

A Regular Meeting of the Troy City Council was held Monday, December 17, 2007, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:32 PM.

Pastor Jerry Hines of Woodside Bible Church gave the Invocation and the Pledge of Allegiance to the Flag was given.

ROLL CALL

Mayor Louise E. Schilling
Robin Beltramini
Cristina Broomfield
David Eisenbacher
Wade Fleming Mayor
Pro Tem Martin Howrylak
Mary Kerwin

CERTIFICATES OF RECOGNITION:

A-1 Presentations:

- a) State Senator John Pappageorge and State Representative Marty Knollenberg paid special tribute to the City of Troy in recognition of the city's *Safest City in Michigan* award.
- b) On behalf of the City of Troy, Mayor Schilling presented a *Service Commendation* to David Waller in recognition of his outstanding service to the community.

CARRYOVER ITEMS:

B-1 No Carryover Items

PUBLIC HEARINGS:

C-1 Establishment of an Industrial Development District (IDD) – Seco Tools, Inc., 2805 Bellingham, Troy MI 48083

The Mayor opened the Public Hearing for public comment.

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

Resolution #2007-12-348

Moved by Beltramini

Seconded by Fleming

RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for Seco Tools, Inc., for property known as 2805 Bellingham, Troy, MI 48083, Parcel # 88-20-26-200-088, in accordance with City Council Policy Resolution #2006-06-238; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to forward a copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971.

Yes: All-7

C-2 Granting of an Industrial Facilities Exemption Certificate (IFEC) to Seco Tools, Inc., 2805 Bellingham, Troy MI 48083

The Mayor opened the Public Hearing for public comment.

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

Resolution #2007-12-349

Moved by Fleming

Seconded by Beltramini

WHEREAS, After due notice and proper hearing, the Troy City Council on December 17, 2007 established an Industrial Development District (IDD) for property known as 2805 Bellingham, Troy, MI. 48083, Parcel # 88-20-26-200-088;

WHEREAS, An Application has been submitted by Seco Tools, Inc., for an Industrial Facilities Exemption Certificate (IFEC) for personal property at 2805 Bellingham, Troy, MI. 48083, for twelve (12) years; and

WHEREAS, After due and proper notice by the City Clerk, the City Council, on December 17, 2007, held a Public Hearing giving opportunity for comment by all taxing units as to the possibility that the granting of an Industrial Facilities Exemption Certificate (IFEC) for Seco Tools, Inc., at 2805 Bellingham, Troy, MI. 48083 may have the effect of substantially impeding the operation of the taxing unit, or impairing the financial soundness of the taxing unit;

THEREFORE, BE IT RESOLVED, That Troy City Council has **FOUND THAT THE GRANTING** of an Industrial Facilities Exemption Certificate (IFEC) for Seco Tools, Inc., at 2805 Bellingham, Troy, MI. 48083 shall not substantially impede the operation of the City of Troy or the other taxing units, **NOR HAS IT BEEN FOUND THAT THE GRANTING** of the Industrial Facilities Exemption Certificate (IFEC) will impair the financial soundness of the City of Troy, or the other taxing units which levy taxes on said property; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the application for an Industrial Facilities Exemption Certificate (IFEC) for Seco Tools, Inc., at 2805 Bellingham, Troy, MI, 48083, Parcel #88-20-26-200-088, for personal property for a term of twelve (12) years, **CONTINGENT** upon the execution of a Letter of Agreement between the City of Troy and Seco Tools, Inc., in accordance with Public Act 198 of 1974, as amended; and

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

BE IT FINALLY RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Clerk to complete the Application and transmit same to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI. 48909-7971.

Yes: All-7

C-3 Postponement of Rezoning Application – Proposed Rite Aid Pharmacy Development, North Side of Long Lake, East Side of Rochester Road, Section 11 – B-1 to B-2 (File Number Z-729)

The Mayor opened the Public Hearing.

Resolution #2007-12-350

Moved by Beltramini

Seconded by Howrylak

RESOLVED, That Troy City Council hereby **POSTPONES** the rezoning application for the proposed Rite Aid Pharmacy development located on the north side of Long Lake and the east side of Rochester Road in Section 11 from B-1 to B-2 (File Number Z-729) until such time that the petitioner is present.

Yes: All-7

POSTPONED ITEMS:

D-1 Alcohol Sales on Golf Courses

Resolution #2007-12-351

Moved by Beltramini

Seconded by Eisenbacher

RESOLVED, That Troy City Council hereby **DIRECTS** staff to pursue options to allow alcohol to be sold on the golf courses; and

BE IT FURTHER RESOLVED, That Troy City Council **DIRECTS** staff to prepare addendums to the agreements with Kosch Special Events, LLC and Gallatin, Inc. (Camp Ticonderoga) that would allow alcohol sales on the golf courses.

Yes: Eisenbacher, Fleming, Kerwin, Schilling, Beltramini, Broomfield

No: Howrylak

MOTION CARRIED

D-2 Appointments to Boards and Committees**(b) City Council Appointments**

Resolution

Moved by Howrylak

Seconded by Fleming

RESOLVED, That Troy City Council hereby **APPOINTS** the following persons to serve on the Boards and Committees as indicated:

Advisory Committee for Persons with Disabilities

Appointed by Council (9-Regular; 3-Alternate) – 3 Year Terms

<u>Michael J. Chaffee</u>	Unexpired Term 11/01/09
<u>Paul Lin</u>	Unexpired Term 11/01/09
<u>Edward Kempen</u>	Unexpired Term 11/01/09
<u>Jeffrey Stewart (Alternate)</u>	Term Expires 11/01/09
<u>Larry W. Patton</u>	Term Expires 11/01/10
<u>Barbara Harrell</u>	Term Expires 11/01/10

Charter Revision Committee

Appointed by Council (7-Regular) – 3 Year Terms

<u>Mary Ann Bernardi</u>	Unexpired Term 04/30/09
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Ethnic Issues Advisory Board

Appointed by Council (9-Regular) – 2 & 3 Year Terms

<u>Cathleen M. Francois</u>	Unexpired Term 09/30/08 (3 Year Term)
<u>William B. Lawrence</u>	Unexpired Term 09/30/08 (3 Year Term)

Vote on Resolution to Separate the Vote on City Council Appointments to Boards and Committees

Resolution #2007-12-352

Moved by Kerwin

Seconded by Beltramini

RESOLVED, That Troy City Council hereby **SEPARATES** the vote for City Council Appointments to the Advisory Committee for Persons with Disabilities, the Charter Revision Committee, and Ethnic Issues Advisory Board.

Yes: Howrylak, Kerwin, Schilling, Beltramini, Broomfield, Eisenbacher

No: Fleming

MOTION CARRIED

(b) City Council Appointments-Advisory Committee for Persons with Disabilities

Resolution #2007-12-353
 Moved by Howrylak
 Seconded by Fleming

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

Advisory Committee for Persons with Disabilities

Appointed by Council (9-Regular; 3-Alternate) – 3 Year Terms

<u>Michael J. Chaffee</u>	Unexpired Term 11/01/09
<u>Paul Lin</u>	Unexpired Term 11/01/09
<u>Edward Kempen</u>	Unexpired Term 11/01/09
<u>Jeffrey Stewart (Alternate)</u>	Term Expires 11/01/09
<u>Larry W. Patton</u>	Term Expires 11/01/10
<u>Barbara Harrell</u>	Term Expires 11/01/10

Yes: Howrylak, Schilling, Beltramini, Broomfield, Eisenbacher, Fleming
 No: Kerwin

MOTION CARRIED

(b) City Council Appointments-Charter Revision Committee

<u>Nominated by:</u>	<u>Applicant:</u>
Howrylak/Fleming	Mary Ann Bernardi
Beltramini/Kerwin	William Weisgerber

Resolution #2007-12-354
 Moved by Howrylak
 Seconded by Fleming

RESOLVED, That the following person is hereby **APPOINTED** by the City Council to serve on the Charter Revision Committee as indicated:

Charter Revision Committee

Appointed by Council (7-Regular) – 3 Year Terms

<u>Mary Ann Bernardi</u>	Unexpired Term 04/30/09
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Roll Call Vote:

Mary Ann Bernardi: Broomfield, Eisenbacher, Fleming, Howrylak
William Weisgerber: Kerwin, Schilling, Beltramini

MOTION CARRIED to appoint Mary Ann Bernardi to the Charter Revision Committee.

(b) City Council Appointments-Ethnic Issues Advisory Board

Resolution #2007-12-355

Moved by Howrylak

Seconded by Fleming

Ethnic Issues Advisory Board

Appointed by Council (9-Regular) – 2 & 3 Year Terms

Cathleen M. Francois

Unexpired Term 09/30/08 (3 Year Term)

William B. Lawrence

Unexpired Term 09/30/08 (3 Year Term)

Yes: All-7

Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #6 – Order of Business, Article 15 I.

Resolution #2007-12-356

Moved by Beltramini

Seconded by Howrylak

RESOLVED, That Troy City Council hereby **SUSPENDS** Rules of Procedure for the City Council to take action on postponed agenda item C-3 Rezoning Application – Proposed Rite Aid Pharmacy Development, North Side of Long Lake, East Side of Rochester Road, Section 11 – B-1 to B-2 (File Number Z-729) due to the arrival of the petitioner.

Yes: All-7

C-3 Approval Rezoning Application – Proposed Rite Aid Pharmacy Development, North Side of Long Lake, East Side of Rochester Road, Section 11 – B-1 to B-2 (File Number Z-729)

The Mayor reopened the Public Hearing.

The Mayor closed the Public Hearing after receiving comment from the petitioner. There was no public comment.

Resolution #2007-12-357

Moved by Kerwin

Seconded by Eisenbacher

WHEREAS, The City is in receipt of a rezoning request, from B-1 to B-2, File Number Z-729, as demonstrated by the Ordinance to amend Chapter 39 of the Code of the City of Troy;

WHEREAS, The application is consistent with the Future Land Use Plan, and is compatible with surrounding zoning districts and land uses; and

WHEREAS, The rezoning is recommended for approval by the Planning Commission;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the proposed rezoning from B-1 to B-2; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **AMENDS** the Zoning District Map.

Yes: All-7

PUBLIC COMMENT: Limited to Items Not on the Agenda

REGULAR BUSINESS:

E-7 Limousine Permit Revocation Appeal - Reinstatement of Limousine Permit for Two Vehicles Owned by Michael Saad of Nautical Mile Transportation

Resolution #2007-12-358

Moved by Broomfield

Seconded by Kerwin

WHEREAS, Based on the recommendation of the Troy Police Department, on October 26, 2007, the City Clerk revoked six limousine vehicle permits held by Nautical Mile Transportation, which are numbered 2007-031 through 2007-036;

WHEREAS, Michael Saad, the owner of Nautical Mile Transportation, has appealed the Clerk's revocation to the City Council of the City of Troy; and

WHEREAS, Pursuant to Troy Code of Ordinances Chapter 59, Licenses, City Council has the authority to review the decision to revoke any permit issued by the City;

THEREFORE, BE IT RESOLVED, That Troy City Council, after holding a hearing and considering statements from Michael Saad, representatives from the Troy Police Department, and other persons, hereby **CONFIRMS** the revocation of the limousine vehicle permits, which were held by Nautical Mile Transportation; and

THEREFORE, BE IT ALSO RESOLVED, That Troy City Council hereby **REINSTATES** Nautical Mile Transportation's limousine vehicle permit (Number 2007-031) for that vehicle, described as a 2006 black Lincoln Town Car, VIN Number: 1LNHM82V06YG49236, and also a 1999 Lincoln, VIN Number: 1L1FM81W4XY70155, since Michael Saad has demonstrated his ownership of these vehicles, conditioned upon Mr. Saad's continuing ownership of the vehicles;

THEREFORE, BE IT FINALLY RESOLVED, That this resolution **SHALL NOT** preclude Nautical Mile Transportation from applying for additional vehicles, as long as the applications are submitted to the Troy Police Department, and that Nautical Mile Transportation can demonstrate ownership and satisfactory inspections for each such vehicle.

Yes: All-7

The meeting **RECESSED** at 8:57 PM.

The meeting **RECONVENED** at 9:05 PM.

E-1 Appointments to Boards and Committees: a) Mayoral Appointments: No Appointments Made

E-2 Bid Waiver – Purchase of Additional In-Car Video Systems

Resolution #2007-12-359

Moved by Eisenbacher

Seconded by Fleming

WHEREAS, On Monday, October 16, 2006, Troy City Council approved a contract to purchase digital in-car video systems from International Police Technologies at an estimated cost of \$291,000.00 (CC Resolution #2006-10-392 – Item F-2);

WHEREAS, Additional digital in-car video systems are needed to replace outdated technology to complete the final phase of the project; and

WHEREAS, International Police Technologies has offered General Services Administration (GSA) contract pricing contained in GSA-FSS Contract GS-07-9906H for the equipment;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **APPROVES** a contract to purchase twelve (12) additional digital in-car video systems including hardware and software from International Police Technologies for an estimated total cost of \$67,068.00.

Yes: All-7

E-3 Traffic Committee Recommendations – November 28, 2007

Resolution #2007-12-360

Moved by Beltrami

Seconded by Eisenbacher

- (a) **Installation of NO PARKING/STOPPING/STANDING Signs on the East Side of Jack Street between the driveway of 2187 Lancer and the corner of Jack and Lancer Drive, and on Lancer between 2175 Lancer and Jack**

RESOLVED, That Traffic Control Order No. 07-02-P be **ISSUED** for the installation of two signs indicating "NO PARKING/ STOPPING/STANDING 8:00 a.m. to 3:30 p.m. School Days Only" on the east side of Jack Street between the driveway of 2187 Lancer and the corner of Jack and Lancer Drive, and on Lancer between 2175 Lancer and Jack.

(b) **Removal of YIELD Signs on Scone at High Oaks and Installation of YIELD Signs on High Oaks at Scone**

RESOLVED, That Traffic Control Order #86-15-SS be **RESCINDED** to allow removal of YIELD signs on Scone at High Oaks; and

BE IT FURTHER RESOLVED, That Traffic Control Order No. 07-09-SS be **ISSUED** for the installation of YIELD signs on High Oaks at Scone.

(c) **Installation of NO STOPPING/STANDING/PARKING Signs along Northfield Parkway between Durand and Long Lake**

RESOLVED, That Traffic Control Order No. 07-03-P be **ISSUED** for the installation of NO STOPPING/STANDING/PARKING signs along Northfield Parkway between Durand and Long Lake.

(d) **Installation of Pavement Markings on Northfield Parkway**

RESOLVED, That Traffic Control Order No. 07-12-MR be **ISSUED** for the pavement markings on Northfield Parkway to facilitate two through lanes and one center two-way left turn lane in the vicinity of Troy High School.

(e) **Establishment of Fire Lanes at 1101 Rochester Road**

RESOLVED, That Traffic Control Order No. 07-13-MR be **ISSUED** for the establishment of fire lanes at 1101 Rochester Road, as shown in the attached sketch.

Yes: All-7

E-4 Addendum #1 to Charnwood Hills Phase 1 Chip Seal Contract 07-4 for Charnwood Phase 2 Chip Seal

Resolution #2007-12-361
Moved by Eisenbacher
Seconded by Kerwin

RESOLVED, That Troy City Council hereby **AWARDS** Addendum #1 to Contract No. 07-4, Charnwood Hills Phase 1 Chip Seal, to Pavement Recycling, Inc., 210 S. Blacks Corners Rd., Imlay City, MI 48444, at an estimated total cost of \$233,600.00 for Phase 2 Charnwood Chip Seal; and

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, Troy City Council hereby **AUTHORIZES** such additional work in an amount not to exceed 25% of the total project cost.

Yes: All-7

E-5 Rejection of Bids for Contract 07-9 – Weir Control Structure Project – Section 4

Resolution #2007-12-362

Moved by Eisenbacher

Seconded by Beltramini

RESOLVED, That Troy City Council hereby **REJECTS** all bids for contract No. 07-9, Section 4 Weir Control Structure Project, opened November 27, 2007 due to all bids exceeding the engineer's estimate.

Yes: All-7

E-6 Approval of City of Troy Precinct Boundary Alterations and Relocations

Resolution #2007-12-363

Moved by Broomfield

Seconded by Fleming

RESOLVED, That Troy City Council hereby **APPROVES** the City of Troy alterations of precinct boundaries and relocation polling locations as follows:

PCT #	BOUNDARY DESCRIPTION	POLLING LOCATION
1	Section 1	Evanswood Church of God 2601 E. Square Lake
2	Section 2 in the Troy School District	Kensington Community Church 1825 E. Square Lake
3	Sections 2, 3 and 4 in the Avondale School District	Woodside Bible Church 6600 Rochester
4	Sections 3, 4 and 5 in the Troy School District	St. Elizabeth Ann Seton Catholic Church 280 E. Square Lake
5	Sections 5 and 6 in the Avondale School District	Woodside Bible Church 6600 Rochester
6	Section 6 in the Troy School District	Nature Center 6685 Coolidge Hwy.
7	Section 7 in the Troy School District and Section 8 west of Coolidge Highway	St. Stephen Episcopal Church 5500 Adams
8	Section 8 east of Coolidge Highway	Northfield Hills Baptist Church 1800 W. Long Lake
9	Sections 9 & 10	St. Elizabeth Ann Seton Catholic Church 280 E. Square Lake
10	Section 11	Kensington Community Church 1825 E. Square Lake

PCT #	BOUNDARY DESCRIPTION	POLLING LOCATION
11	Section 12 north of Highbury, east of Harbor, north of Willard, north and east of English	Evanswood Church of God 2601 E. Square Lake
12	Section 12 south of Highbury, west of Harbor, south of Willard, south and west of English	Fire & Police Training Center 4850 John R
13	Section 13	Bethesda Romanian Pentecostal Church 2075 E. Long Lake
14	Section 14	St. Anastasia Catholic Church 4571 John R
15	Section 15	St. Lucy Catholic Croatian Church 200 E. Wattles
16	Section 16 east of I-75 and Section 21 east of I-75	First Presbyterian Church 4328 Livernois
17	Section 16 west of I-75 and Section 17	St. Nicholas Greek Orthodox Church 760 W. Wattles
18	Section 18 in the Troy School District	St. Stephen Episcopal Church 5500 Adams
19	Sections 19 and 30 in the Troy School District	St. Alan Catholic Church 3077 Gloucester
20	Section 20 and Section 21 west of I-75	St. Nicholas Greek Orthodox Church 760 W. Wattles
21	Section 22	St. Lucy Catholic Croatian Church 200 E. Wattles
22	Section 23	St. Anastasia Catholic Church 4571 John R
23	Section 24	St. Joseph Chaldean Catholic Church 2442 E. Big Beaver
24	Sections 25 and 26 in the Warren Consolidated School District	St. George Antiochian Orthodox Church 2160 E. Maple
25	Sections 35 and 36 in the Warren Consolidated School District	St. George Antiochian Orthodox Church 2160 E. Maple
26	Sections 26, 27, 34 and 35 south of I-75 in the Troy School District	Troy Community Center 3179 Livernois
27	Section 28 and Sections 25, 26, and 27 north of I-75 and south of E. Big Beaver in Sections in the Troy School District	Troy Community Center 3179 Livernois
28	Sections 29 and 32 in the Troy School District	St. Alan Catholic Church 3077 Gloucester
29	Sections 18, 19, 30, and 31 in the Birmingham School District	North Hills Christian Reformed Church 3150 N. Adams
30	Section 35 in the Royal Oak School District and the Section 36 in the Lamphere School District	Troy Community Center 3179 Livernois
31	Sections 6, 7, and 18 in the Bloomfield	Nature Center

PCT #	BOUNDARY DESCRIPTION	POLLING LOCATION
	Hills School District	6685 Coolidge Hwy.

Yes: Broomfield, Fleming, Schilling
 No: Beltramini, Eisenbacher, Howrylak, Kerwin

MOTION FAILED

E-8 Goodman Investments, LLC

Resolution
 Moved by Eisenbacher
 Seconded by Beltramini

RESOLVED, That Troy City Council hereby **APPROVES** the attached First Amendment to the Consent Order and Judgment between GOODMAN INVESTMENTS, LLC, Successor Plaintiff to HARVEY S. FINK, and the CITY OF TROY concerning the property located at 2095 E. Big Beaver Rd., in the City of Troy, Parcel Number 88-20-24-352-045, and **AUTHORIZES** the Mayor and City Clerk and City Attorney to execute the document on behalf of the City of Troy.

Vote on Resolution to Amend First Amendment to the Consent Order and Judgment between Goodman Investments, LLC

Resolution #2007-12-364
 Moved by Kerwin
 Seconded by Beltramini

RESOLVED, That Troy City Council hereby **AMENDS** the resolution to *Amend First Amendment to the Consent Order and Judgment between Goodman Investments, LLC* by **INSERTING** "CONTINGENT upon revisiting the Consent Order and Judgment in one years time" **AFTER** "Parcel Number 88-20-24-352-045".

Yes: Broomfield, Fleming, Kerwin, Schilling, Beltramini
 No: Eisenbacher, Howrylak

MOTION CARRIED

Vote on Resolution for First Amendment to the Consent Order and Judgment between Goodman Investments, LLC as Amended

Resolution #2007-12-365
 Moved by Eisenbacher
 Seconded by Beltramini

RESOLVED, That Troy City Council hereby **APPROVES** the attached First Amendment to the Consent Order and Judgment between GOODMAN INVESTMENTS, LLC, Successor Plaintiff to HARVEY S. FINK, and the CITY OF TROY concerning the property located at 2095 E. Big Beaver Rd., in the City of Troy, Parcel Number 88-20-24-352-045 **CONTINGENT** upon

revisiting the Consent Order and Judgment in one years time, and **AUTHORIZES** the Mayor and City Clerk and City Attorney to execute the document on behalf of the City of Troy.

Yes: All-7

CONSENT AGENDA:

F-1a Approval of "E" Items NOT Removed for Discussion

Resolution #2007-12-366
Moved by Beltramini
Seconded by Eisenbacher

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented.

Yes: All-7

F-1b Address of "F" Items Removed for Discussion by City Council and/or the Public

F-2 Approval of City Council Minutes

Resolution #2007-12-366-F-2

RESOLVED, That the Minutes of the 7:30 PM Regular City Council Meeting of December 3, 2007 be **APPROVED** as submitted.

F-3 Proposed City of Troy Proclamation(s): None Submitted

F-4 Standard Purchasing Resolutions

- a) **Standard Purchasing Resolution 1: Award to Low Bidder – Contract 07-8 – Square Lake, Livernois to Rochester and John R at Mt. Vernon Water Main Replacement – Project No. 06.503.5 and 07.503.5**

Resolution #2007-12-366-F-4a

RESOLVED, That Troy City Council hereby **AWARDS** Contract No. 07-8, Square Lake, Livernois to Rochester and John R at Mt. Vernon Water Main Replacement to Bricco Excavating Co., LLC, 21201 Meyers Road, Oak Park, MI 48237-3201 at an estimated total cost of \$590,444.70; and

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, Troy City Council hereby **AUTHORIZES** such additional work in an amount not to exceed 10% of the total project cost.

b) **Standard Purchasing Resolution 8: Best Value Award – Architectural Services for the Troy Museum and Historic Village**

Resolution #2007-12-366-F-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide architectural services for the Troy Museum and Historic Village to the highest rated bidder, Hopkins Burns Design Studio of Ann Arbor, MI, as a result of a best value process at an estimated cost of \$219,265.00 to be funded by monies received from the Troy Historical Society, at prices as listed on the tabulation opened October 8, 2007, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

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

c) **Standard Purchasing Resolution 4: US Communities Cooperative Purchasing Program – Landscape Structures, Inc.**

Resolution #2007-12-366-F-4c

RESOLVED, That Troy City Council **APPROVES** a contract to purchase and install four natural climbing boulders and engineered wood fiber through the US Communities Cooperative Purchasing Program Contract #040377 with Landscape Structures, Inc. for an estimated total cost of \$52,570.00.

BE IT FURTHER RESOLVED, That the contract is **CONTINGENT** upon contractor submission of proper insurance certificate(s) and any other specified requirements.

d) **Standard Purchasing Resolution 3: Exercise Renewal Option – Audit Services**

Resolution #2007-12-366-F-4d

WHEREAS, On April 18, 2005, a three-year contract to provide Audit Services with an option to renew for three additional years was awarded to The Rehmann Group of Saginaw, MI, the vendor selected by Troy City Council as a result of a best value process (Resolution #2005-04-182); and

WHEREAS, The Rehmann Group has agreed to exercise the option to renew for three additional years under the same pricing structure, terms, and conditions;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **EXERCISES** the option to renew the contract for three additional years with The Rehmann Group to provide Audit Services through December 31, 2010, for an estimated total cost of \$67,568.00, under the same pricing structure, terms, and conditions as the original contract, in accordance with contract requirements.

e) **Standard Purchasing Resolution 4: Award – Oakland County Cooperative Purchasing Agreement – Fleet Vehicles**

Resolution #2007-12-366-F-4e

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase two (2) 2008 Dodge Chargers from Golling Chrysler Jeep Dodge, Inc. of Bloomfield Hills, MI, through the Oakland County Cooperative Purchasing Agreement at an estimated total cost of \$44,504.00.

F-5 Acceptance of Fireman’s Fund Insurance Company Grant

Resolution #2007-12-366-F-5

RESOLVED, That Troy City Council hereby **AUTHORIZES** the Troy Fire Department to receive a Heritage Rewards Grant from Fireman’s Fund Insurance Company for the purchase of public education program materials; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AMENDS** the Fire Department equipment budget due to the grant award in the amount of \$6,237.00.

F-6 Municipal Credit and Community Credit Agreement

Resolution #2007-12-366-F-6

RESOLVED, That Troy City Council hereby **APPROVES** the transfer of Municipal Credit funds in the amount of \$76,084.00 and Community Credit funds in the amount of \$106,432.00 to Troy Medi-Go Plus for the operation of transportation service for senior citizens and persons with disabilities and **AUTHORIZES** the Mayor and City Clerk to execute the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-7 Approval of Purchase Agreement for John R Road Improvements, Square Lake Road to South Boulevard, Project No. 02.204.5 – Parcel #33 –Sidwell #88-20-02-427-007 – Kinette A. Bayliss

Resolution #2007-12-366-F-7

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement to Purchase Realty for Public Purposes between Kinette A. Bayliss, owner of property having Sidwell #88-20-02-427-007, and the City of Troy, for the acquisition of right-of-way for John R Road Improvements, Square Lake Road to South Boulevard in the amount of \$12,400.00, plus closing costs; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Real Estate and Development Department to expend the necessary closing costs to complete this purchase according to the agreement; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-8 Approval of Purchase Agreement for John R Road Improvements, Square Lake Road to South Boulevard, Project No. 02.204.5 – Parcel #68B –Sidwell #88-20-01-151-047 – Mark and Elizabeth Abro

Resolution #2007-12-366-F-8

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement to Purchase Realty for Public Purposes between Mark and Elizabeth Abro, owners of property having Sidwell #88-20-01-151-047, and the City of Troy, for the acquisition of right-of-way for John R Road Improvements, Square Lake Road to South Boulevard in the amount of \$14,400.00, plus closing costs; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Real Estate and Development Department to expend the necessary closing costs to complete this purchase according to the agreement; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Warranty Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-9 Acceptance of a Warranty Deed for Right-of-Way and a Permanent Easement for Water Main, Section 21 – Sidwell #88-20-21-426-012 – ESC Associates, LLC

Resolution #2007-12-366-F-9

RESOLVED, That Troy City Council hereby **ACCEPTS** the Warranty Deed and Permanent Easement for water main from ESC Associates, LLC owner of the property having Sidwell #88-20-21-426-012; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Warranty Deed and Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-10 Acceptance of a Warranty Deed for Right-of-Way and a Permanent Easement for Water Main, Section 21 – Sidwell #88-20-21-426-009 – Livernois Properties, LLC

Resolution #2007-12-366-F-10

RESOLVED, That Troy City Council hereby **ACCEPTS** the Warranty Deed and Permanent Easement for water main from Livernois Properties, LLC owner of the property having Sidwell #88-20-21-426-009; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Warranty Deed and Permanent Easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-11 Acceptance of Regrading and Temporary Construction Permit, John R Road Improvements, Square Lake Road to South Boulevard – Project No. 02.204.5 – Parcel #76 – Sidwell #88-20-01-108-018 – Hana Rrapi

Resolution #2007-12-366-F-11

RESOLVED, That Troy City Council hereby **ACCEPTS** the Regrading and Temporary Construction Permit in the amount of \$500.00 from Hana Rrapi, owner of property having Sidwell #88-20-01-108-018; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AGREES** to pay Hana Rrapi an amount not to exceed \$500.00 for permission to use land for construction; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the Regrading and Temporary Construction Permit with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

F-12 Allocation of 2008 Tri-Party Program Funds for County Road Improvements in Troy

Resolution #2007-12-366-F-12

RESOLVED, That Troy City Council hereby **APPROVES** the use of 2008 Tri-Party program funding allocation of \$544,591.00, as required, for the Livernois, Maple to Big Beaver reconstruction project; Dequindre, Long Lake to South Boulevard right-of-way phase; and concrete slab replacements on County roads, all at an estimated cost to the City of Troy not to exceed \$181,530.00.

F-13 Kocenda v. Troy et. al.

Resolution #2007-12-366-F-13

RESOLVED, That Troy City Council hereby **AUTHORIZES** and **DIRECTS** the City Attorney to represent the City of Troy and its employees in any and all claims for damages in the matter of *David Kocenda v City of Troy, et al*, Oakland County Circuit Court case number 2007-085524-CZ; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Attorney to pay necessary costs and expenses and to retain any necessary expert witnesses to adequately represent the City and its employees.

MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

G-1 Announcement of Public Hearings: None Submitted

G-2 Green Memorandums: None Submitted

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

H-1 No Council Referrals Advanced**COUNCIL COMMENTS:**

Council Member Beltramini would like the Planning Commission review issues related to drive thru restaurants adjacent to residential districts.

Council Member Beltramini suggested retaining board and committee applications for three years.

Council Member Howrylak understands that board and committee resumes are not destroyed but updated every two years. City Clerk Bartholomew responded that the applications are purged every two years and indicated that she will bring back the directive in regard to the retention of board and committee applications/resumes to Council at their next meeting.

REPORTS:

J-1 Minutes – Boards and Committees:

- a) Historic District Study Committee/Final – September 4, 2007
- b) Youth Council/Final – September 26, 2007
- c) Election Commission/Final – October 1, 2007
- d) Historic District Study Committee/Final – October 2, 2007
- e) Advisory Committee for Senior Citizens/Final – November 1, 2007
- f) Historic District Study Committee/Final – November 6, 2007
- g) Planning Commission/Final – November 13, 2007
- h) Board of Zoning Appeals/Draft – November 20, 2007
- i) Planning Commission Special/Study/Draft – November 27, 2007
- j) Youth Council/Draft – November 28, 2007
- k) Planning Commission Special/Study/Draft – December 4, 2007
- l) Advisory Committee for Senior Citizens/Draft – December 6, 2007
- m) Election Commission/Draft – December 7, 2007

Noted and Filed

J-2 Department Reports:

- a) Building Department – Permits Issued During the Month of November, 2007
- b) City of Troy Monthly Financial Report – November 30, 2007

Noted and Filed

J-3 Letters of Appreciation:

- a. Letter of Thanks to Mayor Schilling from Bob Ottaway, President Bloomfield Woods Condominium Association Regarding the Assistance Received from the Troy Fire Department
 - b. Letter of Appreciation to Chief Nelson from Thomas Burke Regarding the Outstanding Service Provided by Lt. Janusz Bora
 - c. Letter of Thanks to Chief Craft from Beatrice Smits Regarding the Compassion and Support Received from the Troy Police Department and Legal Staff
 - d. Letter of Thanks to Bill Huotari from Tim and Anna Backers Regarding the Assistance from Jennifer Lawson and the Engineering Staff during the Widening of Crooks Road
Noted and Filed
-

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

J-5 Calendar

Noted and Filed

J-6 Communication from Alexia Gallaher, NFL Youth Football Fund Regarding a Grant of \$1,000.00 to Troy Parks and Recreation for the 2007 NFL Local Agency Grant Program

Noted and Filed

J-7 Communication from Parks and Recreation Director Carol Anderson Regarding the Re-greening of Troy Program

Noted and Filed

J-8 Communication from Parks and Recreation Director Carol Anderson Regarding Civic Center Priority Task Force Development Update

Noted and Filed

STUDY ITEMS:

K-1 No Study Items Submitted

PUBLIC COMMENT: Address of "K" Items

CLOSED SESSION:

L-1 Closed Session: No Closed Session Requested

CLOSED SESSION:

L-1 Closed Session: No Closed Session Requested

The meeting **ADJOURNED** at 9:57 PM.

Louise E. Schilling, Mayor

Tonni L. Bartholomew, MMC
City Clerk