

AGENDA

TROY CITY COUNCIL

November 6, 2000- 7:30 P.M.
Council Chambers - City Hall
500 West Big Beaver, Troy Michigan 48084
(248) 524-3300

INVOCATION

Pastor Tom Barbret, Lutheran Church of the Master

ROLL CALL

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A-1 Minutes: Regular Meeting of October 16, 2000 and Special Meeting of October 23, 2000	1
2 Presentations: (a) Students From Waas Elementary School - 2nd Grader's Presentation on Voting; (b) Troy Families for Safe Homes - Red Ribbon Campaign; (c) Troy Women's Association Special Thanks to City Council; (d) Comprehensive Annual Financial Report for the Year Ended June 30, 2000	1
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3 Public Hearing for the Establishment of a Plant Rehabilitation District for Ancor Holdings, Inc. at 1225 E. Maple, Troy, MI. 48083-5600	4

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.

- | | | |
|-----|---|----|
| F-1 | Nominations/Appointments to Boards and Committees: (a) Animal Control Appeal Board; (b) Advisory Committee for Persons with Disabilities; (c) CATV Advisory Committee; (d) Charter Revision Commission; (e) Downtown Development Authority; (f) Economic Development Authority; (g) Parks & Recreation - Troy School Board of Education Representative; (h) Troy Daze | 11 |
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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.)

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Call to Order:

Invocation and Pledge of Allegiance: Pastor Tom Barbret, Lutheran Church of the Master

Roll Call:

- Mayor Jeanne M. Stine
- Henry W. Allemon
- Martin F. Howrylak
- Thomas S. Kaszubski
- Anthony N. Pallotta
- Louise E. Schilling
- John R. Stevens

Minutes: Regular Meeting of October 16, 2000 and Special Meeting of October 23, 2000 **A-1**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Minutes of the Regular Meeting of October 16, 2000, and the Special Meeting of October 23, 2000, be approved.

Yes:

No:

Presentations: (a) Students From Waas Elementary School - 2nd Grader's Presentation on Voting; (b) Troy Families for Safe Homes - Red Ribbon Campaign; (c) Troy Women's Association Special Thanks to City Council; (d) Comprehensive Annual Financial Report for the Year Ended June 30, 2000 **A-2**

PUBLIC HEARINGS

Proposed Rezoning – Northwest Corner of Kirts Boulevard and Troy Center Drive, Section 28 – R-1C to O-1 (Rezoning Case # Z-659) **C-1**

City Management requests a 5-minute presentation regarding this item.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

a) Resolution A (As Recommended by City Management and Planning Commission)

RESOLVED, That the request to rezone a 2.49 acre parcel at the northwest corner of Kirts Boulevard and Troy Center Drive, from R-1C (One-Family Residential) to O-1 (Low-Rise

Office) is hereby approved, as recommended by City Management and by the Planning Commission.

OR

b) Resolution B (To Deny the Request)

RESOLVED, That the request to rezone a 2.49 acre parcel at the northwest corner of Kirts Boulevard and Troy Center Drive, from R-1C (One-Family Residential) to O-1 (Low-Rise Office) is hereby denied.

Yes:

No:

Public Hearing for 2001 CDBG Application

C-2

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City of Troy will receive approximately \$208,750.00 for Community Development Block Grant funds for the year 2001; and

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 2001 Community Development Block Grant (CDBG) Program for the Home Chore Program; Special Assessment Paving of Finch and Harris Streets; Administration; and Section 36 Drainage; and

NOW, THEREFORE, BE IT RESOLVED, That the Home Chore Program, Special Assessment Paving of Finch and Harris Streets, Administration, and Section 36 Drainage are hereby designated as Community Development Block Grant (CDBG) Projects for 2001; and

BE IT FINALLY RESOLVED, That a one-year waiver is hereby requested for the City of Troy unobligated 1998 CBDG funds for Section 36 Drainage Improvements and the Minor Home Repair Program and that a one-year subrecipient agreement is hereby approved.

Yes:

No:

Public Hearing for the Establishment of a Plant Rehabilitation District for Ancor Holdings, Inc. at 1225 E. Maple, Troy, MI. 48083-5600

C-3

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City of Troy has the economic objective of (a) increasing employment opportunities; (b) reducing economic obsolescence of the Industrial base; (c) encouraging

Industrial expansion; (d) encouraging attractive, viable Industrial sites; (e) encouraging the redevelopment of obsolete Industrial buildings; and (f) maintaining a modern, efficient Industrial building inventory; and

WHEREAS, The Plant Rehabilitation and Industrial Development Districts Act, being Public Act 198 of 1974 (PA 198), as amended, empowers cities to establish Plant Rehabilitation Districts (PRD) and to grant tax abatements for certain properties which meet certain criteria established by PA 198, and further restricted by local policy Resolution #2000-412;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that a Plant Rehabilitation District (PRD) is hereby established at property commonly known as 1225 E. Maple, Troy, MI 48083-5600; said property encompassing parcel numbers currently known as: 88-20-26-351-005, 88-20-26-351-006, 88-20-26-351-007, 88-20-26-351-012, 88-20-26-351-013, 88-20-27-484-002, 88-20-27-484-003, and 88-20-27-484-004.

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
Resolution #2000-
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:

Closed Session

E-2

Suggested Resolution
Resolution #2000-

RESOLVED, That the City Council of the City of Troy shall meet in Closed Session as permitted by State Statute MCLA 15.268, Section 8 (d), (e) Troy v Schmidt and Reid Chiropractic Clinic, Troy v Taco Bell, Troy v Torpey, Troy v Meier, Troy v Meier, after adjournment of this meeting.

Option To Renew - Car/Truck Wash Service Contracts

E-3

Suggested Resolution

Resolution #2000-

WHEREAS, On December 7, 1998, two-year contracts with an option to renew for two additional years for car and truck wash services was awarded to Simoniz/Wash Depot formerly known as Jax Simoniz Car Wash Inc., Paul's Clawson Auto Wash, and Pro Enterprises, Inc. (Resolution #98-562-E-5c); and

WHEREAS, All awarded bidders have agreed to exercise the two-year option to renew under the same prices, terms, and conditions;

NOW, THEREFORE, BE IT RESOLVED, That the contracts with Simoniz/Wash Depot, Paul's Clawson Auto Wash, and Pro Enterprises, Inc. are hereby renewed under the same contract prices, terms, and conditions for two years expiring December 9, 2002.

Bid Award - 50/50 Tee Shirts, 100% Cotton Tee Shirts

E-4

Suggested Resolution

Resolution #2000-

RESOLVED, That a contract to provide 50/50 tee shirts and 100% cotton award shirts for the Parks and Recreation Department adult and youth sports programs beginning October 1, 2000 through September 30, 2001 is hereby awarded to the low bidders, Kel Graphics and All Star Graphics, at the estimated annual amounts of \$3,870.00 and \$17,521.00 respectively, at unit prices contained in the bid tabulation opened October 2, 2000, a copy of which shall be attached to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That the optional prices submitted for the 2001-2002 program year are hereby rejected, as prices submitted are not cost effective.

Resolution to Set a Public Hearing: Federal Local Law Enforcement Block Grant Program

E-5

Suggested Resolution

Resolution #2000-

RESOLVED, That a Public Hearing is hereby established for Monday, November 20, 2000, to consider the Federal Local Law Enforcement Block Grant Program Award.

Clawson Police Department Use of the Troy Police Lock-Up

E-6

Suggested Resolution

Resolution #2000-

RESOLVED, That the City Council of the City of Troy does hereby agree to house the City of Clawson Police Department prisoners in the City of Troy Police Department lock-up facility pursuant to the terms outlined in the City of Troy Police Department Use Agreement For Lock-Up Facility.

Bid Award – Annual Plantings

E-7

Suggested Resolution

Resolution #2000-

RESOLVED, That a contract for annual flowers and bedding plants is hereby awarded to Dinsler's Greenhouse of Novi, the lowest acceptable bidder, for an estimated total cost of \$13,448.00 at unit prices contained in the bid tabulation opened October 13, 2000, a copy of which shall be attached to the original Minutes of this meeting, contingent upon contractor submission of properly executed bid and contract documents, including bonds, insurance certificates and all other specified requirements.

Amendments to Chapter 10 of the City Code – Employees Retirement System

E-8

Suggested Resolution

Resolution #2000-

BE IT ORDAINED, That an ordinance to amend Chapter 10, of the Code of the City of Troy, which makes amendments to the Code as a result of a settled union contract and improvements to the Classified and Exempt retirement benefits, is hereby adopted, a copy of which shall be attached to the original Minutes of the meeting.

Bid Waiver - Weed Mowing Contract

E-9

Suggested Resolution

Resolution #2000-

WHEREAS, Williams Weed Mowing has been providing the City of Troy with weed mowing services for over 20 years; and

WHEREAS, Based upon past performance of this contractor, staff recommends awarding a three-year contract to Williams Weed Mowing for years 2001, 2002, and 2003 at new rates that are \$1.00 more than 1998 pricing in each category; and

WHEREAS, It is the determination of the City Manager and City Council of the City of Troy that no benefit would be derived from formally bidding the contract;

NOW, THEREFORE, BE IT RESOLVED, That a contract with Williams Weed Mowing to

provide weed mowing services is hereby approved at the following rates expiring December 31, 2003, contingent upon contractor submission of proper insurance certificates:

LOT SIZE	RATE
¼ acre or less	\$31.00
¼ - ½ acre	39.00
½ - ¾ acre	43.00
¾ - 1 acre	50.00
Acreage	50.00

BE IT FURTHER RESOLVED, That the charges to property owners for weed cutting services remain at current rates.

Bid Award – Aquatic Center Play Structure

E-10

Suggested Resolution

Resolution #2000-

RESOLVED, That a contract for the Aquatic Center Play Structure is hereby awarded to the low bidder, Rolar, Inc., at an estimated total cost of \$59,600.00 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 work is required that could not be foreseen, such additional work is authorized in an amount not to exceed 10% of the total project cost.

Request to Waive Parking Restrictions

E-11

Suggested Resolution

Resolution #2000-

RESOLVED, That the City Council of the City of Troy does hereby waive the no parking restrictions on the west side of Donaldson street from Square Lake Road to Cotswald Street, on November 20 and 21, 2000, between the hours of 1:00 PM and 4:00 PM, and 6:00 PM and 9:00 PM, and on January 27, 2001, between the hours of 12:00 AM and 5:00 PM.

Request for Authorization to Hire Independent Fee Appraisers – Section 29 – Fire Station and Section 1 – Square Lake/Dequindre Intersection

E-12

Suggested Resolution

Resolution #2000-

RESOLVED, That Troy City Council approve authorization to hire independent fee appraisers to appraise the parcels in Section 29 for a relocation of Fire Station #3 and in Section 1 for a parcel associated with the intersection project at Square Lake and Dequindre (northwest corner).

Addendum to the Lease For the Library Café

E-13

Suggested Resolution

Resolution #2000-

RESOLVED, That the Addendum to the Lease for the Library Cafe' between the City of Troy and Z Team Enterprises, Inc. dba Jammin' Java of Troy, MI is approved, and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original Minutes of this meeting.

Request for Approval of Temporary Possession and Use Agreement for Consumers Energy – City Owned Parcel #06-200-003

E-14

Suggested Resolution

Resolution #2000-

WHEREAS, Both the City and Consumers Energy have reached an agreement to convey to the City public rights at the northeast corner of Wattles and Coolidge; and

WHEREAS, They have both also agreed that the City will convey the needed easement or documents in order to permanently install their “Anode Bed” on parcel #06-200-003.

NOW, THEREFORE, BE IT RESOLVED That City Council approves the Temporary Possession and Use Agreement dated October 31, 2000, a copy of which will be attached to the original Minutes of this meeting.

Request for Approval to Pay Relocation Benefits to Troy-Metro Agency, Inc. Project No. 96.502.2 –Parcel 41 – Sidwell #88-20-23-304-019 – Rochester Road Improvements – I-75 to Torpey

E-15

Suggested Resolution

Resolution #2000-

RESOLVED, That as required by Michigan Laws and Federal Guidelines, the City Council of the City of Troy hereby authorizes payment for relocation benefits including moving expenses and reestablishment expenses in the amount of \$10,920.00, to Troy-Metro Agency, Inc., the business displaced from property at 3236 Rochester Road.

Engineering Department Renovation

E-16

Suggested Resolution

Resolution #2000-

RESOLVED, That the City Staff is authorized to renovate the Engineering Department at an estimated cost of \$151,870.00 in accordance with Appendix B, Detailed Cost Estimates.

REGULAR BUSINESS

Nominations/Appointments to Boards and Committees: (a) Animal Control Appeal Board; (b) Advisory Committee for Persons with Disabilities; (c) CATV Advisory Committee; (d) Charter Revision Commission; (e) Downtown Development Authority; (f) Economic Development Authority; (g) Parks & Recreation - Troy School Board of Education Representative; (h) Troy Daze F-1

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the following persons are hereby appointed by the City Council to serve on the Boards and Committees as indicated:

a) Animal Control Appeal Board

Council Appointment

_____ Term Expires 09-30-2003

b) Advisory Committee for Persons with Disabilities

Council Appointment

_____ Term Expire 11-01-2003

_____ Term Expire 11-01-2003

_____ Term Expire 11-01-2003

c) CATV Advisory Committee

Council Appointment

_____ Term Expires 02-28-2002

d) Charter Revision Committee

Council Appointment

_____ Term Expires 04-30-2003

e) Downtown Development Authority

Mayor with Council Approval

_____ Student Rep – Term Expires 07-01-2001

f) Economic Development Authority

Mayor with Council Approval

_____ Term Expires 04-30-2003

_____ Term Expires 04-30-2003

g) Parks & Recreation - Troy School Board of Education Representative

Council Appointment

Gary Hauff _____ Term Expires 07-31-2001

h) Troy Daze

Council Appointment

_____ Term Expires 11-30-2003

_____ Term Expires 11-30-2003

_____ Term Expires 11-30-2003

Yes:

No:

Cedar Ridge Estates Site Condominium – North Side of Big Beaver, East of John R – Section 24 (a) Final Plan Approval; and (b) Approval of Contract for Installation of Municipal Improvements (Private Agreement)

F-2

(a) Final Plan Approval – Cedar Ridge Estates Site Condominium – Section 24

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That Final Plan Approval is hereby granted for Cedar Ridge Estates Site Condominium, in Section 24, subject to completion of the necessary right-of-way and easement conveyance actions.

Yes:

No:

(b) Approval of Contract for Installation of Municipal Improvements (Private Agreement) – Cedar Ridge Estates Site Condominium – Section 24

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and the Pratt Building Company, for the Cedar Ridge Estates Site Condominium, is hereby approved for the installation of water main, sanitary sewer, storm sewer, paving, sidewalks, and rear yard drains, 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.

Yes:

No:

Preliminary Plat - Final Approval – Stone Haven Woods East Subdivision – West of Crooks, South of Wattles – Section 20 **F-3**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That Final Approval of the Preliminary Plat for Stone Haven Woods East Subdivision, located west of Crooks Road and south of Wattles in Section 20, be granted after cash, irrevocable bank letter of credit, or certified check, has been filed with the Clerk in the amount of \$689,048.00 to ensure construction of all required improvements within a period of two years from the date of Final Approval of the Preliminary Plat, also after receipt of a cash payment of \$68,439.00 for sidewalk closures, fencing, water main testing & chlorination, street name & traffic signs, landscaping & screen planting of detention basin, maintenance of detention basin, topsoil, fertilizer, seed & mulch, right-of-way, soil erosion & sedimentation control permits, testing services, engineering review and inspection fees, and a deposit for maintenance & cleaning of existing public streets used for access; and

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are hereby authorized to execute the Subdivision Agreement, a copy of which shall be attached to the original Minutes of this meeting.

Yes:

No:

Final Plat Approval – Woodglen Park Subdivision – West Side of Dequindre, South of Wattles – Section 24 **F-4**

Suggested Resolution

Resolution #2000-

Moved by
Seconded by

RESOLVED, That Final Approval of the Plat for Woodglen Park Subdivision, located on the west side of Dequindre, south of Wattles Road in Section 24, is hereby granted, as recommended by staff.

Yes:
No:

Appointment of Alternate Members to the Advisory Committee for Persons with Disabilities **F-5**

Suggested Resolution

Resolution #2000-

Moved by
Seconded by

RESOLVED, That the membership of the Advisory Committee for Persons with Disabilities shall consist of nine (9) members, appointed by City Council for three year overlapping terms and;

BE IT FURTHER RESOLVED, That three (3) of the members shall be persons with disabilities, three (3) shall be residents in need of transportation, and three (3) shall be from the general populace; and

BE IT FURTHER RESOLVED That three (3) alternate members shall also be appointed by City Council for three year overlapping terms with the first term to expire November 1, 2001, another to expire November 1, 2002, an the last to expire November 1, 2003 and

BE IT FURTHER RESOLVED, That the alternate members may be called on a rotating basis to sit as regular members of the committee in the absence of a regular member.

Yes:
No:

Change Order No. 01 and 02 to Contract with NTH Consultants Environmental Site Assessment Phase I – School District Property in Section 1 - Purchase Order #20000043 OP **F-6**

Suggested Resolution

Resolution #2000-

Moved by
Seconded by

RESOLVED, That Change Order No. 01, in the amount of \$1,185.00, and Change Order No. 02, in the amount of \$4,140.00, be approved for the contract with NTH Consultants for Environmental Site Assessment Phase I and Phase II – School District Property in Section 1.

Yes:

No:

Bid Waiver – AS/400 Operating System Upgrade

F-7

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, IBM and JDEdwards no longer support the current 3.7 version operating system for the AS/400; and

WHEREAS, The Information Services department worked with three JDEdwards or IBM business partners who have government and JDEdwards experience and have completed similar operating system conversions; 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 conduct a formal bidding process and solicit additional sealed bids.

NOW, THEREFORE, BE IT RESOLVED, That formal bidding procedures are hereby waived and a contract to provide the AS/400 operating system upgrade and related services required to allow implementation of the latest year-end JDEdwards software updates is awarded to the IBM or JDEdwards partner providing the lowest price, Sirius Computer Solutions at an estimated total cost of \$31,300.00.

Yes:

No:

FY 2001 Tri-Party Program

F-8

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the \$317,809.00, 2001 Tri-Party Funds be used for the widening of Livernois from Wattles to Long Lake and/or any project that may occur during the next year that requires funds that Tri-Party Funds qualify for use and are approved by the City Council.

Yes:

No:

Section 1 Landfill Gas Venting Contract No. 00-8

F-9

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Contract No. 00-8 (Project No. 00.963.5) for the installation of a landfill gas venting system along the westerly limits of the former Fons landfill in Section 1 is hereby awarded to the Environmental Quality Company for their acceptable low quote of \$40,853.23, with contract execution contingent upon contractor submission of properly executed bid and contract documents including bonds, insurance certificates and all other specified requirements with funds in the amount of \$40,853.23 plus a 10% construction contingency of \$4,085.32, for a total amount of \$44,933.55 available in the 2000-01 Parks and Recreation Capital Budget. A future budget amendment will be necessary for this project.

Yes:
No:

Traffic Committee Recommendations: (a) Recommend Installation Of A YIELD Sign On Tyler At Davis Court; (b) Recommend That No Changes Be Made On Whitfield At Heatherwood; (c) Recommend That The Fire Lanes/Tow Away Zones Shown In The Attached Sketch Be Established For 2700-2708 Daley F-10

A copy of the Traffic Committee Minutes are located under Agenda Item G-2

a) Recommend Installation of a YIELD Sign on Tyler at Davis Court

Suggested Resolution
Resolution #2000-
Moved by
Seconded by

RESOLVED, That a YIELD sign be installed on Tyler at Davis Court.

Yes:
No:

b) Recommend That No Changes Be Made on Whitfield at Heatherwood

Suggested Resolution
Resolution #2000-
Moved by
Seconded by

RESOLVED, That no changes (no signage) be made on Whitfield at Heatherwood.

Yes:
No:

c) Recommend That the Fire Lanes/Tow Away Zones Shown in the Attached Sketch be Established for 2700-2708 Daley

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That fire lanes/tow away zones be established for 2700-2708 Daley.

Yes:
No:

2000-01 Budget Amendment No. 1

F-11

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That 2000-2001 Budget Amendment No. 1 is hereby approved and a copy shall be attached to the original Minutes of this meeting.

Yes:
No:

City of Troy Investment Policy and Establishment of Investment Accounts

F-12

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That the Investment Policy and Establishment of Investment Accounts, outlined in a memorandum from the Assistant City Manager/Finance Administration dated October 17, 2000, with annual review and approval, are hereby approved and copies shall be attached to, and made a part of, the original Minutes of this meeting.

Yes:
No:

“Urban Density” Residential Development

F-13

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That Troy City Council direct staff to pursue the development of an urban density zoning district or appropriate ordinance language changes that would permit residential alternatives to office development in a few select sites along major roads; and

BE IT FURTHER RESOLVED, That this issue be referred to the Planning Commission for review and recommendation and appropriate Master Plan amendments (to identify locations) before final Council action.

Yes:

No:

Sauger v City of Troy

F-14

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the City Attorney is authorized to defend the City of Troy, Troy Police Department, and the individual defendants in the action of Jason Sauger, Joann Sauger and Stephen Sauger v City of Troy, et al, US District Court Case No. 00-74529, and to expend funds and retain expert witnesses and outside legal counsel as necessary for the legal defense of this action.

Yes:

No:

Resolution in Opposition to SB 1415 – Dissolution of SOCRRA

F-15

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, Senator Shirley Johnson introduced Senate Bill 1415 amending Public Act 179 of 1947 effectively providing for the dissolution of the Southeastern Oakland County Resource Recovery Authority (SOCRRA); and

WHEREAS, Representative David Woodward introduced a comparable Bill in the State House of Representatives, House Bill 6078; and

WHEREAS, The proposed legislation would allow two of twelve members of SOCRRA to adopt a Resolution stating that the Authority is no longer serving the purpose for which it was created and the Authority be dissolved despite the fact that those members have made financial commitments through SOCRRA contracts and the two communities could constitute a small minority of votes and waste flow of the Authority; and

WHEREAS, SOCRRA has been in existence since 1951 and has proven over these many years to be an efficient, competent and innovative entity that allows its members to achieve competitive rates for handling municipal solid waste, recycling, yard waste and household hazardous waste; and

WHEREAS, Senator Johnson's press release misrepresents the facts related to SOCRRA operations and was prepared with information supplied by the City of Royal Oak. The actual facts are contained in a rate analysis prepared by an independent consultant, RRSI of Ann Arbor and are totally ignored by the City of Royal Oak and Senator Johnson's press release; and

WHEREAS, Only one SOCRRA community, the City of Royal Oak, was consulted by Senator Johnson in her development of this legislation, even though Senator Johnson's 13th Senate District includes the communities of Birmingham, Bloomfield Hills, Clawson, Ferndale, Hazel Park, Huntington Woods, Madison Heights, Pleasant Ridge, Royal Oak, and Troy; and

WHEREAS, Senator Johnson has stated her opposition to ballot issue Proposition 2 (Let Local Votes Count) and many believe it is just this type of misguided intrusion into local government affairs that has led to the initiation of this proposal; and

WHEREAS, It is contrary to support maintaining simple majority rules by allowing a minority to dissolve SOCRRA despite the majority wishes as is being in Senator Johnson's proposed legislation; and

WHEREAS, It is noted by many that it is not a mere coincidence that this Senate Bill has come on the heels of previous attempts by the Cities of Madison Heights and Royal Oak, and more recently by the Oakland County Drain Board members and County Commissioners in an effort to deprive SOCRRA of its lawful right to conduct its legal business on its property on John R Road in Madison Heights and in furtherance of Madison Heights' desire to take SOCRRA property; and

WHEREAS, State Legislation should be used to promote regional cooperation among cities and the use of intergovernmental agreements to allow greater economies of scale through joint purchasing and contracting for goods and services rather than the legislation calling for the elimination of intergovernmental cooperation.

NOW THEREFORE BE IT RESOLVED, By the City Council of the City of Troy, is strongly opposed to Senate Bill 1415 and House Bill 6078 and requests that Senator Johnson and Representative Woodward withdraw this legislation from further consideration.

BE IT FURTHER RESOLVED, That a copy of this Resolution be forwarded to Senator Johnson, Representative Woodward, Governor Engler, members of the Michigan State Senate, State Representatives John Pappageorge and Robert Gosselin, the Michigan Municipal League, the General Manager of SOCRRA, the Oakland County Commissioners, the elected officials of the SOCRRA communities and the City Managers of the SOCRRA communities.

Yes:
No:

Goodman and Troy Land Development, LLC v City of Troy (Home Depot Rezoning) F-16

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That the City Attorney is authorized to defend the City of Troy in the action of William Goodman and Troy Land Development, LLC v City of Troy, Oakland County Circuit Court Case No. 00-026900-CH, and to expend funds and retain expert witnesses and outside legal counsel as necessary for the legal defense of this action.

Yes:
No:

Request to Make Unconditioned Offers and Authorization for Court Action as Necessary – Big Beaver Widening Projects #93.207.6 – Adams to Coolidge & I-75 to Livernois, Parcel 7S – The Detroit Edison Company, Sidwell #88-20-28-277-007, #99.207.5 – Livernois to Rochester, Parcel 9N – David C. and Audrey M. Gustafson, Sidwell #88-20-383-001 F-17

Suggested Resolution

Resolution #2000-
Moved by
Seconded by

RESOLVED, That the City Attorney and Real Estate and Development Department of the City of Troy are hereby authorized to make unconditioned offers and, if necessary, institute condemnation litigation on behalf of the City of Troy in Circuit Court for the Big Beaver Widening Projects – Adams to Coolidge & I-75 to Livernois, Project No. 93.207.6 and Livernois to Rochester, Project No. 99.207.5, and to acquire all adverse interests vested in any person arising by virtue of any transactions of record affecting the above premises; all in accordance with a report from the Real Estate and Development Department dated November 2, 2000, a copy of which contains legal descriptions, as follows:

<u>Owner/Sidwell</u>	<u>Appraised Value</u>	<u>Type of Acquisition</u>
The Detroit Edison Company #88-20-28-277-007	\$145,900.00	Fee
David C. and Audrey M. Gustafson/#88-20-22-383-001	\$1,000.00	Permanent Easement

BE IT FURTHER RESOLVED, That the City Attorney is hereby authorized to execute and deliver any and all documents and papers, and to expend the necessary funds expedient for the prosecution of such proceedings or settlement of such claims or proceedings by and with the express approval of this Council, by resolution directed.

Yes:

No:

Request to Purchase Holiday Banners

F-18

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the contract awarded to Banner Prints, Inc. to provide 100 City of Troy banners for the light polls on Big Beaver Road at an estimated total cost of \$6,500.00 for materials and \$7,900.00 related labor costs to be paid through the Parks and Recreation General Administration Budget Account #401752.7978.010.

Yes:

No:

COUNCIL COMMENTS

COUNCIL REFERRALS

REPORTS AND COMMUNICATIONS

Council Referrals

G-1

Minutes - Boards and Committees **G-2**

- (a) Brownfield Redevelopment Authority – May 18, 2000
- (b) Planning Commission – September 26, 2000
- (c) Historical Commission – September 26, 2000
- (d) Advisory Committee for Senior Citizens – October 5, 2000
- (e) Employees’ Retirement System – October 11, 2000
- (f) Public Library Advisory Board – October 12, 2000
- (g) Parks & Recreation Advisory Board – October 12, 2000
- (h) Zoning Board of Appeals – October 17, 2000
- (i) Traffic Committee - October 18, 2000
- (j) CATV Advisory Committee – October 18, 2000
- (k) Election Commission – October 19, 2000
- (l) Troy Historic District Commission – October 26, 2000
- (m) Building Code Board of Appeals – November 1, 2000

Department Reports: **G-3**

- (a) Building Permits Issued – October 2000

Announcement of Public Hearing: **G-4**

- (a) Industrial Facilities Exemption Certificate – Section 26, 1225 E Maple Road, Ancor Holdings, LLC – November 20, 2000

Proposed Proclamations: **G-5**

- (a) National Young Reader’s Day – November 8, 2000
- (b) National Bible Week – November 19 – 26, 2000

Assessment Roll No. 1 for the George W. Kuhn Drain Segment 1 **G-6**

Huber Park – Open Space **G-7**

Troy Boys and Girls Club - C.L.A.S.S. Program **G-8**

Virtual Reality Modeling **G-9**

Letter from Fran Pyczynski Recognizing Kyle Szuminski’s Heroic Actions in Saving Her Husband’s Life **G-10**

Letter from the City of Sterling Heights regarding the Rezoning on Dequindre Road between 19 Mile Road and Burningbush Drive. **G-11**

Troy School District Board of Education Minutes – September 19, 2000 **G-12**

Fire Department Press Release - Fourth Consecutive Life Safety Achievement Award **G-13**

Rochester Road Median Extension to Torpey Street **G-14**

<u>Student Reps on Boards & Commissions</u>	G-15
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<u>Comprehensive Annual Financial Report for the Year Ended June 30, 2000</u>	G-18

Respectfully submitted,

John Szerlag, City Manager