

Council Member Baker 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, March 21, 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
Dave Henderson-Absent
Ellen Hodorek-Absent
Ed Pennington-Absent

- b) Excuse Absent Council Members:

Resolution #2016-03-052

Moved by Slater

Seconded by Abraham

RESOLVED, That Troy City Council hereby **EXCUSES** the absences of Council Member Henderson, Council Member Hodorek and Mayor Pro Tem Pennington at the Regular City Council Meeting of March 21, 2016, due to being out of the county.

Yes: Slater, Abraham, Baker, Campbell

No: None

Absent: Henderson, Hodorek, Pennington

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

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- C-1 Proclamation in Recognition of the Athens High School Student Congress for Raising More than \$84,000 During Their February 2016 Charity Week (Presented by: Mayor Dane Slater)**

D. CARRYOVER ITEMS:

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- D-1 No Carryover Items**

E. PUBLIC HEARINGS:

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- 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 – None

a) Mayoral Appointments: None

b) City Council Appointments: None

I-2 Board and Committee Nominations: a) Mayoral Nominations – None; b) City Council Nominations – None

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 Proposed Amendments to Chapters 18 (City Water Utility), 19 (City Sewer Service) and 20 (Water and Sewer Rates) of the City Code (*Introduced by: Paul Trosper, Superintendent of Water and Sewer*)

Resolution #2016-03-053

Moved by Baker

Seconded by Campbell

a) Amendments to Chapter 18 (City Water Utility)

RESOLVED, That the Troy City Council hereby **AMENDS** Chapter 18 of the Code of the City of Troy, as attached and recommended by City Administration; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

b) Amendments to Chapter 19 (City Sewer Service)

RESOLVED, That the Troy City Council hereby **AMENDS** Chapter 19 of the Code of the City of Troy, as attached and recommended by City Administration; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

c) Amendments to Chapter 20 (Water and Sewer Rates)

RESOLVED, That the Troy City Council hereby **AMENDS** Chapter 20 of the Code of the City of Troy, as attached and recommended by City Administration; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2016-03-054-J-1a
Moved by Baker
Seconded by Abraham

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

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

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2016-03-054-J-2

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

- a) City Council Liquor Violation Hearings Minutes-Draft – March 14, 2016
 - b) City Council Minutes-Draft – March 14, 2016
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J-3 Proposed City of Troy Proclamations:

Resolution #2016-03-054-J-3

- a) Athens High School 2015-2016 Student Congress

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications – Fertilizer/Herbicide Application Services**

Resolution #2016-03-054-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract for Fertilizer/Herbicide Application Services to the low bidder meeting specifications: *Green Meadows Lawnscape of Rochester Hills, MI*, for Proposals A-B at unit prices contained on the bid tabulation for an estimated annual cost of \$22,667.80, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring December 31, 2018.

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.

- b) **Standard Purchasing Resolution 2: Award to Sole Bidder Meeting Specifications - Mosquito Control**

Resolution #2016-03-054-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract for Mosquito Control to the sole bidder meeting specifications; *Custom Lawn Care of Flint, MI*, for Proposals A-G at unit prices contained on the bid tabulation, which opened March 3, 2016, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring December 31, 2018 for an estimated total annual cost of \$36,745.97; not to exceed budgetary limitations.

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.

- c) **Standard Purchasing Resolution 1: Award to Low Bidders - Aggregates**

Resolution #2016-03-054-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** one (1) year contracts to provide Aggregates with an option to renew for one (1) additional year to the following low bidders;

<u>Company</u>	<u>Items</u>	<u>Estimated Total Cost</u>
Bedrock Express, LTD., Ortonville, MI	1,3,6,7,8	\$30,957.00
Richmond Transport Inc., Lenox, MI	4,9	\$2,925.00
Glenn Eisenhardt Excavating, Inc., Metamora, MI	2, 5	<u>\$27,875.00</u>

Estimated Total Cost

\$61,757.00

All aggregates to be purchased on as-needed basis; at unit prices contained in the bid tabulation opened March 3, 2016, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring April 30, 2018.

BE IT FURTHER RESOLVED, That the awards are **CONTINGENT** upon the contractors' submission of properly executed bid documents, including insurance certificates and all other specified requirements.

d) Standard Purchasing Resolution 2: Sole Bidder Meeting Specifications - Transit Mixed Concrete

Resolution #2016-03-054-J-4d

RESOLVED, That Troy City Council hereby **AWARDS** a one (1) year contract to provide Transit Mixed Concrete with an option to renew for one (1) additional year to the sole bidder, *Superior Materials LLC of Farmington Hills, MI*, at unit prices contained in the bid tabulation opened March 10, 2016, a copy of which shall be **ATTACHED** to the original Minutes of this meeting and to be purchased on an as-needed basis as specified, with the contract expiring April 30, 2018.

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

e) Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications - Abandoned Property Mowing

Resolution #2016-03-054-J-4e

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract with the option to renew for two (2) additional years to the low bidder meeting specifications, *Fougnie Pro Lawn of Troy, MI*, for an estimated total cost of \$6,215.00 per year at unit prices contained in the bid tabulation opened February 18, 2016, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; with the contract expiring December 31, 2018.

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

f) Standard Purchasing Resolution 2: Low Bidder Meeting Specifications - Pool HVAC Unit Replacement – Troy Community Center

Resolution #2016-03-054-J-4f

RESOLVED, That Troy City Council hereby **AWARDS** a contract to complete the installation of a new Pool HVAC Unit for the Troy Community Center for an estimated cost of \$290,837.00, not to exceed budgetary limitations, to the lowest bidder meeting specifications, *Tech*

Mechanical, Inc. of Pontiac, MI, at the base bid price contained in the bid tabulation opened February 25, 2016; 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 bid and contract documents, including insurance certificates, performance, labor and material bonds, maintenance bonds and all other specified requirements.

g) Standard Purchasing Resolution 4: TCPN Purchasing Cooperative – Boulan Park Playground Resurfacing

Resolution #2016-03-054-J-4g

RESOLVED, That Troy City Council hereby **APPROVES** a contract for materials and labor for the removal and installation of playground surfacing materials at Boulan Park as detailed in the attached quote #5998 from *BCI Burke Company, LLC of Fond du Lac, WI*, and *Snider Recreation of N. Royalton, OH*, the authorized Burke Dealer for the state of Michigan as per The Cooperative Purchasing Network (TCPN) proposal #R5199-MI-9432 for an estimated total cost of \$89,363.80.

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

h) Standard Purchasing Resolution 2: Library Upgrades (Skylights, Lintels, Masonry Work)

Resolution #2016-03-054-J-4h

RESOLVED, That Troy City Council hereby **AWARDS** a contract to remediate existing lintel and skylight conditions at the Troy Public Library as detailed in the attached bid tabulation for an estimated total cost of \$184,656.00 to the low bidder meeting all bid specifications, *Unified Business Technologies, Inc., of Troy, MI*, to be completed in this current Fiscal Year.

BE IT FURTHER RESOLVED, That Troy City Council also hereby **AWARDS** a contract to remediate the masonry conditions as detailed in the attached bid tabulation for an estimated total cost of \$36,856.00 to the low bidder meeting all bid specifications, *Bornor Restoration, Inc. of Lansing, MI*, to be completed d in Fiscal Year 2016/2017 at unit prices contained in the bid tabulation opened March 3, 2016, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FINALLY RESOLVED, That the award is **CONTINGENT** upon the contractors' submission of properly executed bid and contract documents, including insurance certificates, performance, labor and material bonds, maintenance bonds and all other specified requirements.

i) Standard Purchasing Resolution 3: Exercise Renewal Option - Tree Maintenance Services

Resolution #2016-03-054-J-4i

WHEREAS, On June 7, 2010, Troy City Council awarded a three-year contract to provide tree maintenance services with an option to renew for one (1) additional year to the low total bidder, J. H. Hart Urban Forestry of Sterling Heights, MI (Resolution #2010-06-131-I-4a); and,

WHEREAS, Troy City Council awarded a one-year option to renew plus an additional one-year extension detailed in the value added section of the bid tabulation with an escalator factor of 2.5% on April 8, 2013 (Resolution #2013-04-075-7-4g); and,

WHEREAS, Troy City Council awarded an additional one-year option to renew, which included an escalator of 2.5% on March 23, 2015 (Resolution #2013-04-075-7-4g);

NOW, THEREFORE, BE IT RESOLVED, That the Troy City Council hereby **DEEMS** it to be in the City's best interest to **EXERCISE** the option to renew the contract with *J. H. Urban Forestry of Sterling Heights, MI*, to provide two-year requirements of tree maintenance services with the addition of a 3% escalator for the first year only, based on pricing established from Resolution #2015-03-047-J-4b on March 23, 2015, and conditions for an estimated total annual cost of \$285,053 but not to exceed budgetary limitations for the extension, which will expire June 30, 2018.

J-5 Bid Waiver – Manhole Frames and Covers

Resolution #2016-03-054-J-5

RESOLVED, That Troy City Council hereby **AWARDS** a one (1) year contract for manhole frames and covers, purchased directly from the manufacturer, EJ of East Jordan, MI, at a list price discount of 53%, for an estimated total amount of \$100,000.00 on as-needed basis; not to exceed the Water and Sewer Division's and Streets and Drains Division's budgetary limitations; with the contract expiring April 30, 2017.

J-6 Bid Waiver – Wayfinding Signage Phase 2 – Troy Public Library

Resolution #2016-03-054-J-6

WHEREAS, On February 10, 2014, Troy City Council approved a contract with KMA Design of Pittsburgh, PA to design a Wayfinding Signage Package for the Troy Public Library (Resolution # 2014-02-017-J-4f); and,

WHEREAS, On May 11, 2015, Troy City Council approved a contract with *Sign Concepts dba ASI Signage Innovations of Troy, MI* in the amount of \$38,452.00 to complete Phase 1 of the Wayfinding Signage Project for the Troy Public Library; (Resolution #2015-05-070-J-4g); and,

WHEREAS, It is in the best interest of the City to maintain the high quality and detail of work on Phase 1 Wayfinding and ensure uniform color and sign standardization;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** the formal bidding procedure and **AUTHORIZES** the City of Troy to **AWARD** a contract to install the Phase 2 Wayfinding Signage package at the Troy Public Library as per all bid specifications

and all bid pricing for an estimated total cost of \$59,483.88 to *Sign Concepts dba ASI Signage Innovations of Troy, MI*.

J-7 Bid Waiver – Phase One Replacement of Hallway and Office Area Lighting to LED Lamps – Troy City Hall

Resolution #2016-03-054-J-7

RESOLVED, That Troy City Council **DEEMS** it is in the public's best interest to **WAIVE** the competitive bid process.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the City of Troy to purchase one thousand two hundred and twenty (1220) four-foot TOGGLED LED Lamps, one hundred ninety four (194) two-foot TOGGLED LED lamps and ninety seven (97) conversion kits for the Troy City Hall from the authorized manufacturer, *Toggled of Troy, MI*, as detailed in attached quote with the City of Troy Building Operations Department staff completing the installation process. The total estimated cost of the project is \$29,866.92.

J-8 Act 51 Mileage Certification for 2015

Resolution #2016-03-054-J-8

WHEREAS, It is necessary to furnish certain road information to the State of Michigan for the purpose of obtaining funds under Act 51, P.A. 1951, as amended; and,

WHEREAS, Ashwood Drive, Ashwood Court, Oak Forest Drive, Bridle Path Drive, Chaps Drive, Rexedale Drive, Drake, Spring View, and Brooke View 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 were open to the public prior to December 31, 2015;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **ACCEPTS** the following platted and non-platted streets: Ashwood Drive, Ashwood Court, Oak Forest Drive, Bridle Path Drive, Chaps Drive, Rexedale Drive, Drake, Spring View, and Brooke View into the City of Troy local street system.

BE IT FURTHER RESOLVED, That the City of Troy hereby **DECERTIFIES** the following street: Cecil, effective on December 31, 2015.

J-9 Addendum #1 to Contract 15-8 – Mill and Hot Mix Asphalt (HMA) Overlay – Wattles Road, Rochester to John R

Resolution #2016-03-054-J-9

RESOLVED, That Troy City Council hereby **AWARDS** Addendum #1 to Contract No. 15-8, Wattles Mill & HMA Overlay, to *Pro-Line Asphalt Paving Corp., 11797 29 Mile Road, Washington Twp., MI, 48095*, for their low total bid of \$696,697.50.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon submission of proper contract and bid documents, including bonds, insurance certificates and all specified requirements, and if additional work is required such additional work is **AUTHORIZED** in an amount not to exceed the budgeted amount of \$750,000.00.

J-10 ICMA-RC Money Purchase Plan and Trust 401a Amendment

Resolution #2016-03-054-J-10

WHEREAS, The City of Troy has employees rendering valuable services; and,

WHEREAS, The City of Troy established a qualified retirement plan for such employees that serves the interest of the City by enabling it to provide reasonable retirement security for its employees, by providing increased flexibility in its personnel management system, and by assisting in the attraction and retention of competent personnel; and,

WHEREAS, The City has determined that the continuance of the qualified retirement plan will serve these objectives;

NOW THEREFORE BE IT RESOLVED, That the City to **AMENDS** and **RESTATES** the qualified retirement plan (the "Plan") in the form of The ICMA Retirement Corporation Governmental Money Purchase Plan & Trust.

BE IT FURTHER RESOLVED, That the assets of the Plan **SHALL BE HELD** in trust, with the City serving as trustee ("Trustee"), for the exclusive benefit of Plan participants and their beneficiaries, and the assets **SHALL NOT BE DIVERTED** to any other purpose. The Trustee's beneficial ownership of Plan assets held in VantageTrust shall be held for the further exclusive benefit of the Plan participants and their beneficiaries.

BE IT FURTHER RESOLVED, That the City hereby **AGREES** to serve as Trustee under the Plan.

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 noted the new televisions and sound system in Council Chambers and thanked City Staff for the improvements.

P. REPORTS:**P-1 Minutes – Boards and Committees:**

- a) Zoning Board of Appeals-Final – December 15, 2015
- b) Employees' Retirement System Board of Trustees-Final–February 10, 2016
Noted and Filed

P-2 Department Reports:

- a) Fire Department Annual Report
Noted and Filed

P-3 Letters of Appreciation:

- a) To Chief Dave Roberts from Lance Koch, General Manager, and Dawn Regan, Event Coordinator, Regarding the Fire Department Attending an Event at Granite City
- b) To Chief Mayer from Stephanie Zender, Principal at Morse Elementary School Regarding Officer Gail Jasak's Work with Students
- c) To the Troy Police Department from Den 4 Cub Scout Pack 1627 Regarding a Police Station Tour
- d) To Chief Mayer from Jarriel Koplin, Delphi, Regarding Officer Tour of the Campus
- e) To the Troy Police Department from Ken Carlson Regarding Officer Assistance
- f) To the Troy Police Department from Sue Vanderbrink Regarding Officer Assistance
Noted and Filed

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):**

Lorie Savin	Introduced herself as a candidate for Circuit Court Judge to City Council and the residents of Troy
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R. CLOSED SESSION:

R-1 No Closed Session Requested

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 7:50 PM.

Mayor Dane Slater

M. Aileen Dickson, MMC, CMMC
City Clerk