Council Member Pennington performed the Invocation. Pack of Fireflies from the Three Fires Longhouse led the Pledge of Allegiance to the Flag.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, October 26, 2015, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:31.

B. ROLL CALL:

a) Mayor Dane Slater
Jim Campbell
Steve Gottlieb
Dave Henderson
Ellen Hodorek
Ed Pennington
Doug Tietz

b) Excuse Absent Council Members:

Resolution #2015-10-135
Moved by Slater
Seconded by Pennington

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Mayor Pro Tem Campbell at the Regular City Council Meeting of October 26, 2015, due to being out of the county.

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

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 **America Recycles Day *(Introduced by: Cindy Stewart, Community Affairs Director and Presented by: Pam Brady, South Oakland County Resource Recovery)***

D. CARRYOVER ITEMS:

D-1 **No Carryover Items**

E. PUBLIC HEARINGS:

E-1 **Street Vacation Request (SV 190) – Alley Between Vermont and Birchwood *(Introduced by: Brent Savidant, Planning Director)***

The Mayor opened the Public Hearing for public comment.

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

Resolution #2015-10-136
Moved by Pennington
Seconded by Gottlieb

WHEREAS, A request has been received for the vacation of a section of the 18-foot-wide platted alley, approximately 240 feet in length, located east of Livernois, between Vermont and Birchwood, and abutting parcels 88-20-27-353-001, 002, 003, 004, 005, 006, 007, 008 and 029 on the west and parcels 88-20-27-353-012 and 021 on the east, in Section 27; and

WHEREAS, The Planning Commission recommended that this alley vacation be granted with the retention of overhead utility easements;

NOW, THEREFORE, BE IT RESOLVED, The properties which **SHALL BENEFIT** from this requested vacation are Lots 54 through 65 (City of Troy Tax Parcels 88-20-27-353-001, 002, 003, 004, 005, 006, 007, 008 and 029) and Lots 452 and 453 (36 Vermont; City of Troy Tax Parcels 88-20-27-353-012) and lots 454 and 455 (39 Birchwood; City of Troy Tax Parcels 88-20-27-353-021), of Addison Heights Subdivision, Section 27.

BE IT FURTHER RESOLVED, That Troy City Council hereby **VACATES** the portion of the alley, approximately 18 feet in width and 240 feet in length, located east of Livernois, between Vermont and Birchwood.

BE IT FINALLY RESOLVED, That the City hereby **RETAINS** an easement for overhead utility purposes.

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

MOTION CARRIED

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:

H. POSTPONED ITEMS:

H-1 **No Postponed Items**

I. REGULAR BUSINESS:

I-1 **Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Appointments – None**

a) Mayoral Appointments: None

b) City Council Appointments: None

I-2 Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Animal Control Appeal Board, Charter Revision Committee, Employee Retirement System Board of Trustees / Retiree Health Care Benefits Plan & Trust, Personnel Board

a) Mayoral Nominations: City Council took no action on this item.

b) City Council Nominations: City Council took no action on this item.

I-3 No Closed Session Requested

I-4 Winter Maintenance Agreement – Road Commission for Oakland County *(Introduced by: Tim Richnak, Public Works Director, and Kurt Bovensiep, Public Works Manager*)

Resolution #2015-10-137
Moved by Henderson
Seconded by Hodorek

RESOLVED, That the 2015-2016 Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy for Snow and Ice Control of county roads, which are described and outlined in Exhibit A, is hereby **APPROVED** and the Mayor and City Clerk are **AUTHORIZED** to execute the necessary documents. A copy of this agreement, which is authorized by the provisions of 1951 PA 51 (MCL 247.651 et seq.), shall be **ATTACHED** to the original Minutes of this meeting.

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

MOTION CARRIED

I-5 Casualty and Property Insurance – Three (3) Year Renewal with Michigan Municipal Risk Management Authority (MMRMA) *(Introduced by: Lori Bluhm, City Attorney) (Presented by: Paul Mongiello, Director of Risk Management, Michigan Municipal Risk Management Authority and Tim McClorey, Risk Manager, Michigan Municipal Risk Management Authority)*

Resolution #2015-10-138
Moved by Henderson
Seconded by Pennington

WHEREAS, On October 21, 2013, City Council authorized a two year extension of the agreement for the City's casualty and property insurance coverage with the Michigan Municipal Risk Management Authority (MMRMA), Resolution #2013-10-167-J-4f; and

WHEREAS, The MMRMA has proposed a renewal of the agreement for the City's casualty and property insurance coverage, starting November 2015-2016 and extending to November 2018; and

WHEREAS, The City's contribution cost for coverage for the 2015-2016 year is $521,684; and is guaranteed not to increase more than 2% for year 2 and 0% increase in year three; and

WHEREAS, City Administration recommends approval of the three year renewal and that pursuing a competitive bid process at this time is not in the City's best interest or required under charter or ordinance for this professional service, and is not likely to produce a more beneficial contract for the City;

NOW THEREFORE, BE IT RESOLVED, That Troy City Council **AGREES** to extend the Agreement with the Michigan Municipal Risk Management Authority, as presented in the attached MMRMRA proposal for casualty and property insurance coverage, and **AUTHORIZES** payment in an amount not to exceed $521,684 for 2015-2016, and an amount not to exceed 2% year 2 and no increase in year 3 and **AUTHORIZES** the City Attorney to execute any documents necessary for the renewal of the Agreement with MMRMA.

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

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2015-10-139-J-1a
Moved by Gottlieb
Seconded by Henderson

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

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

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2015-10-139-J-2

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

a) Special Joint City Council and Planning Commission Minutes-Draft – October 12, 2015
b) City Council Minutes-Draft – October 12, 2015

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions:

a) Standard Purchasing Resolution 1: Award to Low Bidder – Street Trees

Resolution #2015-10-139-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide and install ball and burlap or container grown trees to Marine City Nursery of Marine City, Michigan, low bidder meeting specifications as detailed in the bid tabulation, not to exceed budgetary limitations; opened October 15, 2015, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring June 30, 2016.

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

b) Standard Purchasing Resolution – Flooring Replacement – Police and Fire Training Center

Resolution #2015-10-139-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** a contract to furnish all equipment, material and labor for epoxy floor removal and to install new polished concrete floors at the Police and Fire Training Center to the low bidder meeting specifications, *Great Lakes Concrete Restoration, LLC of Troy, Michigan,* for an estimated total cost of $55,950.00, at the unit prices contained in the bid tabulation opened October 8, 2015, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

c) Standard Purchasing Resolution 1: Award to Low Bidder – Camera Upgrades for the City of Troy Council Chambers and Council Boardroom

Resolution #2015-10-139-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** a contract to furnish all equipment, material and labor to install new cameras, cables, TV's and articulating mounts in the Council Chambers and Council Boardroom to the low bidder meeting specifications, *Advanced Lighting and Sound of Troy, MI,* for an estimated total cost of $32,451.00, as contained in the bid tabulation opened October 15, 2015, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

J-5 Resolution Requesting a Special Joint Meeting of the Troy City Council and the Planning Commission to Discuss Trails and Pathways on Monday, November 9, 2015 at 6:00 PM in the City Council Boardroom

Resolution #2015-10-139-J-5

RESOLVED, That a Joint Study Meeting is **SCHEDULED** for the Troy City Council and Troy Planning Commission for the purpose of discussing Trails and Pathways on Monday, November 9, 2015 at 6:00 PM in the Council Boardroom at 500 W. Big Beaver Road, Troy, MI 48084.

J-6 Resolution Requesting a Special Joint Meeting of the Troy City Council and the Planning Commission To Discuss the Master Plan Update on Monday, November 23, 2015 at 6:00 PM in the City Council Boardroom

Resolution #2015-10-139-J-6

RESOLVED, That a Joint Study Meeting is **SCHEDULED** for the Troy City Council and Troy Planning Commission for the purpose of discussing the Master Plan Update on Monday, November 23, 2015 at 6:00 PM in the Council Boardroom at 500 W. Big Beaver Road, Troy, MI 48084.

J-7 Request for Recognition as a Nonprofit Organization from Professional Law Enforcement Association Foundation, Inc.

Resolution #2015-10-139-J-7

RESOLVED, That Troy City Council hereby **APPROVES** the request from Professional Law Enforcement Association Foundation, Inc., asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license as recommended by City Management.

J-8 Wierzbicki et. al. v Troy

Resolution #2015-10-139-J-8

RESOLVED, That the City Attorney is hereby **AUTHORIZED** and **DIRECTED** to represent the City of Troy in any and all claims and damages in the matter of *Jacek Wierzbicki et al v. City of*

Troy (Oakland County Circuit Court, Case No. 15-149666 NO). Furthermore, the City Attorney is **AUTHORIZED** to pay necessary costs and expenses and to retain any necessary expert witnesses to adequately represent the City.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings: None Submitted

K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted

L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

M. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:

N. COUNCIL REFERRALS:

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

N-1 No Council Referrals

O. COUNCIL COMMENTS:

O-1 Council Comments

Mayor Slater thanked Council Member Tietz for his service to the City of Troy on the occasion of his last Regular City Council Meeting. Mayor Slater wished him and his family all the best in his future.

Council Member Pennington thanked Council Member Tietz for dedicating four years to the City of Troy and wished him well in his future endeavors.

Council Member Henderson thanked Council Member Tietz for his support and for his service to the City of Troy and wished him well in his future endeavors.

Council Member Gottlieb thanked Council Member Tietz for his service to the City of Troy and for welcoming him to City Council.

Council Member Hodorek thanked Council Member Tietz for his service to the City of Troy and for his contributions to City Council and the City of Troy.

Council Member Tietz thanked his wife for her support over the past four years. He thanked everyone who helped him on his campaign and thanked the residents for their support. He offered the advice to Council Members to be bold in their statements and decisions. He thanked each Council Member and the Mayor for their service on City Council.

Mayor Slater wished Council Member Tietz all the best.

P. REPORTS:

P-1 Minutes – Boards and Committees:

a) Downtown Development Authority-Final – April 15, 2015
b) Brownfield Redevelopment Authority-Final – April 21, 2015
c) Building Code Board of Appeals-Final – August 5, 2015
d) Civil Service Commission (Act 78)-Final – August 27, 2015
e) Planning Commission-Draft – September 22, 2015
f) Planning Commission-Final – September 22, 2015
g) Election Commission-Draft – September 25, 2015
h) Building Code Board of Appeals-Draft – October 7, 2015
i) Civil Service Commission (Act 78)-Draft – October 12, 2015
j) Planning Commission-Draft – October 13, 2015

Noted and Filed

P-2 Department Reports:

a) Refuse and Recycling Update

Noted and Filed

P-3 Letters of Appreciation: None Submitted

P-4 Proposed Proclamations/Resolutions from Other Organizations: None Submitted

Q. COMMENTS ON ITEMS ON OR NOT ON THE AGENDA FROM MEMBERS OF THE PUBLIC OUTSIDE OF TROY (NOT RESIDENTS OF TROY AND NOT FROM TROY BUSINESSES):

R. CLOSED SESSION:

R-1 No Closed Session Requested

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:28 PM.

Mayor Dane Slater

M. Aileen Dickson, CMC
City Clerk