

Pastor Vince Messina from Woodside Bible Church performed the Invocation. The Pledge of Allegiance to the Flag was given.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, May 23, 2016, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:31 PM.

B. ROLL CALL:

- a) Mayor Dane Slater
Edna Abraham
Ethan Baker
Jim Campbell-Absent
Dave Henderson
Ellen Hodorek
Mayor Pro Tem Ed Pennington

- b) Excuse Absent Council Members:

Resolution #2016-05-090
Moved by Slater
Seconded by Pennington

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member Campbell at the Regular City Council Meeting of May 23, 2016, due to being out of the county

Yes: Slater, Abraham, Baker, Henderson, Hodorek, Pennington
No: None
Absent: Campbell

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Service Commendation Presented by Mayor Dane Slater to Public Works Director Tim Richnak, Retired After 23 ½ Years with the City of Troy (Presented by: Mayor Dane Slater)

C-2 Proclamation to Celebrate the 35th Anniversary of Mothers Against Drunk Driving, the Nation's Largest Nonprofit Working to Protect Families Against Drunk Driving, Drugged Driving and Underage Drinking Presented by Mayor Dane Slater to State Program Director Tyler MacEachran and Program Coordinator Lisa Radtke (Presented by: Mayor Dane Slater)

This item was removed by City Administration.

- C-3** Proclamation From the City of Troy and the Oakland County Commissioners to Recognize May 2016 as Asian Americans and Pacific Islanders Month Presented to Mumtaz Haque, Commissioner, Michigan Civil Rights Commission; Former Commissioner of the Michigan Asian Pacific American Commission and Troy Resident (*Presented by: Mayor Dane Slater and Oakland County Commissioner Wade Fleming*)

D. CARRYOVER ITEMS:

- D-1** No Carryover Items

E. PUBLIC HEARINGS:

- E-1** No Public Hearings

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 – Zoning Board of Appeals

a) Mayoral Appointments: None

b) City Council Appointments:

Resolution #2016-05-091
 Moved by Pennington
 Seconded by Henderson

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

Zoning Board of Appeals

Appointed by Council
 7 Regular Members
 3 Year Term

Nominations to the Zoning Board of Appeals:

Term Expires: 4/30/2019

Paul McCown

Term currently held by: Kenneth Courtney

Yes: Abraham, Baker, Henderson, Hodorek, Pennington, Slater
No: None
Absent: Campbell

MOTION CARRIED

I-2 Board and Committee Nominations: a) Mayoral Nominations – Global Troy Advisory Committee, Volunteer Firefighter Incentive Plan Board; b) City Council Nominations – Animal Control Appeal Board, Charter Revision Committee, Historic District Committee, Liquor Advisory Committee, Traffic Committee, Volunteer Firefighter Incentive Plan Board, Zoning Board of Appeals

a) Mayoral Nominations:

City Council Took No Action on This Item

b) City Council Nominations:

Resolution #2016-05-092
Moved by Pennington
Seconded by Henderson

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Animal Control Appeal Board

Appointed by Council
5 Regular Members
3 Year Term

Unexpired Term Expires: 9/30/2017

Gretchen Waters

Term currently held by: Vacancy-P. Terry Knight term

Charter Revision Committee

Appointed by Council
7 Regular Members
3 Year Term

Term Expires: 4/30/2018

William Murray

Term currently held by: Daniel Bliss

Historic District Commission

Appointed by Council
7 Regular Members
3 Year Term

Term Expires: 3/1/2019

W. Kent Voigt

Term currently held by: W. Kent Voigt

Traffic Committee

Appointed by Council
7 Regular Members
3 Year Term

Term Expires: 1/31/2019

R. Mitch Huber

Term currently held by: R. Mitch Huber

Volunteer Firefighter Incentive Plan Board

Appointed by Council
7 Regular Members
3 Year Term

Term Expires: No expiration

Brian Kischnick

City Manager

Term Expires: No expiration

Tom Darling

Dir. of Financial Services

Yes: Baker, Henderson, Hodorek, Pennington, Slater, Abraham
No: None
Absent: Campbell

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Proposed Agreement with Troy Historic Society for Operation of Troy Historical Village: Schedule a Study Session to Discuss a Declaration of Public Trust (Introduced by: Allan Motzny, Assistant City Attorney)

Resolution #2016-05-093
Moved by Abraham
Seconded by Hodorek

RESOLVED, That Troy City Council hereby **APPROVES** the 2016 Renewal and Amended Restatement of the Agreement by and Between the City of Troy and the Troy Historical Society for Use, Operation and Management of the Troy Historic Village 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.

BE IT FURTHER RESOLVED, That a Study Session of the Troy City Council is **SCHEDULED** for Monday, September 26, 2016, at 6:00 p.m. to be held in the Council Board Room to discuss issues related to the establishment of a Public Trust designating that real estate, structures, and collections that comprise the Troy Historic Village be held in trust for the benefit of the public.

Yes: Henderson, Hodorek, Pennington, Slater, Abraham, Baker
No: None
Absent: Campbell

MOTION CARRIED

**I-5 Approval of the Civic Center Market Study Proposal by Gibbs Planning Group
(Introduced by: Brian Kischnick, City Manager)**

Resolution #2016-05-094
Moved by Henderson
Seconded by Hodorek

WHEREAS, The City Council adopted “Explore the development of civic center property by conducting a market study and developing a concept plan” as one of the 2016 Strategies on March 14, 2016; and,

WHEREAS, The City of Troy is seeking a professional consulting service to explore the development potential of civic center campus; and,

WHEREAS, The City of Troy recognizes the expertise of Gibbs Planning Group and CORE Partners and the long partnership that the City has had with both organizations;

THEREFORE, BE IT RESOLVED, That the civic center market study **DOES NOT REQUIRE** competitive bidding according to Troy City Charter, Section 12.1 or Troy City Ordinances Chapter 7, Section 5.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the civic center market study proposal submitted by Gibbs Planning Group and CORE Partners at a total cost not to exceed \$200,000.

Yes: Hodorek, Pennington, Slater, Abraham, Baker, Henderson
No: None
Absent: Campbell

MOTION CARRIED

I-6 Resolution in Support of Senate Bill 557

Resolution to Waive City Council Rule #6A AGENDA – Regular Meeting Agenda in Order to Take Action on an Item Not Appearing on the Agenda

Resolution #2016-05-095
Moved by Slater
Seconded by Abraham

RESOLVED, That Troy City Council hereby **WAIVES** City Council Rule #6A AGENDA – *Regular Meeting Agenda* in order to take action on item *I-6 Resolution in Support of Senate Bill 557* as presented.

Yes: Pennington, Slater, Abraham, Baker, Henderson, Hodorek
No: None
Absent: Campbell

MOTION CARRIED

I-6 Resolution in Support of Senate Bill 557

Resolution #2016-05-096
Moved by Slater
Seconded by Henderson

WHEREAS, Senator Marty Knollenberg sponsored Senate Bill 557 amending Public Act 51 to correct unfair funding imposed on municipalities with state highways within their incorporated limits, such as Troy; and,

WHEREAS, City Manager Kischnick provided testimony on Thursday, May 12, 2016, at the Michigan State Transportation Hearing and specifically cited the proposed I-75 project scheduled to begin in 2016, a copy of which is attached to this resolution; and,

WHEREAS, City Manager Kischnick's testimony reveals that based on the cost of the proposed I-75 project, an estimated total cost to the city will be \$9.6 million. Over the 8 year timeline of 2016 to 2024, Troy would be required to contribute \$1.2 million annually; and,

WHEREAS, Senate Bill 557 would correct the unfair funding by removing the burden of the I-75 reconstruction cost from local municipalities that have portions of the trunk line within their borders; and,

WHEREAS, There will be another Michigan State Transportation Hearing to discuss Senate Bill 557 on Thursday, May 26, 2016;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **SUPPORTS** Senate Bill 557, as sponsored by Senator Marty Knollenberg.

Yes: Slater, Abraham, Baker, Henderson, Hodorek, Pennington
No: None
Absent: Campbell

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2016-05-097-J-01a
Moved by Henderson
Seconded by Abraham

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

Yes: Abraham, Baker, Henderson, Hodorek, Pennington, Slater
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 #2016-05-097-J-2

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

- a) Special City Council Meeting Minutes-Draft – May 9, 2016
- b) City Council Minutes-Draft – May 9, 2016

J-3 Proposed City of Troy Proclamations:

Resolution #2016-05-097-J-3

RESOLVED, That Troy City Council hereby **APPROVES** the following City of Troy Proclamations:

- a) Asian Pacific Islander Heritage Month – May 2016

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications - Storm Pump Maintenance and Emergency Repair Services**

Resolution #2016-05-097-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract with the option to renew for two (2) additional years for storm pump repair maintenance and emergency repair services to the sole bidder meeting specifications; *Kennedy Industries of Wixom, MI*, for an estimated total amount of \$75,000, but not to exceed budgetary limitations, at unit prices contained in the bid tabulation opened May 5, 2016; contract to expire June 30, 2021.

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

J-5 Request for Acceptance of a Permanent Easement for Highway Purposes from Sharrak Petroleum, Inc. – Sidwell #88-20-03-226-013

Resolution #2016-05-097-J-5

RESOLVED, That City Council hereby **ACCEPTS** a permanent easement for highway purposes from Sharrak Petroleum, Inc., owner of the property having Sidwell #88-20-03-226-013.

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

J-6 Private Agreement – Contract for Installation of Municipal Improvements – Bradley Square Condominiums – Project No. 15.924.3

Resolution #2016-05-097-J-6

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Robertson Brothers Homes for the installation of Water Main, Sanitary Sewer, Storm Sewer, Paving, Sidewalks, and Landscaping, 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.

J-7 Assessment of Delinquent Accounts

Resolution #2016-05-097-J-7

WHEREAS, Section 1.167 of Chapter 5 and Section 6 of Chapter 20 of the Ordinance Code of the City of Troy require that delinquent payments and invoices, as of April 1st of each year, shall be reported and the City Council shall certify the same to the City Assessor who shall assess the same on the next annual City Tax Roll, to be collected as provided for collection of City Taxes; and,

WHEREAS, Section 10.8 of the Troy City Charter provides for the collection of delinquent invoices through property tax collection procedures; and,

WHEREAS, A list of individual properties is on file in the Office of the Treasurer and comprises a summation of totals as follows:

General Fund Invoices	
Including Penalties	\$ 65,696.10
Special Assessments	
Including Penalties & Interest	1,696.50
Water & Sewer Accounts	
Including Penalties	625,204.33

Total \$ 692,596.93

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Assessor to assess these delinquent accounts on the annual City Tax Roll.

J-8 Appointment of SOCRRA Representative and Alternate

Resolution #2016-05-097-J-8

RESOLVED, That Troy City Council hereby **DESIGNATES** Kurt Bovensiep, Public Works Manager as SOCRRA Representative and Emily Frontera, Office Coordinator, as Alternate SOCRRA Representative with the term expiring on June 30, 2017.

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 Advanced

O. COUNCIL COMMENTS:

O-1 Council Comments

Council Member Henderson introduced a video of Congressman Trott discussing the Troy Historic Village on the House floor.

Council Member Hodorek discussed the History Makers event at the Troy Historic Village.

Council Member Baker announced the Memorial Day celebration in the Veterans' Plaza on Monday, May 29, 2016 at 11:00 AM.

Council Member Abraham discussed the Police Memorial Ceremony that was held on Thursday, May 19, 2016. She thanked the Police Department for a wonderful Open House held on Saturday, May 21, 2016.

P. REPORTS:

P-1 Minutes – Boards and Committees:

- a) Building Code Board of Appeals-Final – April 6, 2016
 - b) Planning Commission-Draft – April 12, 2016
 - c) Planning Commission-Final – April 12, 2016
 - d) Planning Commission Study Meeting-Draft – April 26, 2016
 - e) Planning Commission Study Meeting-Final – April 26, 2016
 - f) Building Code Board of Appeals-Draft – May 4, 2016
Noted and Filed
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P-2 Department Reports:

- a) Master Plan Update – Approval of Draft Master Plan
Noted and Filed
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P-3 Letters of Appreciation:

- a) To Chief Mayer from Ben Landau Regarding Officer Assistance with Loss Prevention a Somerset Collection
 - b) To the Troy Police Department from Kristin Supancich of Kelly Services Regarding Participation in Take Your Child to Work Day
Noted and Filed
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P-4 Proposed Proclamations/Resolutions from Other Organizations:

- a) Oakland County Board of Commissioners Resolution Designation of May 2016 as Asian and Pacific American Heritage Month in Oakland County
Noted and Filed
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P-5 State of Michigan Notice of Hearing for the Customers of DTE Electric Company Case No. U-17680-R Regarding Revenue Reconciliation

Noted and Filed

P-6 State of Michigan Notice of Hearing for the Natural Gas Customers of Consumers Energy Company Case No. U-18077 Regarding Revenue Reconciliation

Noted and Filed

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 8:32 PM.

Mayor Dane Slater

M. Aileen Dickson, MMC
City Clerk