

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, September 26, 2016, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:32 PM.

B. ROLL CALL:

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

- b) Excuse Absent Council Members:

Resolution #2016-09-162
Moved by Slater
Seconded by Pennington

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member McCown at the Regular City Council Meeting of September 26, 2016, due to being on vacation.

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

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Amber Town Center Townhomes and Lofts- Construction Update *(Presented by: Dennis Cowan, Attorney)*

C-2 Presentation of a \$2500 Donation to the Troy Public Library Youth Service Special Needs Collection, from President Ken Pomeroy and Vice President Barb Myhal, Troy Community Lions Club Legacy Fund Representatives *(Introduced by: Cathy Russ, Library Director)*

C-3 Presentation on the Troy Public Library Endowment Fund *(Presented by: Cathy Russ, Library Director, and Doug Tietz, Chairman of the Troy Community Foundation)*

C-4 Fire Department Presentation – Brief Overview of our Newly Formalized Mass Casualty Incident Response (*Presented by: Fire Chief Dave Roberts*)

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 – Global Troy Advisory Committee, Planning Commission; b) City Council Appointments – None

a) Mayoral Appointments:

Resolution #2016-09-163
Moved by Slater
Seconded by Hodorek

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

Global Troy Advisory Committee

Appointed by Mayor
11 Regular Members
3 Year Term

Term Expires: 4/30/2018

Syeda Mohideen

Term Expires: 7/31/2017

Ricky Young

STUDENT

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

MOTION CARRIED

Resolution #2016-09-164
Moved by Slater
Seconded by Abraham

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

Planning Commission

Appointed by Mayor
9 Regular Members
3 Year Term

Term Expires: 7/31/2017 **Claire Hao** **(STUDENT)**
Term currently held by: Frencheska Brikho

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

MOTION CARRIED

b) **City Council Appointments:** None

I-2 Board and Committee Nominations: a) Mayoral Nominations – Downtown Development Authority; b) City Council Nominations – Zoning Board of Appeals

a) **Mayoral Nominations:**

Resolution #2016-09-165
Moved by Slater
Seconded by Henderson

RESOLVED, That the Mayor of the City of Troy 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:

Downtown Development Authority

Appointed by Mayor
13 Regular Members
4 Year Term

Nominations to the Downtown Development Authority:

Term Expires: 9/30/2020**Dennis Bostick****In District**

Term currently held by: Dennis Bostick

Term Expires: 9/30/2020**Rebecca Chamberlain-Creanga****In District**

Term currently held by: Arkan Jonna

Term Expires: 9/30/2020**Laurence Keisling****At Large**

Term currently held by: Laurence Keisling

Term Expires: 9/30/2020**Alan Kiriluk****In District**

Term currently held by: Alan Kiriluk

Yes: Henderson, Hodorek, Pennington, Slater, Abraham, Baker

No: None

Absent: McCown

MOTION CARRIED**b) City Council Nominations:**

Resolution #2016-09-166

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:

Zoning Board of Appeals

Appointed by Council

7 Regular Members; 2 Alternates

3 Year Term

Nominations to the Zoning Board of Appeals:**Unexpired Term Expiring: 4/30/2019****Dan Agauas**Term currently held by: Vacancy – Paul McCown
appointed full member.**Interested Applicants:**

Yes: Hodorek, Pennington, Slater, Abraham, Baker, Henderson

No: None

Absent: McCown

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Budget Appropriation from General Fund Fund Balance – Local and Major Road Slab Replacement and Asphalt Overlay (Introduced by: Kurt Bovensiep, Public Works Director)

Resolution #2016-09-167

Moved by Pennington

Seconded by Hodorek

BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** City Management to appropriate two transfers that include supplementary and carryover funds of \$2.6 million from the General Fund to the Capital Projects Fund and the related appropriation from the Capital Fund, which will allow the city to take advantage of 2016 pricing and continue focusing on neighborhood concrete segment replacement and asphalt overlay.

Yes: Pennington, Slater, Abraham, Baker, Henderson, Hodorek

No: None

Absent: McCown

MOTION CARRIED

J. CONSENT AGENDA:

J-1a Approval of “J” Items NOT Removed for Discussion

Resolution #2016-09-168-J-1a

Moved by Henderson

Seconded by Abraham

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

Yes: Slater, Abraham, Baker, Henderson, Hodorek, Pennington

No: None

Absent: McCown

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2016-09-168-J-2

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

- a) City Council Minutes-Draft – September 12, 2016
- b) Special City Council Minutes-Draft – September 19, 2016
- c) City Council Minutes-Draft – September 19, 2016

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications – Lights of Hope**

Resolution #2016-09-168-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract for Proposal A to purchase LED holiday lights and accessories as specified to *Bronner's Commercial Display, of Frankenmuth MI* for an estimated total of \$58,756.50 and **AWARDS** a contract for Proposal B to install and remove holiday lights on Spruce trees in the Big Beaver median from Coolidge Highway to Rochester Road to *Landscape Services Inc., of Clinton Township*, for an estimated total of \$42,975; for a grand total of \$101,701.50; at unit prices contained in the bid tabulation opened September 15, 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 contractor's submission of properly executed contract documents, including insurance certificates and all other specified requirements.

- b) **Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Avondale Youth Assistance**

Resolution #2016-09-168-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2016/2017 fiscal year to the Avondale Youth Assistance to provide diversion programs and community services to the residents of the City of Troy at a cost of \$2,500.00 which shall be paid.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

- c) **Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Troy Community Coalition**

Resolution #2016-09-168-J-4c

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2016/2017 fiscal year to the Troy Community Coalition to provide community services to prevent drug and alcohol abuse in the amount of \$25,000.00.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

d) Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Troy Youth Assistance

Resolution #2016-09-168-J-4d

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2016/2017 fiscal year to the Troy Youth Assistance to provide diversion programs and community services to the residents of the City of Troy at a cost of \$10,000.00 which shall be paid in quarterly installments.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-5 Fireworks Permit – Macy’s Annual Holiday Celebration

Resolution #2016-09-168-J-5

RESOLVED, That Troy City Council hereby **ISSUES** a fireworks permit to *Zambelli Fireworks Mfg. Co. of New Castle, Pennsylvania*, for the public display of fireworks at 500 W. Fourteen Mile Rd., Troy, Michigan, for the annual holiday celebration sponsored by Macy’s on Friday November 4, 2016; pending proof of required insurance coverage no later than ten (10) business days before the event.

BE IT FURTHER RESOLVED, That the Troy Fire Department will **INSPECT** the fireworks to be displayed in advance, and will also **REVIEW** the proposed discharge location(s) and site, and may take any action to assure safety and compliance with applicable codes and standards for such a fireworks display.

J-6 Bid Waiver – Three Year Contract of Kitchen Use Agreement with Two (2) Three Year Renewal Options

Resolution #2016-09-168-J-6

WHEREAS, On November 15, 2010, Troy City Council awarded a two-year contract with an option to renew for three (3) additional years to lease the Community Center kitchen to Emerald Food Services LLC (Resolution #2010-11-262-J-5); and,

WHEREAS, On September 24, 2012, Troy City Council determined it to be in the City’s best interest to renew the Community Center kitchen use agreement for three additional years with Emerald Food Services LLC of Troy, under the same prices, terms, and conditions as the 2010 contract expiring September 30, 2015. (Res #2012-09-187-J-6); and,

WHEREAS, The contract between Emerald Food Service, LLC. and the Area Agency on Aging expires *September 30, 2016*, and the contract for kitchen use for the purpose of preparing food

for Meals on Wheels program between Emerald Food Service LLC and the City of Troy expired on *September 30, 2015*; Troy City Council determined it to be in the City's best interest to extend the kitchen user agreement between Emerald Food Service LLC and the City of Troy for one year to coincide with the Area Agency on Aging contract for Meals on Wheels under the same prices, terms and conditions as the 2012 contract expiring September 30, 2016 (Resolution #2015-08-113-J9); and,

WHEREAS, Emerald Food Service, LLC has successfully been the food provider for the Area Agency for the past 27 years; and has had a contract with the City since 2001;

THEREFORE BE IT RESOLVED, That Troy City Council hereby **DETERMINES** it to be in the City's best interest to **APPROVE** the kitchen use agreement between *Emerald Food Service, LLC* and the City of Troy for three (3) years with two three-year renewal options to coincide with the Area Agency on Aging contract for the Meals on Wheels Program at the prices, terms, and conditions in the attached contract expiring September 30, 2019.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the Contract; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-7 Request to Complete Lincoln Drive Street Vacation, Section 26, West of John R, South of Big Beaver, Zoned PUD 7, Sidwell #88-20-26-200-093

Resolution #2016-09-168-J-7

RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute a quit Claim Deed to *SAAAM-Troy, LLC*, for any interest the City of Troy may have in the vacated Lincoln Drive.

BE IT FURTHER RESOLVED, That City Administration is hereby **DIRECTED** to record the Quit Claim Deed with Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-8 Request for Acceptance of a Permanent Easement for Belleclaire Site Condominium – Sidwell #88-20-14-351-098

Resolution #2016-09-168-J-8

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for water main from *Mondrian Properties Belleclaire, LLC*, owner of the property having Sidwell #88-20-14-351-098.

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-9 Request for Acceptance of a Permanent Easement for ZCI Properties, LLC – Sidwell #88-20-30-127-026

Resolution #2016-09-168-J-9

RESOLVED, That Troy City Council hereby **ACCEPTS** the permanent easement for public utilities, storm sewers and surface drainage from *ZCI Properties, LLC*, owner of the property having Sidwell #88-20-30-127-026.

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

J-10 Request for Acceptance of a Warranty Deed and Permanent Easements from Amber Lofts, LLC – Sidwell #88-20-27-353-033

Resolution #2016-09-168-J-10

RESOLVED, That Troy City Council hereby **ACCEPTS** a warranty deed and permanent easement from *Amber Lofts, LLC*, owner of the property having Sidwell #88-20-27-353-033.

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

J-11 Private Agreement – Contract for Installation of Municipal Improvements – Amber Studios and Lofts – Project No. 15.912.3

Resolution #2016-09-168-J-11

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and *Amber Properties Company* for the installation of Water Main, Storm Sewer, Paving, Sidewalks, Landscaping, and Soil Erosion, 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-12 Private Agreement – Contract for Installation of Municipal Improvements – West Oak II Site Condominiums – Project No. 16.920.3

Resolution #2016-09-168-J-12

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and *GFA Harmony Developers* for the installation of water main, sanitary sewer, storm sewer, paving and soil erosion, 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.

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 Referral Submitted

O. COUNCIL COMMENTS:

O-1 Council Comments

Council Member Henderson discussed the City Leadership Award presented to Mayor Slater by the Arab American and Chaldean Council for his part in creating a welcoming environment for immigrants in Troy.

Council Member Abraham requested that all residents who are interested in becoming an election worker, to please contact the City Clerk's Office for more information. The next training class will be held on October 4th.

P. REPORTS:

P-1 Minutes – Boards and Committees:

- a) Liquor Advisory Committee-Final – September 9, 2013
 - b) Traffic Committee-Final – July 20, 2016
 - c) Planning Commission-Draft – August 9, 2016
 - d) Planning Commission-Final – August 9, 2016
 - e) Zoning Board of Appeal-Final – August 16, 2016
 - f) Liquor Advisory Committee-Draft – September 12, 2016
 - g) Planning Commission-Draft – September 13, 2016
- Noted and Filed

P-2 Department Reports: None Submitted

P-3 Letters of Appreciation:

- a) To Maggie and Eleanor from Rebecca Chamberlain-Creanga Regarding the Assistance of Steve Pentescu for his Superb IT Support
Noted and Filed

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

P-5 Notice of Hearing for the Electric Customers of DTE Electric Co. Case No. U-18082
Noted and Filed

P-6 Notice of Hearing for the Natural Gas Customers of Consumers Energy Co. Case No. U-18127
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:

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- R-1 No Closed Session**

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:04 PM.

Mayor Dane Slater

M. Aileen Dickson, MMC
City Clerk