R-1T (One Family Attached Residential), be approved, with the exception of the westerly 400 feet of the southerly 10 acre parcel, and the westerly 330 feet of the other two parcels under consideration.

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:

Recommendations of the Liquor Advisory Committee – Request From GMRI Inc., (A Florida Corporation), For a New 12 Months Resort

E-2

**Economic Development Class C License Issued Under MCL 436.1531(4)
to be Located at Kilmer & Big Beaver, Troy, MI 48083, Oakland County.
[MLCC REF# 55511]**

Suggested Resolution

RESOLVED, that the request from GMRI Inc., (A Florida Corporation), for a new 12 Months Resort Economic Development Class C license issued under MCL 436.1531(4) with Entertainment Permit, Outdoor Service Permit, Official Permit (Food), and 2 bars to be located at Kilmer & Big Beaver, Troy, MI 48083, Oakland County. [MLCC REF# 55511], be recommended for issuance.

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

Closed Session

E-3

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 (d) and (h) (material exempt from discussion or disclosure under the Michigan Freedom of Information Act) after the close of this meeting, and 8 (a), on Monday, February 14 at 7:30 p.m. in Conference Room C.

Request for a Temporary Sales Trailer - Troy Pines Subdivision

E-4

Suggested Resolution

RESOLVED, that the request from Troy Pines, L.L.C. to place a temporary sales trailer at Troy Pines Subdivision is hereby granted for a period of time not to exceed one year, in accordance with Chapter 47 of the Troy City Code.

Approval of Consent Judgment – Troy v Talierico

E-5

Suggested Resolution

RESOLVED, that the Consent Judgment between the City of Troy and Talierico is hereby approved, subject to all documents and exhibits being acceptable to the City Manager and City Attorney; the Mayor and City Clerk are authorized to execute the documents, and a copy shall be attached to the original minutes of this meeting.

**Resolution Recognizing the Troy Kiwanis Foundation as a Non-Profit
Organization**

E-6

Suggested Resolution

RESOLVED, that the request from the Troy Kiwanis Foundation, of the City of Troy, County of Oakland, asking that it be recognized as a non-profit organization operating in the community for the purpose of obtaining a gaming license or registration be

considered for approval.

Resolution Authorizing Payment to PROTEC (The Michigan Coalition to Protect the Public Rights-of-Way from Telecommunications Encroachment) E-7

Suggested Resolution

RESOLVED, that the City Council of the City of Troy hereby authorizes payment in the amount of \$18,221.00 for Fiscal Year 1999–2000 to The Michigan Coalition to Protect the Public Rights-of-Way from Telecommunications Encroachments (PROTEC), a local government coalition with the single purpose to protect local governments' right to manage the local rights-of-way and to receive fair compensation for rights-of-way use by telecommunications companies.

Bid Extensions: (a) One Year Requirements of Transit Mixed Concrete; (b) Bid Extension of Maintenance Contract for Irrigation Pumps and Electrical/Mechanical Pump Control Components for Sylvan Glen Golf Course; (c) One-Year Requirements of Asphalt Paving Material E-8

(a) One Year Requirements of Transit Mixed Concrete

Suggested Resolution

WHEREAS, a one year contract with an option to renew for one additional year to provide transit mixed concrete was awarded to the low total bidders, Superior Redi-Mix, Inc., the primary contractor, and Van Horn Concrete, the secondary contractor (Resolution #99-282-E-9a); and

WHEREAS, Superior Redi-Mix, Inc. as the primary contractor provided a letter (dated January 6, 2000) in which they agree to the one year renewal option; and

WHEREAS, the secondary contractor, Van Horn Concrete has indicated that they do not wish to extend the contract due to limited use; and

WHEREAS, the Purchasing Department conducted a market survey and 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 transit mixed concrete for an additional one year to Superior Redi-Mix, Inc., the primary contractor, is hereby approved and will expire April 30, 2001.

(b) Irrigation Pumps and Electrical/Mechanical Pump Control Components for Sylvan Glen Golf Course

Suggested Resolution

WHEREAS, on January 22, 1996, a contract was awarded to NJK Associates, Inc. for

Pump Maintenance (Resolution #96-60) and the contract was extended April 13, 1998 for an additional two years (Resolution #98-174-C-5a); and
 WHEREAS, NJK Associates, Inc., has again agreed to extend the contract for an additional one year under the same terms and conditions, and included a request for inclusion of an additional two year option; 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 bids;

NOW, THEREFORE, BE IT RESOLVED, that bidding procedures are hereby waived and the contract with NJK Associates, Inc. to provide Pump Maintenance Services is hereby extended based upon the same terms and conditions through January 22, 2001.

(c) One-Year Requirements of Asphalt Paving Material

Suggested Resolution

WHEREAS, on April 20, 1998, contracts were awarded to Barrett Paving Materials, Inc., and Midland Contracting Company for asphalt paving materials (Resolution #98-220) and the contracts were extended March 29, 1999 for an additional year (Resolution #99-143-E-5a); and

WHEREAS, both vendors have again agreed to extend the contract for an additional one year 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 for the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that bidding procedures are hereby waived and the contracts with Barrett Paving Materials, Inc. and Midland Contracting Company for asphalt paving materials are hereby extended based upon the same terms and conditions through April 30, 2001.

Change Orders: (a) Change Order Agreement No. 1 to Contract No. 99-5, Crooks Road Sanitary Sewer Project; (b) Change Order Agreement No. 1 to Contract No. 99-8, Larayne Street Sanitary Sewer E-9

(a) Contract No. 99-5, Crooks Road Sanitary Sewer Project

Suggested Resolution

RESOLVED, that the City Manager is hereby authorized to execute Change Order Agreement No. 1 to Contract No. 99-5 in the amount of \$21,817.00 for Project No. 98.407.2, Crooks Road Sanitary Sewer.

(b) Contract No. 99-8, Larayne Street Sanitary Sewer

Suggested Resolution

RESOLVED, that the City Manager is hereby authorized to execute Change Order Agreement No. 1 to Contract No. 99-8 in the amount of \$16,023.25 for Project No. 98.409.3, Larayne Street Sanitary Sewer.

Approval of Labor Attorney Fees

E-10

Suggested Resolution

WHEREAS, Craig Lange, Lange & Cholack has provided the City of Troy with excellent outside labor counsel for many years and has requested a rate increase from \$135 to \$145 per hour; and

WHEREAS, the City Attorney has researched rates paid by other metropolitan cities that retain outside labor counsel and he has determined that the rate charged by Lange & Cholack is reasonable; 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 sealed proposals;

NOW, THEREFORE, BE IT RESOLVED, that the rate charge of \$145 per hour requested by Craig Lange, Lange & Cholack is hereby approved effective January 1, 2000.

Bid Awards: (a) Two 64,000 GVW Dump Trucks (Sterling LT9513) With the Option of an Additional Purchase After July 1, 2000; (b) Award Roof Replacement at Sylvan Glen Golf Course

E-11

(a) Two 64,000 GVW Dump Trucks (Sterling LT9513) With the Option of an Additional Purchase After July 1, 2000

Suggested Resolution

RESOLVED, Two 64,000 GVW Dump Trucks (Sterling LT9513) are hereby awarded to the lowest acceptable bidder, Motor City Trucks, at a total cost of \$228,954; and

BE IT FURTHER RESOLVED, that two identical trucks may be purchased after July 1, 2000 pending approval of the 2000-2001 budget through the additional purchases option with the above quoted price being firm until August 31, 2000.

(b) Roof Replacement at Sylvan Glen Golf Course

Suggested Resolution

RESOLVED, that a contract for the roof replacement at Sylvan Glen Golf Course is hereby awarded to the low qualified bidder, Royal Roofing Company, Inc., at an estimated cost of \$19,305.75 contingent upon contractor submission of properly executed bid and contract documents, including bonds, insurance certificates and all other specified requirements; and

BE IT FURTHER RESOLVED, that if additional exterior wood replacement work is required that could not be foreseen, such additional work is authorized in accordance with the unit prices designated on the bid tabulation dated January 18, 2000, a copy of which shall be attached to the original minutes of this meeting.

Approval of Contract for the Installation of Municipal Improvements (Private Agreement) for Sunrise Assisted Living, 6870 Crooks, Project No. 99.948.3 **E-12**

Suggested Resolution

RESOLVED, that the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Sunrise Development is hereby approved for the installation of sidewalk water main, acceleration and passing lanes, and earth balancing at 6870 Crooks, 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.

Approval of Amendment to Include Traffic Signal Design in the Contract Between the City of Troy and Hubbell, Roth & Clark, Inc. for Consultant Services for Preliminary Engineering for Rochester Road, I-75 to Torpey; Project No. 89.206.5 **E-13**

Suggested Resolution

RESOLVED, that the Preliminary Engineering Agreement between Hubbell, Roth & Clark, Inc., and the City of Troy for consultant services for preliminary engineering for Rochester Road improvements from I-75 to Torpey, Project No. 89.206.5, is hereby amended and approved to include a lump sum fee of \$17,672.00 for traffic signal design increasing the approved not to exceed fee to \$250,364.31 for these services.

Certification of Act 51 Mileage for Project. No. 00.101.5 **E-14**

Suggested Resolution

WHEREAS, it is necessary to furnish certain information to the State of Michigan to place streets within the City Street System for the purpose of obtaining funds under Act 51, P.A. 1951, as amended;

BE IT RESOLVED, that the City of Troy hereby accepts the following platted streets: Thales, Holland, Tulip, Wessels, Springtime, Harvest, Acorn, Euclid, Enterprise, Candace, Locksley; and

BE IT FURTHER RESOLVED, that the City of Troy hereby accepts the non-platted streets of Regents, Biltmore, Cloveridge, Forthton, Sheperds, Bellingham, Tumbleweed, Prairie and Cathus, whose legal descriptions are attached and made a part hereto;

NOW THEREFORE BE IT KNOWN, that said streets are located within the City of Troy; right-of-way is under the control of the City of Troy; said streets are public streets and are for public street purposes; and said streets are accepted into the City of Troy Local

Street System.

Bid Waiver - Motorola Service Contract – Integrated Dispatch Radio and 911 System **E-15**

Suggested Resolution

WHEREAS, on May 18, 1998, a contract was awarded to Motorola Communications & Electronics, Inc. for an integrated dispatch radio and 911 system (Resolution #98-277-C-10); and

WHEREAS, the warranty on the system expires on May 1, 2000 and Motorola has submitted a proposal for a maintenance contract for a 14-month period beginning May 1, 2000, ending June 30, 2001; 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 bids;

NOW, THEREFORE, BE IT RESOLVED, that bidding procedures are hereby waived and a maintenance service contract with Motorola Communications & Electronics, Inc., for the integrated dispatch radio and 911 system is hereby approved at a cost of \$37,555.14 (minus 6% declining discount) through June 30, 2001.

Request for Renewal of Membership in the Traffic Improvement Association of Oakland County **E-16**

Suggested Resolution

Topsoil Contract Extension **E-17**

Suggested Resolution

WHEREAS, on January 22, 1996, after taking bids, a one year contract with an option to renew for one additional year to provide topsoil on an "as needed" basis for improvement and restoration projects by the Streets, Water, and Parks Divisions, was awarded to the low bidder, United Soils, Inc. (Resolution #96-61); and

WHEREAS, on March 3, 1997, the option to renew the contract with United Soils, Inc. was exercised (Resolution #97-191); and

WHEREAS, United Soils, Inc., has agreed to renew the contract several times (Resolutions 98-37-C-9a and 99-75-E-5d); and

WHEREAS, United Soils, Inc., has again agreed to renew the contract under the same prices, terms, and conditions; and

WHEREAS, a market survey was not deemed necessary by the City of Troy Purchasing Department due to the favorable comments made by the other bidders during the 1999 survey; 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 bids;

NOW, THEREFORE, BE IT RESOLVED, that the contract with United Soils, Inc., to provide topsoil for various city projects on an "as needed" basis is hereby extended for one additional year through December 31, 2000, under the same prices, terms, and conditions.

REGULAR BUSINESS

Nominations/Appointments to Boards and Committees (a) CATV Advisory Committee; (b) Liquor Committee; (c) Municipal Building Authority; (d) Traffic Committee

F-1

(a) CATV Advisory Committee

One vacancy exists due to the resignation of Jack Schram. The term of Jerry Bixby expires 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) 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

(c) 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

(d) Traffic Committee

The term of Ted Halsey expired 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

Traffic Committee Recommendations: (a) Establish Fire Lanes at 4580 Adams; (b) Not to Install Traffic Signal at Wattles and Old Creek/Three Oaks; (c) Not to Install Traffic Signal at John R and Laurel; (d) Installation of a Yield Sign on Northbound Blackwall at Aspinwall; (e) Not to Install Stop Signs at Lovell and Montclair

F-2

(a) Establish Fire Lanes at 4580 Adams

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Traffic Control Order No. 2000- _____ -MR is hereby approved for the establishment of fire lanes/tow away zones at 4580 Adams Road, as recommended by

the Traffic Committee.

Yes:

No:

(b) Not to Install Traffic Signal at Wattles and Old Creek/Three Oaks

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the City Council not recommend to the Road Commission for Oakland County that a traffic signal be installed at Wattles and Old Creek/Three Oaks, as recommended by the Traffic Committee.

Yes:

No:

(c) Not to Install Traffic Signal at John R and Laurel

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the City Council not recommend to the Road Commission for Oakland County that a traffic signal be installed at John R and Laurel, as recommended by the Traffic Committee.

Yes:

No:

(d) Installation of a Yield Sign on Northbound Blackwall at Aspinwall

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Traffic Control Order No. 2000- -SS is hereby approved for the installation of Yield signs on northbound Blackwall at Aspinwall, as recommended by the Traffic Committee.

Yes:

No:

(e) Not to Install Stop Signs at Lovell and Montclair

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that stop signs not be installed at Lovell and Montclair, as recommended by the Traffic Committee.

Yes:

No:

Final Plat Approval – Morel East Subdivision No. 2 – South of Big Beaver, West of Dequindre in Section 25

F-3

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Final Approval of the Plat for Morel East No. 2, located south of Big Beaver, west of Dequindre in Section 25, is hereby granted.

Yes:

No:

Request for Extension of Preliminary Plat Approval for Matthews Farms Subdivision – South of Maple, West of Milverton in Section 36

F-4

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the Preliminary Plat for Matthews Farms Subdivision, located south of Maple, west of Milverton in Section 36, as granted on December 21, 1998, is hereby extended to December 21, 2000.

Yes:

No:

Approval of Continuation of Consultant Engineering Testing Services Provided by Testing Engineers and Consultants, Inc.

F-5

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, quotations were received and a contract awarded to Testing Engineers and Consultants, Inc. on May 4, 1998, to provide consultant engineering testing services for 1998 and 1999; and

WHEREAS, Testing Engineers and Consultants, Inc. has agreed to extend the contract for a period not to exceed six (6) months with approval by City Council;

NOW, THEREFORE, BE IT RESOLVED, that the City of Troy continue the contract with Testing Engineers and Consultants, Inc. for a period not to exceed six (6) months to allow sufficient time for bids to be taken.

Yes:

No:

COUNCIL COMMENTS**VISITORS****REPORTS AND COMMUNICATIONS**

Council Referrals	G-1
Minutes of Boards and Committees	G-2
<ul style="list-style-type: none"> •Planning Commission Meeting of December 14, 1999 •Downtown Development Authority Meeting of December 15, 1999 •Planning Commission Meeting of January 4, 2000 •Advisory Committee for Persons with Disabilities Meeting of January 5, 2000 •Advisory Committee for Senior Citizens Meeting of January 6, 2000 •Planning Commission Meeting of January 11, 2000 •Employees' Retirement System Board of Trustees Meeting of January 12, 2000 •Troy Public Library Advisory Board Meeting of January 13, 2000 •Board of Zoning Appeals Meeting of January 18, 2000 •Special/Study Meeting of the Planning Commission of January 25, 2000 •Traffic Committee Meeting of January 26, 2000 	
Department Reports	G-3
Announcements of Public Hearings:	G-4
Proposed Proclamation: Name February 2000 as Ethnic Cultural Heritage Month	G-5
Communication from Jan Hagland, Principal of Morse Elementary School, Thanking Traffic Engineer John Abraham for Installation of a Guard Rail at the Corner of Cherry and Robinwood, in front of Morse Elementary School	G-6
Communication from Nino Licari, City Assessor – Update on the Defense of Personal Property Multipliers	G-7
Communication from John P. McCulloch Appointing Samuel Lamerato to Serve as a Member of the Oakland County Community Development Advisory Council	G-8
Communication from Gary Shripka, Assistant City Manager/Services, Regarding Chapter 81 – Moving of Buildings	G-9
Report from Lt. Robert J. Rossman – Selective Enforcement Activity Report for Morel East Subdivision	G-10
Communication from John Abraham, Traffic Engineer, in Response to	G-11

Concerns Raised by Mr. James Savage in his Letter of 1/27/00

Respectfully submitted,

Gary Shripka
Assistant City Manager/Services