



# TROY CITY COUNCIL

## REGULAR MEETING AGENDA

JANUARY 14, 2013  
CONVENING AT 7:30 P.M.

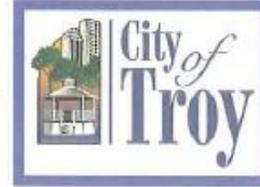
Submitted By  
The City Manager

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***NOTICE: Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk at (248) 524-3316 or via e-mail at [clerk@troymi.gov](mailto:clerk@troymi.gov) at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.***

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TO: The Honorable Mayor and City Council  
Troy, Michigan

FROM: Brian Kischnick, City Manager

SUBJECT: Background Information and Reports

Ladies and Gentlemen:

This booklet provides a summary of the many reports, communications and recommendations that accompany your agenda. Also included are suggested or requested resolutions and/or ordinances for your consideration and possible adoption.

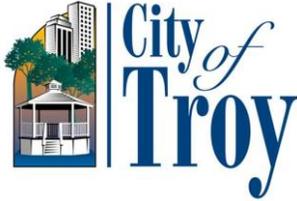
Supporting materials transmitted with this Agenda have been prepared by department directors and staff members. I am indebted to them for their efforts to provide insight and professional advice for your consideration.

As always, we are happy to provide such added information as your deliberations may require.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "B. Kischnick".

Brian Kischnick, City Manager



# TROY CITY COUNCIL

## VISION STATEMENT AND GOALS

Adopted: Monday, February 7, 2011

### **VISION:**

To honor the legacy of the past and build a strong, vibrant future and be an attractive place to live, work, and grow a business.

### **GOALS:**

#### **Provide a safe, clean, and livable city**

- Practice good stewardship of infrastructure
- Maintain high quality professional community oriented police and fire protection
- Conserve resources in an environmentally responsible manner
- Encourage development toward a walkable, livable community

#### **Provide effective and efficient local government**

- Demonstrate excellence in community services
- Maintain fiscally sustainable government
- Attract and support a committed and innovative workforce
- Develop and maintain efficiencies with internal and external partners
- Conduct city business and engage in public policy formation in a clear and transparent manner

#### **Build a sense of community**

- Communicate internally and externally in a timely and accurate manner
- Develop platforms for transparent, deliberative and meaningful community conversations
- Involve all stakeholders in communication and engagement activities
- Encourage volunteerism and new methods for community involvement
- Implement the connectedness of community outlines in the Master Plan 2008

#### **Attract and retain business investment**

- Clearly articulate an economic development plan
- Create an inclusive, entrepreneurial culture internally and externally
- Clarify, reduce and streamline investment hurdles
- Consistently enhance the synergy between existing businesses and growing economic sectors
- Market the advantages of living and working in Troy through partnerships



## CITY COUNCIL AGENDA

January 14, 2013 – 7:30 PM  
Council Chambers  
City Hall - 500 West Big Beaver  
Troy, Michigan 48084  
(248) 524-3317

<b><u>INVOCATION: Pastor A.C. Phipps from Evanswood Church of God</u></b>	<b>1</b>
<b><u>PLEDGE OF ALLEGIANCE:</u></b>	<b>1</b>
<b><u>A. CALL TO ORDER:</u></b>	<b>1</b>
<b><u>B. ROLL CALL:</u></b>	<b>1</b>
<b><u>C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:</u></b>	<b>1</b>
C-1 No Certificates of Recognition and Special Presentations	1
<b><u>D. CARRYOVER ITEMS:</u></b>	<b>1</b>
D-1 No Carryover Items	1
<b><u>E. PUBLIC HEARINGS:</u></b>	<b>1</b>
E-1 No Public Hearings	1
<b><u>F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:</u></b>	<b>2</b>
<b><u>G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:</u></b>	<b>3</b>
<b><u>H. POSTPONED ITEMS:</u></b>	<b>3</b>
H-1 No Postponed Items	3

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**I. REGULAR BUSINESS:** **3**

I-1	Board and Committee Appointments: a) Mayoral Appointments – Downtown Development Authority; Planning Commission; b) City Council Appointments – Employee Retirement System Board of Trustees / Retiree Health Care Benefits Plan & Trust	3
I-2	Board and Committee Nominations: a) Mayoral Nominations – Board of Review; Downtown Development Authority; b) City Council Nominations – Election Commission; Liquor Advisory Committee; Municipal Building Authority; Traffic Committee	5
I-3	Closed Session	10
I-4	Additional 2013 City Council Special Study Meeting Dates	10
I-5	Appointment of SOCRRA Alternate	11
I-6	Delegation of Fireworks Inspections	11

**J. CONSENT AGENDA:** **12**

J-1a	Approval of “J” Items NOT Removed for Discussion	12
J-1b	Address of “J” Items Removed for Discussion by City Council	12
J-2	Approval of City Council Minutes	12
J-3	No Proposed City of Troy Proclamations:	12
J-4	Standard Purchasing Resolutions:	12
	a) Standard Purchasing Resolution 4: Oakland County Cooperative Purchasing Agreement – Neptune Water Meters and Parts .....	12
J-5	Rescind Bid Award / Re-Award Contract – Liquid Calcium Chloride	12
J-6	Designation of Act 51 Street Administrator	13
J-7	Request for Acceptance of a Permanent Easement from ND Industries, Inc. – Sidwell #88-20-28-303-024	13

J-8	Request for Acceptance of Three Permanent Easements from Patrick and Gwen Bismack – Sidwell #88-20-10-127-052	14
J-9	Bid Waiver – Printing of Election and Voter Registration Materials	14
<b><u>K.</u></b>	<b><u>MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:</u></b>	<b>14</b>
K-1	Announcement of Public Hearings:	14
	a) January 28, 2013 – Rezoning Application (File Number Z 741) – Proposed 1170 Woodslee, North of Maple Road Between Rochester and Stephenson Highway, Section 27, From IB (Integrated Industrial and Business) District to RT (One-Family Attached Residential) District .....	14
K-2	Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted	15
<b><u>L.</u></b>	<b><u>PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:</u></b>	<b>15</b>
<b><u>M.</u></b>	<b><u>COUNCIL REFERRALS:</u></b>	<b>15</b>
M-1	No Council Referrals	15
<b><u>N.</u></b>	<b><u>COUNCIL COMMENTS:</u></b>	<b>15</b>
N-1	No Council Comments Advanced	15
<b><u>O.</u></b>	<b><u>REPORTS:</u></b>	<b>15</b>
O-1	Minutes – Boards and Committees:	15
	a) Employees’ Retirement System Board of Trustees-Final-October 10, 2012 .....	15
	b) Retiree Health Care Benefits Plan & Trust-Final-October 10, 2012 .....	15
	c) Employees’ Retirement System Board of Trustees-Final-November 14, 2012 ..	15
	d) Zoning Board of Appeals-Draft-November 20, 2012 .....	15
	e) Building Code Board of Appeals-Draft-December 5, 2012 .....	15
	f) Planning Commission Regular Meeting-Draft-December 11, 2012 .....	15
	g) Planning Commission Regular Meeting-Final-December 11, 2012 .....	15
	h) Employees’ Retirement System Board of Trustees-Final-December 12, 2012 ..	15
	i) Retiree Health Care Benefits Plan & Trust-Final-December 12, 2012 .....	15
O-2	Department Reports:	15
	a) Building Department Activity Report – November, 2012 .....	15
	b) Building Department Activity Report – December, 2012 .....	15

c) Dental Insurance Provider Change .....	15
d) 2012 Fourth Quarter Litigation Report.....	15
e) Employee Retirement System Board of Trustees Election Results – December 10, 2012.....	15
f) 2012 Local Millage Rates Comparison by County.....	15
O-3 Letters of Appreciation:	15
a) Letter of Appreciation to Engineering and Public Works Staff From Raj Patel at Amtech Electrocircuits Complimenting Them on Improvements Performed to Streets .....	15
b) Letter of Appreciation to Chief Mayer From Sergeant Paul Barch Thanking the Troy Honor Guard for Participating in Sergeant O'Rourke's Memorial Service .....	15
O-4 Proposed Proclamations/Resolutions from Other Organizations: None Submitted	15
<b><u>P. STUDY ITEMS:</u></b>	<b>16</b>
P-1 No Study Items	16
<b><u>Q. CLOSED SESSION:</u></b>	<b>16</b>
Q-1 Closed Session	16
<b><u>R. ADJOURNMENT:</u></b>	<b>16</b>
<b><u>FUTURE CITY COUNCIL PUBLIC HEARINGS:</u></b>	<b>17</b>
<b><u>SCHEDULED REGULAR CITY COUNCIL MEETINGS:</u></b>	<b>17</b>
Monday, January 28, 2013 Regular Meeting.....	17
Monday, February 4, 2013 Regular Meeting .....	17
Monday, February 18, 2013 Regular Meeting .....	17
Monday, March 4, 2013 Regular Meeting.....	17
Monday, March 18, 2013 Regular Meeting.....	17
Monday, April 8, 2013 Regular Meeting .....	17
Monday, April 15, 2013 Regular Meeting .....	17
Monday, May 13, 2013 Regular Meeting.....	17
Monday, May 20, 2013 Regular Meeting.....	17
Monday, June 3, 2013 Regular Meeting.....	17
Monday, June 17, 2013 Regular Meeting.....	17
Monday, July 8, 2013 Regular Meeting .....	17
Monday, July 22, 2013 Regular Meeting .....	17
Monday, August 12, 2013 Regular Meeting .....	17
Monday, August 26, 2013 Regular Meeting .....	17
Monday, September 9, 2013 Regular Meeting.....	17

Monday, September 23, 2013	Regular Meeting	17
Monday, October 7, 2013	Regular Meeting	17
Monday, October 21, 2013	Regular Meeting	17
Monday, November 11, 2013	Regular Meeting	17
Monday, November 25, 2013	Regular Meeting	17
Monday, December 2, 2013	Regular Meeting	17
Monday, December 16, 2013	Regular Meeting	17

**SCHEDULED SPECIAL CITY COUNCIL MEETINGS: 17**

Monday, April 22, 2013	Special Meeting	17
Monday, April 29, 2013	Special Meeting	17



**INVOCATION: Pastor A.C. Phipps from Evanswood Church of God**

**PLEDGE OF ALLEGIANCE:**

**A. CALL TO ORDER:**

**B. ROLL CALL:**

- a) Mayor Dane Slater  
Jim Campbell  
Mayor Pro Tem Wade Fleming  
Dave Henderson  
Maureen McGinnis  
Edward Pennington  
Doug Tietz

- b) Excuse Absent Council Members:

Suggested Resolution

Resolution #2013-01-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of \_\_\_\_\_ at the Regular City Council Meeting of January 14, 2013, due to \_\_\_\_\_.

Yes:

No:

**C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:**

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**C-1 No Certificates of Recognition and Special Presentations**

**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:****In accordance with the Rules of Procedure for the City Council, Article 17 – Members of the Public and Visitors:**

Any person not a member of the City Council may address the Council with recognition of the Chair, after clearly stating the nature of his/her inquiry or comment. *City Council requests that if you do have a question or concern, to bring it to the attention of the appropriate department(s) whenever possible. If you feel that the matter has not been resolved satisfactorily, you are encouraged to bring it to the attention of the City Manager, and if still not resolved satisfactorily, to the Mayor and Council.*

- Petitioners shall be given a fifteen (15) minute presentation time that may be extended with the majority consent of City Council.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any Public Hearing item.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes total to address Postponed, Regular Business, Consent Agenda or Study items or any other item on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items On the Agenda* portion of the Agenda.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any topic not on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items Not on the Agenda* portion of the Agenda.
- All members of the public who wish to address the Council at a meeting shall be allowed to speak only if they have signed up to speak within thirty minutes before or within fifteen minutes after the meeting's start time. Signing up to speak requires each speaker provide his or her name and residency status (Troy resident, non-resident, or Troy business owner). If the speaker is addressing an Item (or Items) that appear on the pre-printed agenda, then the speaker shall also identify each such agenda item number(s) to be addressed.
- City Council may waive the requirements of this section by a majority vote of the City Council members.
- Agenda items that are related to topics where there is significant public input anticipated should initiate the scheduling of a Special meeting for that specific purpose.

The following has been approved by Troy City Council as a statement of the rules of decorum for City Council meetings. The Mayor will also provide a verbal notification of these rules prior to Public Comment:

*The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Anyone who wishes to address the Council is required to sign up to speak within thirty minutes before or within fifteen minutes of the start of the meeting. There are two Public Comment portions of the Agenda. For Items On the Agenda, speakers can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the Agenda. Speakers can sign up to address all other topics under Items Not on the Agenda. Also, there is a timer on the City Council table in front of the Mayor that turns yellow when there is one minute of speaker time remaining, and turns red when the speaker's time is up.*

*In order to make the meeting more orderly and out of respect, please do not clap during the meeting, and please do not use expletives or make derogatory or disparaging comments about any one person or group. If you do so, then there may be immediate consequences, including having the microphone turned off, being asked to leave the meeting, and/or the deletion of speaker comments for any re-broadcast of the meeting. Speakers should also be careful to avoid saying anything that would subject them to civil liability, such as slander and defamation.*

*Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.*

**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 – Downtown Development Authority; Planning Commission; b) City Council Appointments – Employee Retirement System Board of Trustees / Retiree Health Care Benefits Plan & Trust**

**a) Mayoral Appointments**

Suggested Resolution  
 Resolution #2013-01-  
 Moved by  
 Seconded by

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:

**Downtown Development Authority**

Appointed by Mayor  
 13 Regular Members  
 4 Year Term

**Nominations to the Downtown Development Authority:**

<b>Term Expires: 9/30/2016</b>	<b>Gregory Carnago</b>	<b>(In District)</b>
	Term currently held by: Gregory Carnago	

<b>Term Expires: 9/30/2016</b>	<b>Laurence Keisling</b>	<b>(At Large)</b>
	Term currently held by: Laurence Keisling	

**Term Expires: 9/30/2016****Alan Kiriluk****(In District)**

Term currently held by: Alan Kiriluk

**Term Expires: 9/30/2016****Daniel MacLeish****(In District)**

Term currently held by: Daniel MacLeish

**Term Expires: 9/30/2016****Arkan Jonna****(In District)**

Term currently held by: Harvey Weiss

**Planning Commission**Appointed by Mayor  
9 Regular Members  
3 Year Term**Nominations to the Planning Commission:****Term Expires: 12/31/2015****Michael Hutson**

Term currently held by: Michael Hutson

**Term Expires: 12/31/2015****Philip Sanzica**

Term currently held by: Philip Sanzica

**Term Expires: 12/31/2015****John Tagle**

Term currently held by: John Tagle

Yes:

No:

**b) City Council Appointments**Suggested Resolution

Resolution #2013-01-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **APPOINTS** the following nominated person(s) to serve on the Boards and Committees as indicated:**Employee Retirement System Board of Trustees / Retiree Health Care Benefits Plan & Trust**Appointed by Council  
7 Regular Members and 2 Ordinance Members  
3 Year Term**Nominations to the Employee Retirement System Board of Trustees/Retiree Health Care Benefits Plan & Trust:**

**Term Expires: 12/31/2015**

**Mark Calice**

Term currently held by: Mark Calice

Yes:  
No:

**I-2 Board and Committee Nominations: a) Mayoral Nominations – Board of Review; Downtown Development Authority; b) City Council Nominations – Election Commission; Liquor Advisory Committee; Municipal Building Authority; Traffic Committee**

**a) Mayoral Nominations**

Suggested Resolution  
Resolution #2013-01-  
Moved by  
Seconded by

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:

**Board of Review**  
Appointed by Mayor  
3 Regular Members  
3-Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 3
Hatch	James	1/2/2015	1/4/2010	1/31/2013	Requests Reappointment
Strahl	Frank	2/18/2013	2/20/2012	1/31/2015	
Turner	Eileen	12/13/2012	2/7/2011	1/31/2014	

**Nominations to the Board of Review:**

**Term Expires: 01/31/2016**

Term currently held by: James Hatch

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 1
Lanctot	Anita	1/13/2014	

Downtown Development Authority

Appointed by Mayor  
13 Regular Members  
4 Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 1	Notes 3
Carnago	Gregory	2/1/2014	5/14/2012	9/30/2012	In District	Requests Reappointment
Hay	David	11/16/2013	3/5/2012	9/30/2015	In District	
Keisling	Laurence	5/25/2014	11/24/2008	9/30/2012	At large	Requests Reappointment
Kiriluk	Alan	10/12/2014	9/22/2008	9/30/2012	In District	
Knight	P.	1/4/2014	3/5/2012	9/30/2015	At Large	
MacLeish	Daniel	5/26/2014	10/5/2009	9/30/2012	In District	Requests Reappointment
Mayor					At large	
Randol	Ward	10/12/2013	10/17/2011	9/30/2014	In District	
Reschke	Ernest	9/21/2012	10/17/2011	9/30/2014	At large	
Schroeder	Douglas	9/30/2012	10/17/2011	9/30/2014	At large	
Vacancy				9/30/2013	In District	Michele Hodges' term (Resigned)
Van Dyke	Earle	1/31/2014	3/5/2012	9/30/2015	In District	
Weiss	Harvey	8/6/2011	10/5/2009	9/30/2012	In district	

**Nominations to the Downtown Development Authority:****Term Expires: 09/30/2013**

Term currently held by: Vacancy-Michele Hodges resigned

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 2
Hoef	Paul	11/21/2013	EDC exp. 4/30/2015
Howrylak	Frank	2/1/2014	
Jonna	Arkan	10/22/2014	
Kempen	Edward	2/1/2014	Planning Comm exp 12/31/2013
Knight	Barbara	1/4/2014	EDC exp. 4/30/2015
Kornacki	Rosemary	11/15/2013	Brownfield Redev Authority exp 4/30/2014
Mallin	Aaron	10/10/2013	

Sawyer Jr.	Thomas	12/11/2014	Municipal Bldg. Authority exp. 01/31/2013
Schultz	Robert	11/11/2013	
Swartz	Robert	7/25/2013	Brownfield exp 4/30/2014; EDC exp 4/30/2018
Vassallo	Joseph	12/6/2013	Brownfield Redev. Auth. exp 4/30/2015
Wilberding	Bruce	2/8/2014	Brownfield Redev. Auth. exp 4/30/2013

**b) City Council Nominations**

Suggested Resolution

Resolution #2013-01-

Moved by

Seconded by

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:

**Election Commission**

Appointed by Council

2 Regular Members and 1 Charter Member

1 Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 1	Notes 3
Anderson	David C.	2/3/2014	2/6/2012	1/31/2013	Republican	Requests Reappointment
Bittner	Aileen				Charter	
Dewan	Timothy	10/3/2013	2/6/2012	1/31/2013	Democrat	Requests Reappointment

**Nominations to the Election Commission:**

**Term Expires: 01/31/2014**

Term currently held by: David C. Anderson

**Term Expires: 01/31/2014**

Term currently held by: Timothy Dewan

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 1
Harrell	David	2/7/2013	Republican; Affidavit on File 2/7/2011

Liquor Advisory Committee

Appointed by Council  
7 Regular Members  
3 Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 3
Ehlert	Max	11/15/2013	2/20/2012	1/31/2015	
Godlewski	W. Stan	12/14/2012	10/17/2011	1/31/2014	Requests Reappointment
Hall	Patrick	12/12/2014	10/17/2011	1/31/2013	Requests Reappointment
Kaltsounis	Andrew	12/13/2014	1/4/2010	1/31/2013	Requests Reappointment
Oberski	Jeff				City Liaison
Ogg	David	2/8/2014	2/20/2012	1/31/2015	Traffic Com exp1/31/2015
Pappas	Jesse	6/5/2014	7/9/2012	7/31/2013	Student; Requests Reappointment
Payne	Timothy	2/8/2014	2/20/2012	1/31/2015	
Scherlinck	Eun Joo	6/11/2014	7/9/2012	7/31/2013	Student
Ukraineec	Bohdan	12/23/2012	10/17/2011	1/31/2014	

**Nominations to the Liquor Advisory Committee:****Term Expires: 01/31/2016**


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Term currently held by: Patrick Hall

**Term Expires: 01/31/2016**


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Term currently held by: Andrew Kaltsounis

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 1
Comiskey	Ann	2/9/2013	Personnel Board Term expires 4/30/2014
Waters	Gretchen	10/3/2013	

Municipal Building Authority

Appointed by Council  
5 Regular Members  
3 Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 1
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Freliga	Victor	12/13/2012	10/17/2011	1/31/2014	
Sawyer Jr.	Thomas	12/11/2014	1/4/2010	1/31/2013	NO Reappointment
Vacancy				1/31/2011	Frank Shier's Term
Vacancy				1/31/2012	Mike Chaffee's Term
Darling	Thomas			1/31/2012	Director of Financial Services

**Nominations to the Municipal Building Authority:**

**Term Expires: 01/31/2014**

Term currently held by: Frank Shier

**Term Expires: 01/31/2015**

Term currently held by: Mike Chaffee

**Term Expires: 01/31/2015**

Term currently held by: Thomas Darling, Director of Financial Services

**Term Expires: 01/31/2016**

Term currently held by: Thomas Sawyer Jr.

**Interested Applicants:**

No Applications/Resumes on file.

**Traffic Committee**

Appointed by Council  
7 Regular Members  
3 Year Term

**Current Members:**

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 1
Binkowski	Sarah	1/26/2014	2/2/2009	1/31/2013	
Halsey	Lawrence Ted	11/29/2013	3/19/2012	1/31/2015	
Huotari	William				Ex-Officio Member
Kilmer	Richard	12/23/2012	10/17/2011	1/31/2014	
Mayer	Gary				Ex-Officio Member
Nelson	William				Ex-Officio Member
Ogg	David	2/8/2014	3/19/2012	1/31/2015	Liquor Adv exp1/31/2015

Petrulis	Al	6/11/2014	10/17/2011	1/31/2014	ACAB exp 9/30/2015; Requests Reappointment
Popovic	Stevan	5/29/2014	6/18/2012	1/31/2013	Requests Reappointment
Ziegenfelder	Peter	12/14/2012	10/17/2011	1/31/2014	

**Nominations to the Traffic Committee:**

**Term Expires: 01/31/2016**

Term currently held by: Sarah Binkowski

**Term Expires: 01/31/2016**

Term currently held by: Stevan Popovic

**Interested Applicants:**

Last Name	First Name	App Resume Expire	Notes 2
Apahidean	Olimpiu (Ollie)	3/14/2014	
Chambers	Barbara	4/30/2014	Historic Dist exp 3/1/2014
McGee	Timothy	8/13/2014	

Yes:

No:

**I-3 Closed Session**

Suggested Resolution

Resolution #2013-01-

Moved by

Seconded by

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL15.268(h) (MCL15.243(u) and MCL15.243(y)).

Yes:

No:

**I-4 Additional 2013 City Council Special Study Meeting Dates**

Suggested Resolution

Resolution #2013-01-

Moved by

Seconded by

BE IT RESOLVED, That Troy City Council **SHALL HOLD** Special Study Meetings according to the following schedule at 6:00 PM in the Council Boardroom:

**Discussion Topic**

Monday,	February	11, 2013	Fund Balance, General Fund Revenue, Police & Fire
Wednesday,	February	13, 2013	Department of Public Works & Recreation
Wednesday,	February	20, 2013	Library & Administration
Monday,	February	25, 2013	Capital, Economic Development Services
Tuesday,	February	26, 2013	Troy Transit Center
Monday,	March	11, 2013	Human Capital Costs

Yes:  
No:

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**I-5 Appointment of SOCRRA Alternate**

Suggested Resolution  
Resolution #2013-01-  
Moved by  
Seconded by

RESOLVED, That Troy City Council hereby **DESIGNATES** Mark F. Miller as the Alternate SOCRRA Representative with the term expiring on June 30, 2013.

Yes:  
No:

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**I-6 Delegation of Fireworks Inspections**

Suggested Resolution  
Resolution #2013-01-  
Moved by  
Seconded by

RESOLVED, That the delegation of authority by the State of Michigan to the City of Troy Fire Department, to conduct fireworks inspections, and the subsequent signing of the agreement by the Fire Chief, is hereby **APPROVED** as recommended by City Management. A copy of the delegation agreement shall be **ATTACHED** to the original minutes of this meeting.

Yes:  
No:

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**J. CONSENT AGENDA:**

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

Resolution #2013-01-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with the exception of Item(s) \_\_\_\_\_, which **SHALL BE CONSIDERED** after Consent Agenda (J) items, as printed.

Yes:

No:

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

---

**J-2 Approval of City Council Minutes**Suggested Resolution

Resolution #2013-01-

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

- a) Regular City Council Meeting - December 17, 2012

---

**J-3 No Proposed City of Troy Proclamations:**

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 4: Oakland County Cooperative Purchasing Agreement – Neptune Water Meters and Parts**

Suggested Resolution

Resolution #2013-01-

RESOLVED, That Troy City Council hereby **APPROVES** a two-year contract to purchase Neptune water meter and replacement parts from Rio Supply/Michigan Meter Technology Group Inc., of Madison Heights, MI through the Oakland County Cooperative Purchasing Program at amended prices as listed in Attachment A, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, to expire September 30, 2014.

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**J-5 Rescind Bid Award / Re-Award Contract – Liquid Calcium Chloride**

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Suggested Resolution

Resolution #2013-01-

WHEREAS, On December 3, 2012, a contract for one-year requirements of Liquid Calcium Chloride with an option to renew for one (1) additional year was awarded to the lowest bidder meeting specifications, Great Lakes Chloride Inc (Resolution #2012-12-214-J4a); and

WHEREAS, After the award of contract, Great Lakes Chloride advised the City they could not provide the insurance coverage for the annual contract aggregate limit as specified; and

WHEREAS, Liquid Calcium Chloride Sales will hold their pricing as bid and has the required insurance on file with the City;

THEREFORE BE IT RESOLVED, That Troy City Council hereby **RESCINDS** with prejudice the contract for one-year requirements of Liquid Calcium Chloride with an option to renew for one (1) additional year from Great Lakes Chloride Inc of Shelbyville, MI and hereby **RE-AWARDS** the contract to the next lowest bidder meeting specifications, Liquid Calcium Chloride Sales of KawKawlin, MI, at unit pricing as contained on the bid tabulation opened November 21, 2012, with the contract expiring November 30, 2013.

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#### **J-6 Designation of Act 51 Street Administrator**

##### Suggested Resolution

Resolution #2013-01-

WHEREAS, Section 13(7) of Act 51, Public Acts of 1951 requires that each incorporated city and village (to which funds are returned under the provisions of this section) designate a single Street Administrator who shall be responsible for and shall represent the municipality in transactions with the Michigan Department of Transportation pursuant to this act; and

WHEREAS, The Street Administrator shall be responsible for and coordinate street improvements, maintenance, traffic operations work, and the development, construction, or repair of off-street parking facilities and construction or repair of street lighting; and

WHEREAS, It has historically been the City Manager who serves as the designated Street Administrator for the City of Troy;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **DESIGNATES** City Manager Brian Kischnick as the single Street Administrator for the City of Troy in all transactions with the Michigan Department of Transportation.

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#### **J-7 Request for Acceptance of a Permanent Easement from ND Industries, Inc. – Sidwell #88-20-28-303-024**

##### Suggested Resolution

Resolution #2013-01-

RESOLVED, That City Council hereby **ACCEPTS** a water main easement from ND Industries, Inc., owner of the property having Sidwell #88-20-28-303-024; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the easement with the 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 Three Permanent Easements from Patrick and Gwen Bismack – Sidwell #88-20-10-127-052**

Suggested Resolution  
Resolution #2013-01-

RESOLVED, That Troy City Council hereby **ACCEPTS** the permanent easements for sidewalk, storm sewer and sanitary sewer from Patrick and Gwen Bismack, owners of the property having Sidwell #88-20-10-127-052; and

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

---

**J-9 Bid Waiver – Printing of Election and Voter Registration Materials**

Suggested Resolution  
Resolution #2013-01-

WHEREAS, Printing Systems, Inc. provides election related supplies and printed materials that comply with State of Michigan standards; and

WHEREAS, Printing Systems, Inc. has provided the City of Troy with the required materials as a result of the lowest quote and regularly as the only vendor able to provide the materials requested in the quotes; and

WHEREAS, Printing Systems, Inc. holds the contract for ballot printing and supply kits with Oakland County and it is desirable to utilize Printing Systems, Inc. for ballot folding and specialized forms in conjunction with the County procurement;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **AUTHORIZES** the purchase of printing of election and voter registration materials from Printing Systems, Inc. at an estimated cost of \$40,000.00 per fiscal year, through December 31, 2015.

---

**K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

**K-1 Announcement of Public Hearings:**

- a)** January 28, 2013 – Rezoning Application (File Number Z 741) – Proposed 1170 Woodslee, North of Maple Road Between Rochester and Stephenson Highway, Section 27, From IB (Integrated Industrial and Business) District to RT (One-Family Attached Residential) District

---

**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:**

**M. COUNCIL REFERRALS:**

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

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**M-1 No Council Referrals**

**N. COUNCIL COMMENTS:**

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**N-1 No Council Comments Advanced**

**O. REPORTS:**

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**O-1 Minutes – Boards and Committees:**

- a) Employees' Retirement System Board of Trustees-Final-October 10, 2012
- b) Retiree Health Care Benefits Plan & Trust-Final-October 10, 2012
- c) Employees' Retirement System Board of Trustees-Final-November 14, 2012
- d) Zoning Board of Appeals-Draft-November 20, 2012
- e) Building Code Board of Appeals-Draft-December 5, 2012
- f) Planning Commission Regular Meeting-Draft-December 11, 2012
- g) Planning Commission Regular Meeting-Final-December 11, 2012
- h) Employees' Retirement System Board of Trustees-Final-December 12, 2012
- i) Retiree Health Care Benefits Plan & Trust-Final-December 12, 2012

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**O-2 Department Reports:**

- a) Building Department Activity Report – November, 2012
- b) Building Department Activity Report – December, 2012
- c) Dental Insurance Provider Change
- d) 2012 Fourth Quarter Litigation Report
- e) Employee Retirement System Board of Trustees Election Results – December 10, 2012
- f) 2012 Local Millage Rates Comparison by County

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**O-3 Letters of Appreciation:**

- a) Letter of Appreciation to Engineering and Public Works Staff From Raj Patel at Amtech Electrocircuits Complimenting Them on Improvements Performed to Streets
- b) Letter of Appreciation to Chief Mayer From Sergeant Paul Barch Thanking the Troy Honor Guard for Participating in Sergeant O'Rourke's Memorial Service

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

**P. STUDY ITEMS:**

**P-1** No Study Items

**Q. CLOSED SESSION:**

**Q-1** Closed Session

**R. ADJOURNMENT:**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Kischnick". The signature is written in a cursive, somewhat stylized font.

Brian Kischnick, City Manager

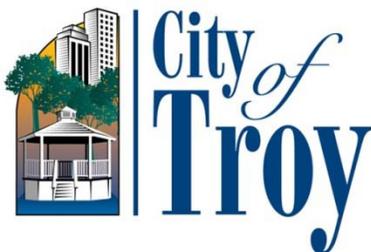
**FUTURE CITY COUNCIL PUBLIC HEARINGS:**

**SCHEDULED REGULAR CITY COUNCIL MEETINGS:**

Monday, January 28, 2013.....	Regular Meeting
Monday, February 4, 2013.....	Regular Meeting
Monday, February 18, 2013.....	Regular Meeting
Monday, March 4, 2013.....	Regular Meeting
Monday, March 18, 2013.....	Regular Meeting
Monday, April 8, 2013.....	Regular Meeting
Monday, April 15, 2013.....	Regular Meeting
Monday, May 13, 2013.....	Regular Meeting
Monday, May 20, 2013.....	Regular Meeting
Monday, June 3, 2013.....	Regular Meeting
Monday, June 17, 2013.....	Regular Meeting
Monday, July 8, 2013.....	Regular Meeting
Monday, July 22, 2013.....	Regular Meeting
Monday, August 12, 2013.....	Regular Meeting
Monday, August 26, 2013.....	Regular Meeting
Monday, September 9, 2013.....	Regular Meeting
Monday, September 23, 2013.....	Regular Meeting
Monday, October 7, 2013.....	Regular Meeting
Monday, October 21, 2013.....	Regular Meeting
Monday, November 11, 2013.....	Regular Meeting
Monday, November 25, 2013.....	Regular Meeting
Monday, December 2, 2013.....	Regular Meeting
Monday, December 16, 2013.....	Regular Meeting

**SCHEDULED SPECIAL CITY COUNCIL MEETINGS:**

Monday, April 22, 2013.....	Special Meeting
Monday, April 29, 2013.....	Special Meeting



## CITY COUNCIL AGENDA ITEM

Date: January 11, 2013

To: The Honorable Mayor and City Council  
Department Directors

From: Brian Kischnick, City Manager

Subject: Council Presentations - A Departmental Overview  
What Kind of City Do We Want To Be?

---

In preparation for the start of 2013, I've been meeting with staff to understand the financial and operational workings of Troy city government. As I progressed through this process I thought it would be beneficial to conduct a similar process with the City Council during special study sessions. It is my intent to begin the year as a cohesive team while identifying key issues and areas of opportunity and success. We can find commonalities and build consensus as we lead up to the budget review process.

The process will include staff presenting the operational and financial highlights of their respective department. We will review staffing, operational efficiencies, revenues, pressures, needs and then most importantly we will attempt to draw some conclusions as a group. This will enable staff to plan accordingly with their budget, staffing and programming.

The goal is to work together to provide a better understanding of past and present operations and map out our future together.

I realize this is going to take additional time and meetings, so my request is to roll your sleeves up and let's make a concerted effort to plan the next year.

**Note:** January 28 "Visioning for Success" and May 13 "Economic Gardening" study sessions are not included in the resolution requesting special meeting dates. They will be study session items that will take place at the conclusion of the regular meeting.

2013

JANUARY

Troy Working Together

MON	TUE	WED	THU	FRI	SAT	SUN
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14 Regular CM	15	16	17	18	19	20
21	22	23	24	25	26	27
28 Regular CM Visioning for Success Synthesize Council/Staff Comments (Create a Top 10 List)	29	30	31	1	2	3
4	5	NOTES:				

2013

FEBRUARY

Operations & Finance

Operations/Finances

MON	TUE	WED	THU	FRI	SAT	SUN
28	29	30	31	1	2	3
4 Regular CM	5	6	7	8	9	10
11 <u>6pm</u> 1. Fund Balance 2. GF Revenue 3. Police & Fire	12	13 <u>6pm</u> 1. Public Works 2. Recreation	14	15	16	17
18 Regular CM	19	20 <u>6pm</u> 1. Library 2. Administration	21	22	23	24
25 <u>6pm</u> 1. Economic Development Services 2. Capital	26 <u>6pm</u> 1. Troy Transit Center	27	28	1	2	3
4	5	NOTES:				

2013

MARCH

Human Capital Costs

Human Capital Costs						
MON	TUE	WED	THU	FRI	SAT	SUN
25	26	27	28	1	2	3
4 Regular CM	5	6	7	8	9	10
11 6pm 1. Human Capital Costs	12	13	14	15	16	17
18 Regular CM	19	20	21	22	23	24
25	26	27	28	29	30	31
1	2	NOTES:				

2013

APRIL

Budget

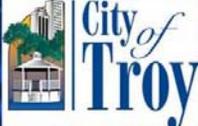
Budget						
MON	TUE	WED	THU	FRI	SAT	SUN
1	2	3	4	5	6	7
8 Regular CM	9	10	11	12	13	14
15 Regular CM Present Proposed Budget to Council	16	17	18	19	20	21
22 Budget Study Session	23	24	25	26	27	28
29 Budget Study Session	30	1	2	3	4	5
6	7	NOTES:				

Economic Gardening						
MON	TUE	WED	THU	FRI	SAT	SUN
29	30	1	2	3	4	5
6	7	8	9	10	11	12
13 Regular CM Economic Gardening	14	15	16	17	18	19
20 Regular CM	21	22	23	24	25	26
27	28	29	30	31	1	2
3	4	NOTES:				

The format for the departmental presentations will be as follows:

**Department**

- Staffing Overview - *Historical to Date*
- Revenue – *Major/Enhancements*
- Cost Reductions – *1 to 4 years*
- Operating and Capital History
- Pressures/Concerns
- Future Needs
- Conclusions/Consensus

 **2013**  
**What kind of a City do we want to be?**



Berkley • Beverly Hills • Birmingham • Clawson • Ferndale • Hazel Park • Huntington Woods • Lathrup Village • Oak Park • Pleasant Ridge • Royal Oak • Troy

December 21, 2012

Aileen Bittner  
 City Clerk  
 City of Troy  
 500 West Big Beaver Road  
 Troy, MI 48084

Subject: Appointment of Alternate

Dear Ms. Bittner:

Article VII of the Articles of Incorporation of SOCRRA provides that each municipality shall annually appoint a representative and an alternate to the Board of Trustees. This representative shall serve during the next fiscal year following his appointment and/or until his successor is appointed.

The present representative and alternate representative for the City of Troy are as follows:

Representative

Alternate

T. L. Richnak

Vacant

It is requested that the City Council, by resolution, appoint an alternate representative to represent the City of Troy on the Board of Trustees of SOCRRA.

Please forward a certified copy of this resolution to SOCRRA, 3910 W. Webster Road, Royal Oak, MI 48073-6764.

Very truly yours,

Jeffrey A. McKeen, P.E.  
 General Manager

JAM/kb



## CITY COUNCIL AGENDA ITEM

---

Date: January 10, 2013

To: Brian Kischnick, City Manager

From: William Nelson, Fire Chief  
David Roberts, Assistant Fire Chief/Fire Marshal

Subject: Delegation of Fireworks Inspections

---

The Michigan Bureau of Fire Services (BFS) is seeking departments that are interested in applying for inspection delegation for consumer fireworks sales facilities (CFRS) under Section 19 of 2011PA 256. This delegation would be effective for one year. The local fire department would be responsible for conducting inspections of the permanent and temporary CFRS locations within its jurisdiction. The certification, plan review, and citation functions will remain the responsibility of the BFS. Fire departments that elect to have delegation authorization will receive 80% of the application fee paid for the consumer fireworks certificate (\$800 for permanent facilities and \$480 for temporary facilities).

### Legal Considerations

To qualify for inspection delegation, the local fire department must enter into a written agreement with the Bureau. All inspections shall be conducted by a certified fire inspector using the promulgated Fireworks Fire Safety Rules and documented on Bureau-approved forms. In addition, the local fire department shall send its personnel to a training session in Lansing scheduled for sometime during the week of February 4, 2013. The Troy Fire Department currently has three certified inspectors.

### Recommendation

The Fire Department believes such delegation of authority for the inspection of CFRS facilities is in the best interest of the City and therefore recommends a signed resolution for this delegation authority.

Enclosed for Council's review is the delegation authority authorization form and associated agreement with the BFS.

### City Attorney's Review as to Form and Legality

---

Lori Grigg Bluhm, City Attorney

## **DELEGATION AGREEMENT**

Between

The Michigan Department of Licensing & Regulatory Affairs  
Bureau of Fire Services

And

**CITY OF TROY**

EXPIRATION

**1/14/2014**

### I. Purpose

This agreement is entered into for the purpose of delegation of Fireworks Inspections in accordance with Michigan Fireworks Safety Act, PA 256 of 2011 as amended (MCL 28.469).

### II. Local Agency Responsibilities

The City of Troy Fire Department (Agency) agrees:

- A. To abide by all terms of this agreement including all attachments (i.e. procedures).
- B. To the use of State Certified Inspectors to perform all delegated inspections.
- C. To complete all delegated inspections within the time frames as specified by the Department of Licensing & Regulatory Affairs and Bureau of Fire Services.
- D. To complete all delegated inspections using the appropriate rules promulgated in accordance with MCL 28.470.
- E. To utilize all report forms and reporting formats required by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, for all consumer fireworks retail sales delegated inspections.
- F. To follow and apply all Department of Licensing & Regulatory Affairs, Bureau of Fire Services, procedures regarding the inspection of Consumer Fireworks Retail Sales facilities.

- G. To the proper conduct and demeanor of their employee(s) while performing delegated inspections in accordance with this agreement.
- H. To attend training opportunities provided by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, necessary for the proper completion of delegated inspections.

III. Department of Licensing & Regulatory Affairs, Bureau of Fire Services (Department) Responsibilities

The Department of Licensing & Regulatory Affairs, Bureau of Fire Services agrees:

- A. To abide by the terms of this agreement including all attachments.
- B. To provide the technical assistance and supervision necessary for the proper administration of this agreement.
- C. To provide any report forms and reporting formats required by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, for the reporting of inspections performed in accordance with this agreement.
- D. To provide the Agency with copies of Department of Licensing & Regulatory Affairs, Bureau of Fire Services procedures. Manuals or other documents necessary for the implementation of this agreement shall be the responsibility of said Agency.
- E. To provide the opportunity for training for an appropriate number of employees of the Agency, as determined by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, regarding rules, laws, or procedures necessary for the completion of inspections delegated in accordance with this Agreement.
- F. To review the delegation of authority to perform inspections each year in accordance with MCL 28.455.
- G. To notify the Agency, in writing, of the intent to revoke delegated authority if the Department of Licensing & Regulatory Affairs, Bureau of Fire Services finds that the terms of the Agreement have not been kept, or if the Department intends to withdraw from the delegation program.
- H. To revoke the authority of the employee(s) to perform delegated inspections upon notification to the Agency that the request for delegation has been rescinded.

- I. To inform the State Fire Safety Board of all decisions by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, in delegating or revoking the authority delegated under MCL 28.469.

#### IV. Conflict of Interest

The Agency and the Department of Licensing & Regulatory Affairs, Bureau of Fire Services are subject to the provisions of Act No. 317, PA of 1968, as amended, being MCLA 15.321 et seq, and Act No. 196, PA of 1973, as amended, being MCLA 15.341 et seq.

#### V. Liability

- A. All liability and/or loss or damage as a result of claims, demands, costs, or judgments arising out of activities that are the responsibility of the Agency or unit of government pursuant to the terms of this Agreement shall be the responsibility of the governing body if the liability, loss, or damage is caused by, or arises out of, the actions or failure to act on the part of the unit of government or its employees either directly or indirectly, provided that nothing herein shall be construed as a waiver of an governmental immunity available to the Agency, government body or unit of government or its employees by common law, statute, or court decision.
- B. All liability to third parties, and/or loss, or damage as a result of claims, demands, costs, or judgments arising out of activities that are the responsibility of the Department pursuant to the terms of this Agreement shall be the responsibility of the Department if the liability, loss, or damage is caused by, or arises out of the action or failure to act on the part of the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, or its employees, provided that nothing herein shall be construed as a waiver of any governmental immunity available to the State, its agencies, the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, or the employees of any of them as provided by common law, statute, or court decision.
- C. In the event that liability to third parties, and/or loss, or damages arises as a result of activities which go beyond the mere fact of agreement between the Agency and the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, in fulfillment of their responsibilities under this agreement, such a liability, loss or damage shall be borne in relation to each party's responsibilities under that joint activity, provided that nothing herein shall be construed as a waiver of any governmental immunity available to the governing body, unit of government, the State and the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, or the employees of any of them, as provided by common law, statute , or court decision.

VI. Statutory Authority

Authority to perform Consumer Firework Retail Sales inspections is delegated to the certified fire inspector(s) of the Agency by the Department of Licensing & Regulatory Affairs, Bureau of Fire Services, under provision of Michigan Fireworks Safety Act, PA 256 of 2011 as amended, MCL 28.469.

\_\_\_\_\_  
City of Troy Fire Chief

\_\_\_\_\_  
Date

\_\_\_\_\_  
Director, Bureau of Fire Services

\_\_\_\_\_  
Date

Mayor Slater held a moment of silence for the victims and families affected by the tragedy in Newtown, CT. 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, December 17, 2012, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:32 PM.

### **B. ROLL CALL:**

Mayor Dane Slater  
 Jim Campbell  
 Mayor Pro Tem Wade Fleming  
 Dave Henderson  
 Maureen McGinnis  
 Doug Tietz

### **C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:**

**C-1** City of Troy Employees' Casual for a Cause Program for the Months of September and October 2012 Presented to Troy People Concerned

**C-2** Troy Garden Club and Telly's Greenhouse for Beautification at the Troy Public Library and Troy Historical Village

**C-3** Troy Public Library 2013-2015 Strategic Plan/Presentation

### **D. CARRYOVER ITEMS:**

**D-1** No Carryover Items

### **E. PUBLIC HEARINGS:**

**E-1** No Public Hearings

### **F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:**

Ross, Michael	O-7 – Spoke about the lawsuit results and requests contracting legal services.
Kajma, Linda	I-04 – Spoke about conflict of interest with the Council Member Appointment.
Kulesz, John	I-04 – Spoke about conflict of interest with the Council Member Appointment.
Schepke, Gordon	O-7 – Spoke about lack of confidence in City Attorney/City staff and requests cost for holding a Special election.

**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 – Downtown Development Authority; b) City Council Appointments – None

a) **Mayoral Appointments – Downtown Development Authority**

City Council took **NO ACTION** on this Item.

b) **City Council Appointments - None**

**I-2** Board and Committee Nominations: a) Mayoral Nominations – Planning Commission; b) City Council Nominations – Employee Retirement System Board of Trustees/Retiree Health Care Benefits Plan & Trust

a) **Mayoral Nominations:**

Resolution #2012-12-217

Moved by Slater

Seconded by Fleming

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:

**Planning Commission**

Appointed by Mayor

9 Regular Members

3 Year Term

**Nominations to the Planning Commission:**

**Term Expires: 12/31/2015**

**Michael Hutson**

Term currently held by: **Michael Hutson**

**Term Expires: 12/31/2015**

**Philip Sanzica**

Term currently held by: **Philip Sanzica**

**Term Expires: 12/31/2015**

**John Tagle**

Term currently held by: **John Tagle**

Yes: All-6  
No: None

**MOTION CARRIED**

**b) City Council Nominations**

Resolution #2012-12-218  
Moved by Fleming  
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:

**Employee Retirement System Board of Trustees / Retiree Health Care Benefits Plan & Trust**

Appointed by Council  
7 Regular Members and 2 Ordinance Members  
3 Year Term

**Nominations to the Employee Retirement System Board of Trustees/Retiree Health Care Benefits Plan & Trust:**

**Term Expires: 12/31/2015**

**Mark Calice**

---

**Term currently held by: Mark Calice**

Yes: All-6  
No: None

**MOTION CARRIED**

---

**I-3 Closed Session Requested**

Resolution 2012-12-219  
Moved by McGinnis  
Seconded by Campbell

BE IT RESOLVED, That the Troy City Council **SHALL MEET** in a Closed Session as permitted by MCL 15.268(e) – *Secretary of State Ruth Johnson v. Aileen Bittner et. al.*

Yes: All-6  
No: None

**MOTION CARRIED**

---

**I-4 Appointment of City Council Member**

**a) City Council Interviews of Candidates**

- Richard Beaubien
- Bert Copple
- Carmen Johnson
- Kessie Kaltsounis
- Edward Pennington

The Meeting **RECESSED** at 9:28 PM.

The Meeting **RECONVENED** at 9:40 PM.

**b) Appointment of City Council Member**

Resolution #2012-12-220

Moved by Fleming

Seconded by Henderson

RESOLVED, That Troy City Council hereby **APPOINTS** Edward Pennington for the vacant City Council Member position with the term expiring November 11, 2013.

Yes: All-6

No: None

**MOTION CARRIED**

---

**I-5 Oakland County Bid – Installment Purchase of Golf Cars**

Resolution #2012-12-221

Moved by McGinnis

Seconded by Campbell

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase (150) Model 2013 Precedent 12 Electric IQ Club Golf Cars and two gas Turf I vehicles less (149) trade-ins under a lease-to-own agreement from Midwest Golf & Turf, Novi, MI, third party lending source, with pricing in accordance with the Oakland County bid at an estimated total cost of \$538,260.00 under a 55-month lease term payable May-October 2013-2017 at an estimated \$17,942/month with a \$1/car purchase price at lease end.

BE IT FURTHER RESOLVED, That the agreement is **CONTINGENT** upon execution of all contract documents once in acceptable form.

Yes: All-6

No: None

**MOTION CARRIED**

---

**J. CONSENT AGENDA:**

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

Resolution #2012-12-222  
Moved by McGinnis  
Seconded by Campbell

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

Yes: All-6  
No: None

**MOTION CARRIED**

---

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

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**J-2 Approval of City Council Minutes**

Resolution #2012-12-222-J-2

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

- a) Regular City Council Meeting – December 3, 2012
- 

**J-3 No Proposed City of Troy Proclamations:**

---

**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 1: Award to Low Bidder – Bus Transportation Services - Recreation**

Resolution #2012-12-222-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide three (3) year requirements of complete bus transportation services for the City of Troy Recreation Department Summer and Winter Programs with an option to renew for two additional years to the low total bidder, First Student, of Naperville, IL, for an estimated annual cost of \$21,800.00, at unit prices contained in the bid tabulation opened November 28, 2012, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with 2% annual rate increases allowed to cover expenses and the contract will expire December 31, 2015.

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

---

**J-5 Request for Acceptance of Warranty Deed, Quit Claim Deed and Permanent Easements for Tuscany Estates Site Condominium – Sidwell #88-20-24-226-109 & 111**

Resolution #2012-12-222-J-5

RESOLVED, That City Council hereby **ACCEPTS** a warranty deed for right-of-way and seven permanent easements for rear yard drainage, public utilities, clear vision and non-access landscape, non-access greenbelt and landscape, sanitary sewer, storm sewer and surface drainage, and grading from Heatherwood Homes, Inc., owner of the properties having Sidwell #88-20-24-226-109 & 111; and

BE IT FURTHER RESOLVED, That City Council hereby **ACCEPTS** a quit claim deed for right-of-way and seven permanent easements for rear yard drainage, public utilities, clear vision and non-access landscape, non-access greenbelt and landscape, sanitary sewer, storm sewer and surface drainage, and grading from Mondrian Properties Tuscany Estates, LLC, equity interest holders; and

BE IT FINALLY RESOLVED, That the City Clerk is hereby **DIRECTED** to record the warranty deed, quit claim deed and easements with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**J-6 Request to Abandon an Existing Detention Basin and Accept a Warranty Deed and Quit Claim Deed for Tuscany Estates Site Condominiums – Sidwell #88-20-24-226-110**

Resolution #2012-12-222-J-6

WHEREAS, The City of Troy has received a request from the developers of Tuscany Estates Site Condominiums to redesign and reconfigure an existing detention basin identified with Sidwell #88-20-24-226-110, that will serve both Beaver Creek Subdivision and the new site condominiums; and

WHEREAS, The detention basin was previously granted to the City of Troy by Heatherwood Homes, Inc., as recorded in Liber 35251 Page 679;

THEREFORE, BE IT RESOLVED, That City Council **AUTHORIZES** the Mayor and City Clerk to **EXECUTE** a Quit Claim deed conveying the interest in the detention basin parcel having Sidwell #88-20-24-226-110 back to Heatherwood Homes, Inc.

BE IT FURTHER RESOLVED, That City Council **ACCEPTS** a Warranty Deed from Heatherwood Homes, Inc. for the new detention basin and a Quit Claim Deed from Mondrian Properties Tuscany Estates, LLC, as the developer and land contract vendee in the properties to be developed as the new Tuscany Estates Site Condominiums proper; and

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

**J-7 Sole Source – Purchase Freeance Mobile Application (app) Software**

Resolution #2012-12-222-J-7

WHEREAS, In 2010 the City implemented Azteca Cityworks Asset Management and Customer Service Request software to better manage and update City infrastructure assets and process services requests from residents and businesses; and

WHEREAS, To further streamline Cityworks processes, it would be beneficial for field staff to create and receive work orders and service requests while in the field; and

WHEREAS, TDC Group, Inc. of Dayton, Ohio, has partnered with Azteca to develop a Cityworks specific Smartphone application for use in the field; and

WHEREAS, The deployment of Smartphone technology in December 2011 to field staff has not only reduced hardware costs, but enhanced efficiencies by utilizing the features and applications (apps) on these devices, and now could be used to access work orders and service requests that reside in Cityworks while in the field;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** and **AUTHORIZES** the installation and purchase of Freeance Mobile Application software, Forms Pro and ongoing annual maintenance from the sole source provider of the proprietary software, TDC, Group, Inc. of Dayton, Ohio, as detailed in Attachment A, Costs; a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with annual adjustments allowed for ongoing maintenance in accordance with the Consumer Price Index (CPI) for the Detroit / Ann Arbor Area.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the purchase of additional user licenses estimated at \$500.00 each, plus annual maintenance costs subject to change each year, in accordance with the CPI for the Detroit / Ann Arbor Area.

BE IT FINALLY RESOLVED, The contract is **CONTINGENT** upon the contractor's submission of properly executed contract documents including all insurance certificates.

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**J-8 Scheduled Contract Reopener with Detroit Water and Sewerage Department (Year 5)**

Resolution #2012-12-222-J-8

WHEREAS, In 2008 the City of Troy and the Detroit Water and Sewerage Department (DWSD) entered into a 30 year contract to provide water to the City of Troy which included a contract reopener in the 5<sup>th</sup> year to adjust factors used to develop annual water rates and allow opportunity for minor clarifications of contract language; and

WHEREAS, These adjustment factors include pressures, peak hour, max day and annual volumes in which the City of Troy has been able to control successfully through shifting peak hour usage into the exclusionary period of 11PM to 5 AM; and

WHEREAS, The City of Troy continues to educate and invest in community capital improvement projects as required in this contract;

NOW, THEREFORE, BE IT RESOLVED, That the attached amendment to the 30 year contract to provide wholesale water between the City of Troy and the Detroit Water and Sewerage Department is hereby **APPROVED**, as recommended by City Administration, 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:**

Anesi, Jen	Announced that she is leaving Patch and thanked City Council and City staff for being open and forthcoming with information and thanked readers for their support.
Cherasaro, Nicholas	Spoke about the results of the Special Elections Lawsuits, lack of confidence in the City Attorney and the recall group.
Kajma, Linda	Spoke in support City staff and City Charter and about the City Council Member candidates.
Brady, Pam	Spoke about recycling programs and sustainability of natural resources.
Peters, Richard	Spoke about State Attorney General, recycling and other various topics.
Savage, James	Spoke in support of former Mayor Daniels and also about the recall group.

#### **M. COUNCIL REFERRALS:**

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

**M-1 No Council Referrals**

#### **N. COUNCIL COMMENTS:**

**N-1 No Council Comments Advanced**

Mayor Slater requested that City Council hold a meeting with the Troy School Board in light of the recent events in Newtown, CT. Council Member Fleming recommended preparing an agenda and topics for discussion before scheduling the meeting.

Council Member McGinnis requested Cindy Stewart give a brief overview of the new City of Troy website. Cindy Stewart presented the new website.

Council Member Campbell requested information on the cost of outside legal counsel incurred with the lawsuits with the Secretary of State. City Attorney Lori Bluhm reported that no outside money was spent on attorneys. Assisting counsel donated their legal services to represent the Election Commission members.

Mayor Slater requested that Chief Mayer give a brief explanation of security measures in place taking into account the recent tragic events in Newtown, CT. Chief Mayer provided a brief explanation of security measures implemented.

Mayor Slater spoke about an email received regarding a water bill. The City Manager will work with City staff to perhaps implement a policy.

## O. REPORTS:

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### O-1 Minutes – Boards and Committees:

- a) Animal Control Appeal Board-Final-September 26, 2012
- b) Building Code Board of Appeals-Final-November 7, 2012
- c) Planning Commission Special/Study-Final-November 27, 2012

Noted and Filed

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### O-2 Department Reports:

- a) Troy Public Library 2013-2015 Strategic Plan/Presentation

Noted and Filed

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### O-3 Letters of Appreciation: None Submitted

Noted and Filed

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

Noted and Filed

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### O-5 Robert Davis v City of Troy et al

Noted and Filed

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### O-6 Michigan Association of Home Builders et al v City of Troy

Noted and Filed

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### O-7 Special Elections Lawsuits

Noted and Filed

## P. STUDY ITEMS:

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### P-1 No Study Items

The Meeting **RECESSED** at 10:21 PM.

The Meeting **RECONVENED** at 10:26 PM.

**Q. CLOSED SESSION:**

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**Q-1** Closed Session

**R. ADJOURNMENT:**

The Meeting **ADJOURNED** at 10:48 PM.

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Mayor Dane Slater

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M. Aileen Bittner, CMC  
City Clerk



## CITY COUNCIL AGENDA ITEM

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December 28, 2012

To: Brian Kischnick, City Manager

From: Susan A. Leirstein, Purchasing Director  
Timothy L. Richnak, Public Works Director

Subject: Standard Purchasing Resolution 4: Oakland County Cooperative Purchasing Agreement – Neptune Water Meters & Parts

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### Background

In October of 2009, Oakland County entered into a cooperative contract with Rio Supply/Michigan Meter Technology Group Inc to provide Neptune meter reading equipment, water meters and water meter replacement parts. In July 2012, the contract was amended for pricing and extended to September 30, 2014.

The City currently uses all Neptune water meters in the water distribution system. It has been determined that Neptune water meters outperform the competition in measuring flow rates, and by standardizing to one brand of water meters we are able to simplify employee training on parts and repairs, and to reduce inventories for replacement parts.

### Recommendation

City management requests authorization to purchase new Neptune meters and meter replacement parts as needed through the Oakland County Cooperative Purchasing Program from Rio Supply/Michigan Meter Technology Group Inc, the sole distributor of Neptune water meters in Michigan at amended prices as listed in Attachment A to expire September 30, 2014.

### Fund Availability

Funds are available in the Operating Budgets of the Water Division.



L. BROOKS PATTERSON - OAKLAND COUNTY EXECUTIVE  
**OAKLAND COUNTY**  
**PURCHASING DIVISION**

Water Resources Commissioner

JED

**AMENDMENT / CHANGE ORDER  
 OF CONTRACT 002656**

**AMENDMENT 05**

**AMENDMENT DATE: July 20, 2012**

This AMENDMENT / CHANGE ORDER OF CONTRACT (hereafter this "Amendment") is made and entered into by and between the Contractor named and identified below, (hereafter "Contractor") and the COUNTY OF OAKLAND (hereafter "County") whose address is 2100 Pontiac Lake Rd, Waterford, MI 48328.

CONTRACTOR	ADDRESS
RIO SUPPLY MICHIGAN METER INC Vendor: 14058	790 E WHITCOMB MADISON HEIGHTS, MI 48071

The County and Contractor agree and acknowledge that the purpose of this Amendment is to modify as provided herein and otherwise continue the present contractual relationship between the Parties as described in their current contract with the same contract number as above.

In consideration of the extension of the mutual promises, representations, assurances, agreements, and provisions in the Contract and this Amendment, the adequacy of which is hereby acknowledged by the Parties, the County and Contractor hereby agree to amend the current Contract as follows:

- 1.0 The County and Contractor agree that any and all defined words or phrases in the current Contract between the parties will apply equally to and throughout the amendment.
- 2.0 The Parties agree that any and all other terms and conditions set forth in the current Contract between the Parties shall remain in full force and effect and shall not be modified, excepted, diminished, or otherwise changed or altered by this Amendment except as otherwise expressly provided for in this Amendment.
- 3.0 Description of Change:
  - Extend contract expiration date from 9/30/2012 to 9/30/2014.



L. BROOKS PATTERSON - OAKLAND COUNTY EXECUTIVE  
**OAKLAND COUNTY  
PURCHASING DIVISION**

For and in consideration of the mutual assurances, promises, acknowledgments, warrants, representations, and agreements set forth in the Contract and this Amendment, and for other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the undersigned hereby execute this Amendment on behalf of the County, and Contractor and by doing so legally obligate and bind the County and Contractor to the terms and conditions of the Contract and this Amendment.

**FOR THE COUNTY OF OAKLAND:**

BY: Scott M. Guzy  
Oakland County Purchasing Division  
Jack Sato Smith - Manager  
or  
Scott Guzy - Chief

DATE: 08-01-2012

**FOR THE CONTRACTOR:**

By: [Signature]  
RIO SUPPLY MICHIGAN METER INC

GLEN MICHEL - OWNER  
Print Name and Title

glen.michel@gmail.com  
Email Address

DATE: 7-27-12

CLA



Michigan Meter Technology Group, Inc.  
799 East Whitcomb Ave • Madison Heights, Michigan 48071  
Phone: 248•585•3700 Fax: 248•585•3730

Oakland County  
Executive Office Building 41 West  
2100 Pontiac Lake Road  
Lower Level  
Waterford, MI 48328-0462

To Whom It May Concern:

It has been brought to our attention that contract # 2656 is up for renewal. As the Sole Source provider to the items listed on this contract, more specifically items # 1-96 in Exhibit E, we must at this time request a 5% price increase.

Please see the attached letter from our supplier, Neptune Technology Group Inc., which further explains why price increases for WRC are necessary at this time.

After over 4 years of holding prices as originally bid, especially in these hard economic times, we feel this increase is not unreasonable. With increased labor costs, additional insured at the request of WRC, fuel cost and the cost of maintaining this contract have exceeded the requested 5%.

Furthermore, I would like to make reference to page 27 of Exhibit E. Item # 1 specifically states, "For all items included in this contract, price increased for years 4 and 5 (if the contract is extended) shall not exceed 5%". As our increase does not exceed this percentage, we feel we are within our contractual bounds to request this increase.

We at Michigan Meter Technology Group Inc. have enjoyed the previous 4 years working with Oakland County and would greatly appreciate the opportunity to continue this relationship into the future.

Enclosed please find the Sole Source letter and the table of increased schedule pricing.

Cordially,

Glen Michel  
Owner / Vice-President

August 27, 2012

Jody Caldwell  
Chief Engineer  
Water Resources Commissioner's Office  
One Public Works Drive,  
Waterford, MI 48328

RE: **Oakland County Meter Contract**

Dear Jody;

Neptune strives to be viewed as the "most valued partner" in assisting the Utility industry to more effectively serve their customers. Our success is achieved by understanding and meeting your requirements.

We have continued to demonstrate this commitment in various ways including:

- Conversion in 2001 to no-lead bronze meter bodies, a full decade ahead of Federal regulations designed to protect the our water systems from lead contamination.
- Introduction of the R900 radio frequency system which enables the cost effective migration from mobile to fixed network meter reading at a pace that suits Oakland County. The R900 radios that Oakland County continues to install are already compatible with fixed network meter reading.
- Continued support of our products and systems through our partnership with Michigan Meter and through direct contact with Neptune.



The primary components of Neptune's product cost are driven by 4 major indexes:

- Bronze castings – up 21.2% since Oct 2007 or 4.0% per year
- Electronics – up 9.3% since Oct 2007 or 1.9% per year
- Plastics – up 15.2% since Oct 2007 or 3.0% per year
- Labor – up 9.1% since Q3 2007 or 1.8% per year

Please refer to the graphs below showing the relevant Producer Price Indexes and Employment Cost Index as published by the Bureau of Labor Statistics.

In order for Neptune to continue to provide the highest levels of quality and service in the water utility industry, it is necessary to increase our meter and R900 prices that were established in 2007.

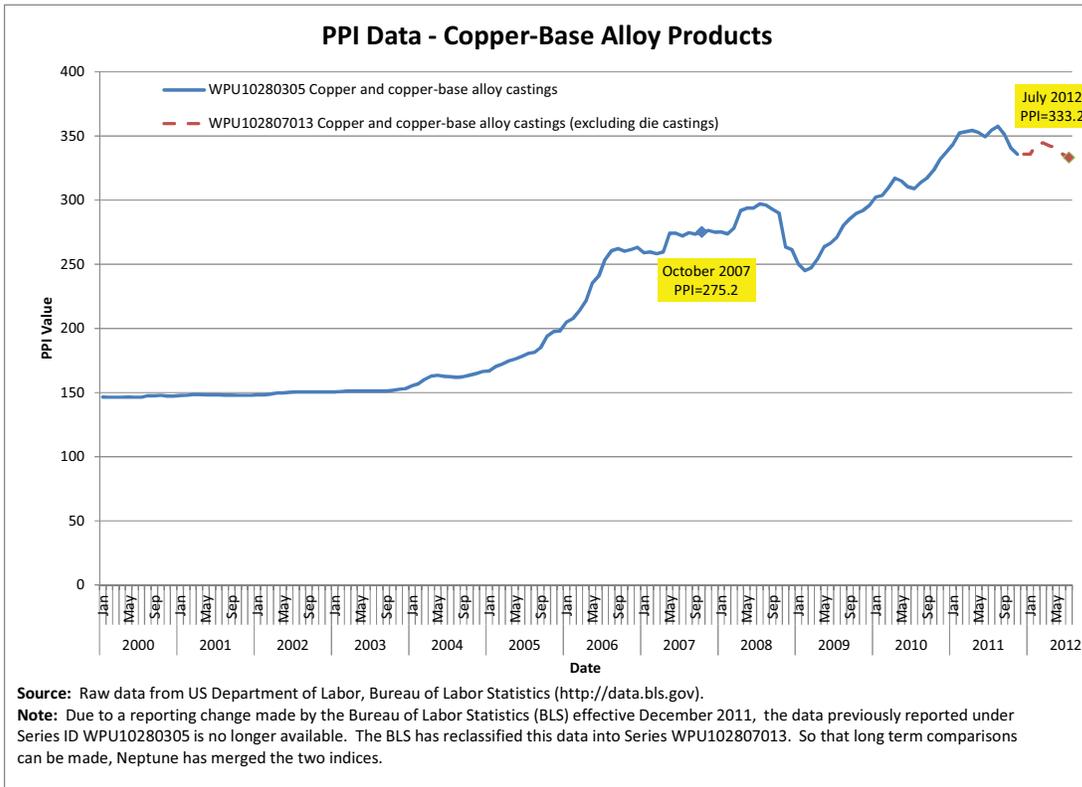
The new pricing will remain firm for 24 months commencing October 2012 in accordance with extension of the contract.

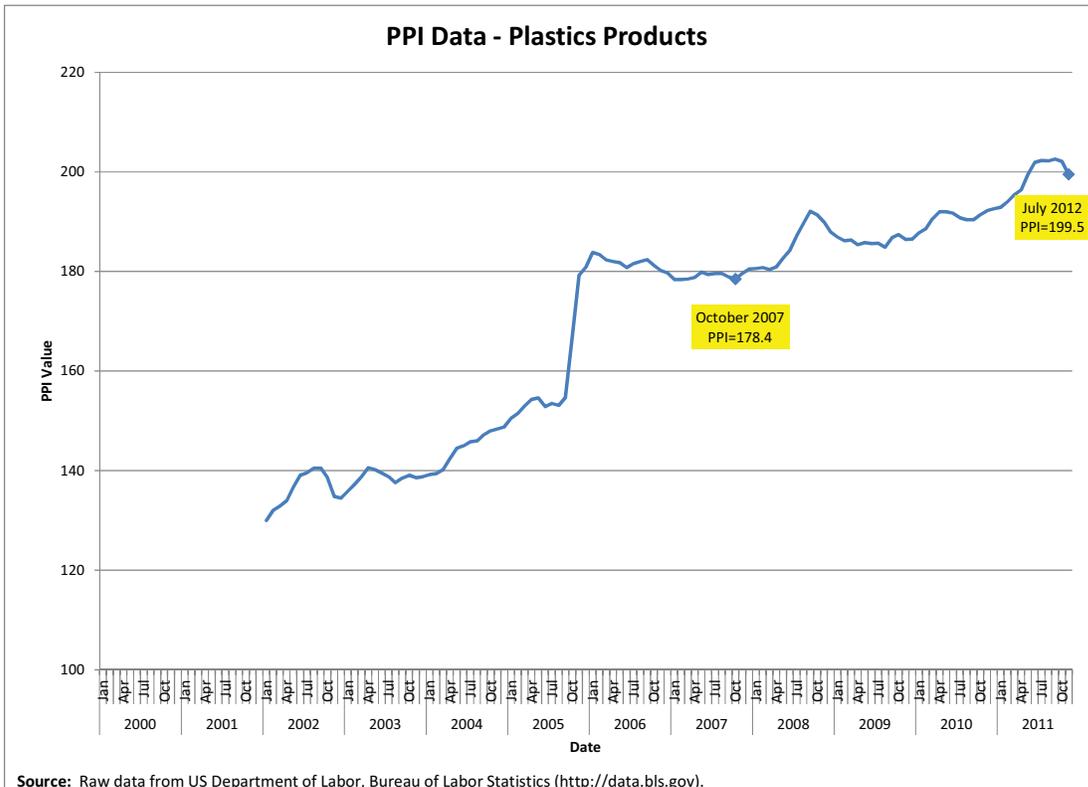
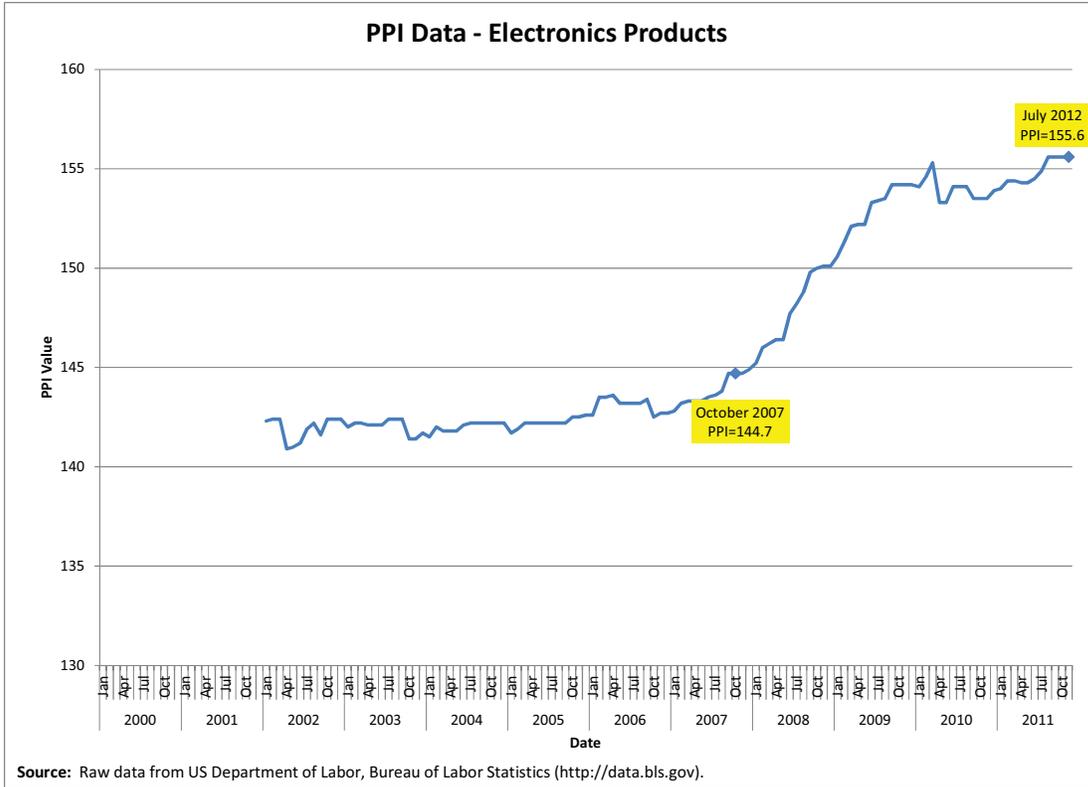
Neptune is committed to providing Oakland County with quality products and the highest level of customer service. We appreciate Oakland County's continued support and look

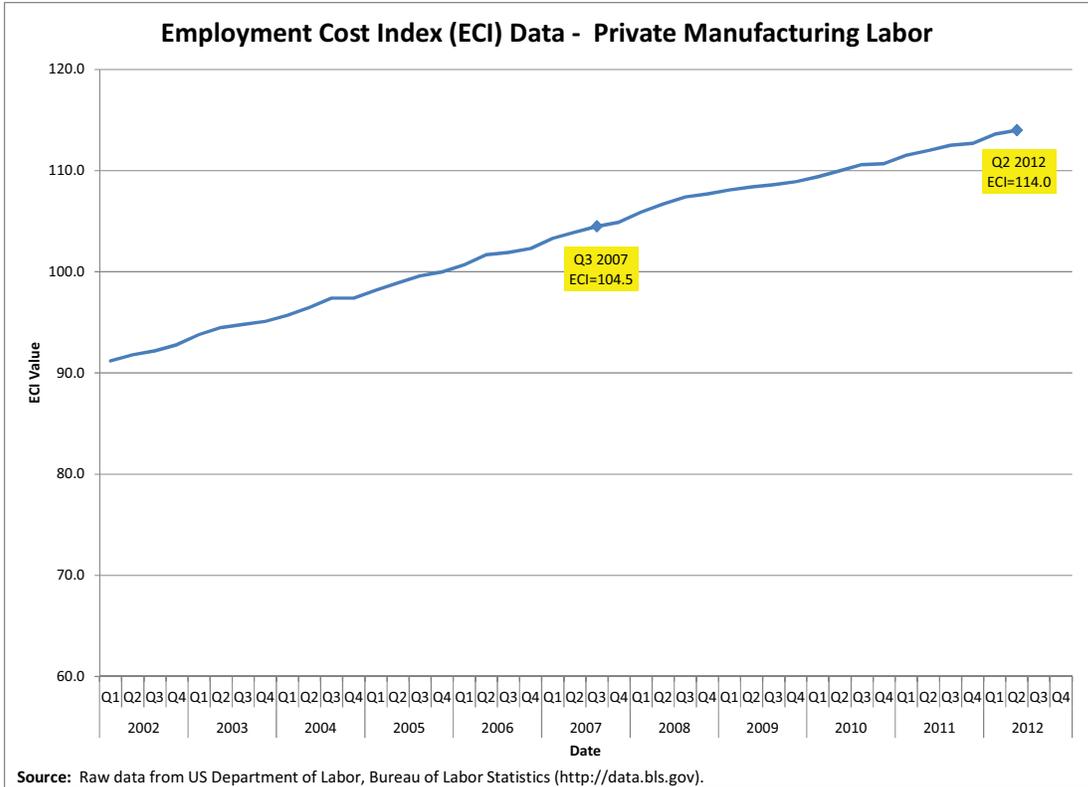
forward to working together in the future to maintain the leadership positions that our respective organizations have earned in the water utility industry.

Sincerely,

Jim Yearsin  
Territory Manager  
Neptune Technology Group Inc.







Line	Description	Base Price	Amended Price
1	Neptune R900 Wall Meter Interface Unit (Bulk) Quantity 1-999	\$ 78.00	\$ 81.90
2	Neptune R900 Wall Meter Interface Unit (Bulk), Qty: 1000-4999. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 74.00	\$ 77.70
3	Neptune R900 Wall Meter Interface Unit (Bulk): Qty 5000 - 9999. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 70.00	\$ 73.50
4	Neptune R900 Wall Meter Interface Unit (bulk): Qty 10,000-19,999. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 66.00	\$ 69.30
5	Neptune R900 Wall Meter Interface Unit (Bulk): Qty 20,000-29,999. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 64.00	\$ 67.20
6	Neptune R900 Wall Meter Interface Unit (bulk): Qty 30,000-39,000. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 62.00	\$ 65.10
7	Neptune R900 Wall Meter Interface Unit (Bulk): Qty 40,000 +. NOTE: To receive this price per unit, COUNTY to schedule delivery for required quantities. Mutual consent needed to extend pricing for 3 yr period.	\$ 60.00	\$ 63.00
8	Neptune R900 Installation Only - Sequential Order	\$ 12.00	\$ 12.60
9	Neptune R900 Installation Only - Non Sequential Order	\$ 16.00	\$ 16.80
10	Neptune R900 Installation with New Wire. NOTE: Requires entrance into building via door knock, appointment, or other communication with building owner. To be performed by CONTRACTOR.	\$ 40.00	\$ 42.00
11	Neptune R900 Installation and Register Change Out. NOTE: Requires entrance into building via door knock, appointment, or other communication with building owner. To be performed by CONTRACTOR.	\$ 45.00	\$ 47.25
12	Complete Meter Change Out (includes mounting hardware, seals and gaskets). NOTE: Requires entrance into building via door knock, appointment, or other communication with building owner. To be performed by CONTRACTOR.	\$ 47.00	\$ 49.35
13	Neptune R900 Pit Meter Interface Unit w/6' of wire	\$ 81.00	\$ 85.05
14	Cable (from meter to meter Interface Unit) per 1'	\$ 0.10	\$ 0.11
15	Neptune CE5320X Handheld Computer with HR2650i Receiver compatible with Ramar Hand Trackit	\$ 3,900.00	\$ 4,095.00
16	Neptune CE5320X Handheld Computer complete with cradle, power adapter and HR2650i Radio Receiver Annual Maintenance fee Annual Maintenance fee	\$ 993.00	\$ 1,042.65
17	CE5320X / Hand Track-it Lemo Cable	\$ 100.00	\$ 105.00
18	Advantage II, Probe/ARBv - Complete	\$ 945.00	\$ 992.25
19	Advantage II, Probe/ARBv - Complete Annual Maintenance Fee	\$ 150.00	\$ 157.50
20	MRX920 Mobile Data Collector Complete with Ramar Fast Trackit Compatibility	\$ 26,400.00	N/A
21	MRX920 Mobile Data Collector Complete with Ramar Fast Trackit Compatibility - Annual Maintenance Fee	\$ 4,000.00	N/A
22	Neptune Equinox MR with RAMAR Option	\$ 3,400.00	\$ 3,570.00
23	Neptune Equinox MR with RAMAR Option - Annual Maintenance Fee	\$ 750.00	\$ 787.50

Line	Description	Base Price	Amended Price
24	Custom Report Generator	\$ 1,041.67	\$ 1,093.75
25	Additional seats for Client / Server Applications	\$ 250.00	\$ 262.50
26	Factory On-Site Training and Implementation (two days)	\$ 3,800.00	\$ 3,990.00
27	Ethernet Cradle and Power Adapter	\$ 470.00	\$ 493.50
28	Wedge Scanner. Factory on-site training and implementation is only required if the client/server application is implemented. Local training provided by the CONTRACTOR and the MANUFACTURER territory Mgr at no cost	\$ 250.00	\$ 262.50
29	Neptune Water Parts List-Effective March 2008-see edit comments	\$ 1.00	N/A
30	Box Neptune Receptacle ARB# 10228-000	\$ 6.00	\$ 6.30
31	Register T-10 Pro Read 3BD CF, Size 5/8", 3/4", 1", 1 1/2", 2"	\$ 64.29	\$ 67.50
32	Register T-10 Pro Read PIT 3BD CF, Size 5/8", 3/4", 1", 1 1/2", 2"	\$ 78.57	\$ 82.50
33	WRC 5/8" Meter Buy Back (per meter)	\$ 2.00	\$ 2.50
34	WRC 1" Meter Buy Back (per meter)	\$ 3.00	\$ 4.00
35	WRC 1 1/2" Meter Buy Back (per meter)	\$ 8.00	\$ 12.00
36	WRC 2" Meter Buy Back (per meter)	\$ 10.00	\$ 16.00
37	5/8" by 3/4": Disc Meter ED2B12R6F7 Auto/Detect	\$ 78.89	\$ 82.83
38	5/8" by 3/4": Disc Meter ED2B12R6F7 Ecoder	\$ 90.66	\$ 95.19
39	5/8" by 3/4": Disc Meter ED2B12R6F7 Ecoder I D/L	\$ 129.41	\$ 135.88
40	3/4" by 1" Disc Meter ED2E12R6F7 Auto/Detect	\$ 109.00	\$ 114.45
41	3/4" by 1" Disc Meter ED2E12R6F7 Ecoder	\$ 114.12	\$ 119.83
42	3/4" by 1" Disc Meter ED2E12R6F7 Ecoder I D/L	\$ 182.36	\$ 191.48
43	3/4" by 3/4" Disc Meter ED2C12R6F7 Auto/Detect	\$ 109.00	\$ 114.45
44	3/4" by 3/4" Disc Meter ED2C12R6F7 Ecoder	\$ 114.12	\$ 119.83
45	3/4" by 3/4" Disc Meter ED2C12R6F7 Ecoder I D/L	\$ 182.36	\$ 191.48
46	1" Disc Meter ED2F12R6F7 Auto/Detect	\$ 146.50	\$ 153.83
47	1" Disc Meter ED2F12R6F7 Ecoder	\$ 158.27	\$ 166.18
48	1" Disc Meter ED2F12R6F7 Ecoder I D/L	\$ 223.53	\$ 234.71
49	1-1/2" Disc Meter Oval Flange ED2H11R6F7 Auto/Detect	\$ 316.00	\$ 331.80
50	1-1/2" Disc Meter Oval Flange ED2H11R6F7 Ecoder	\$ 327.77	\$ 344.16
51	1-1/2" Disc Meter Oval Flange ED2H11R6F7 Ecoder I D/L	\$ 394.12	\$ 413.83
52	2" Disc Meter Oval Flange ED2J11R6F7 Auto/Detect	\$ 425.00	\$ 446.25
53	2" Disc Meter Oval Flange ED2J11R6F7 Ecoder	\$ 436.77	\$ 458.61
54	2" Disc Meter Oval Flange ED2J11R6F7 Ecoder I D/L	\$ 500.65	\$ 525.68
55	2" Truflo Compound EC2AR6F7 Auto/Detect	\$ 1,333.00	\$ 1,399.65
56	2" Truflo Compound EC2AR6F7 Ecoder	\$ 1,356.53	\$ 1,424.36
57	2" Truflo Compound EC2AR6F7 Ecoder I D/L	\$ 1,482.36	\$ 1,556.48
58	3" Truflo Compound EC3BR6F7 Auto/Detect	\$ 1,670.00	\$ 1,753.50
59	3" Truflo Compound EC3BR6F7 Ecoder	\$ 1,693.53	\$ 1,778.21
60	3" Truflo Compound EC3BR6F7 Ecoder I D/L	\$ 1,811.77	\$ 1,902.36
61	4" Truflo Compound EC3CR6F7 Auto/Detect	\$ 2,413.00	\$ 2,533.65
62	4" Truflo Compound EC3CR6F7 Ecoder	\$ 2,436.53	\$ 2,558.36

Line	Description			Base Price	Amended Price
63	4" Truflo Compound	EC3CR6F7	Ecoder I D/L	\$ 2,588.24	\$ 2,717.65
64	6" Truflo Compound	EC3DR6F7	Auto/Detect	\$ 3,092.90	\$ 3,247.55
65	6" Truflo Compound	EC3DR6F7	Ecoder	\$ 3,115.53	\$ 3,271.31
66	6" Truflo Compound	EC3DR6F7	Ecoder I D/L	\$ 3,294.12	\$ 3,458.83
67	4" HP Protectus F/S	EP7C1R6F7	Auto/Detect	\$ 4,911.57	N/A
68	4" HP Protectus F/S	EP7C1R6F7	Ecoder	\$ 4,935.10	N/A
69	4" HP Protectus F/S	EP7C1R6F7	Ecoder I D/L	\$ 5,117.65	N/A
70	6" HP Protectus F/S	EP7D1R6F7	Auto/Detect	\$ 6,857.57	N/A
71	6" HP Protectus F/S	EP7D1R6F7	Ecoder	\$ 6,596.10	N/A
72	6" HP Protectus F/S	EP7D1R6F7	Ecoder I D/L	\$ 6,705.89	N/A
73	8" HP Protectus F/S	EP7E1R6F7	Auto/Detect	\$ 9,028.37	N/A
74	8" HP Protectus F/S	EP7E1R6F7	Ecoder	\$ 9,051.90	N/A
75	8" HP Protectus F/S	EP7E1R6F7	Ecoder I D/L	\$ 9,176.48	N/A
76	4" F/S Turbine	ET5C1R6F7	Auto/Detect	\$ 2,753.90	\$ 2,891.60
77	4" F/S Turbine	ET5C1R6F7	Ecoder	\$ 2,765.68	\$ 2,903.96
78	4" F/S Turbine	ET5C1R6F7	Ecoder I D/L	\$ 2,847.06	\$ 2,989.41
79	6" F/S Turbine	ET5D1R6F7	Auto/Detect	\$ 3,758.27	\$ 3,946.18
80	6" F/S Turbine	ET5D1R6F7	Ecoder	\$ 3,771.22	\$ 3,959.78
81	6" F/S Turbine	ET5D1R6F7	Ecoder I D/L	\$ 3,835.59	\$ 4,027.37
82	2" HPTurbine	ET4AR6F7	Auto/Detect	\$ 541.00	\$ 568.05
83	2" HPTurbine	ET4AR6F7	Ecoder	\$ 552.77	\$ 580.41
84	2" HPTurbine	ET4AR6F7	Ecoder I D/L	\$ 623.53	\$ 654.71
85	3" HPTurbine	ET4BR6F7	Auto/Detect	\$ 661.00	\$ 694.05
86	3" HPTurbine	ET4BR6F7	Ecoder	\$ 649.52	\$ 682.00
87	3" HPTurbine	ET4BR6F7	Ecoder I D/L	\$ 735.65	\$ 772.43
88	4" HPTurbine	ET4CR6F7	Auto/Detect	\$ 1,115.00	\$ 1,170.75
89	4" HPTurbine	ET4CR6F7	Ecoder	\$ 1,126.77	\$ 1,183.11
90	4" HPTurbine	ET4CR6F7	Ecoder I D/L	\$ 1,175.30	\$ 1,234.07
91	6" HPTurbine	ET4DR6F7	Auto/Detect	\$ 2,040.00	\$ 2,142.00
92	6" HPTurbine	ET4DR6F7	Ecoder	\$ 2,051.76	\$ 2,154.35
93	6" HPTurbine	ET4DR6F7	Ecoder I D/L	\$ 2,117.65	\$ 2,223.53
94	8" HPTurbine	ET4ER6F7	Auto/Detect	\$ 2,692.00	\$ 2,826.60
95	8" HPTurbine	ET4ER6F7	Ecoder	\$ 2,703.53	\$ 2,838.71
96	8" HPTurbine	ET4ER6F7	Ecoder I D/L	\$ 2,764.48	\$ 2,902.70
97	3" Strainer Kit			\$ 10.00	\$ 10.00
98	4" Strainer Kit			\$ 15.00	\$ 15.00
99	6" Strainer Kit			\$ 29.00	\$ 29.00
100	8" Strainer Kit			\$ 39.00	\$ 39.00
101	3" Bronze Flange Kit			\$ 190.00	\$ 190.00
102	4" Bronze Flange Kit			\$ 270.00	\$ 270.00
103	6" Bronze Flange Kit			\$ 480.00	\$ 480.00

Line	Description	Base Price	Amended Price
104	3" Gasket Only	\$ 3.00	\$ 3.00
105	4" Gasket Only	\$ 4.00	\$ 4.00
106	6" Gasket Only	\$ 6.00	\$ 6.00
107	8" Gasket Only	\$ 8.00	\$ 8.00
108	3/4" Brass Corp Plug (CSP-3-A)	\$ 7.28	\$ 7.28
109	1" Brass Corp Plug (CSP-4-A)	\$ 7.31	\$ 7.31
110	1" Comp Curb Stop (B44-444)	\$ 68.00	\$ 68.00
111	1" Comp Coupling (C44-444)	\$ 14.00	\$ 14.00
112	1" X 3/4" AWWA Bushing (BBAA-43)	\$ 8.45	\$ 8.45
113	2" X 1.5 AWWA Bushing (BBAA-76)	\$ 25.50	\$ 25.50
114	2" X 1" AWWA Bushing (BBAA-74)	\$ 34.50	\$ 34.50
115	8" Tee Handle Curb Key	\$ 93.00	\$ 97.65
116	36" Super Hayes Fork Wrench	\$ 47.00	\$ 49.35
117	7/8" X 5' Auger	\$ 68.00	\$ 71.40
118	3' Super Pentagon Wrench	\$ 44.00	\$ 46.20
119	6' Tee Handle Gate Key	\$ 80.00	\$ 84.00
120	8' Tee Handle Gate Key	\$ 95.00	\$ 99.75
121	36" Manhole Hooks	\$ 29.00	\$ 29.00
122	R-900 Gateway J.R Mobile Data Collector Complete	N/A	\$ 9,000.00
123	Mobile Data Collector Complete Annual Maintenance Fee	N/A	\$ 1,093.00
124	New Neptune Water Parts Price List (form U676-16 April 2011)	N/A	1.00
125	4" HP Protectus F/S Stainless Steel EP7C1R6F7 Auto/Detect	N/A	\$ 7,155.75
126	4" HP Protectus F/S Stainless Steel EP7C1R6F7 Ecoder	N/A	\$ 7,197.75
127	4" HP Protectus F/S Stainless Steel EP7C1R6F7 Ecoder I D/L	N/A	\$ 7,403.55
128	6" HP Protectus F/S Stainless Steel EP7D1R6F7 Auto/Detect	N/A	\$ 10,384.50
129	6" HP Protectus F/S Stainless Steel EP7D1R6F7 Ecoder	N/A	\$ 10,426.50
130	6" HP Protectus F/S Stainless Steel EP7D1R6F7 Ecoder I D/L	N/A	\$ 10,632.30
131	8" HP Protectus F/S Stainless Steel EP7E1R6F7 Auto/Detect	N/A	\$ 13,487.25
132	8" HP Protectus F/S Stainless Steel EP7E1R6F7 Ecoder	N/A	\$ 13,529.25
133	8" HP Protectus F/S Stainless Steel EP7E1R6F7 Ecoder I D/L	N/A	\$ 13,735.05
134	3" Bronze Flange Kit - NSF61 No Lead Bronze	N/A	\$ 474.00
135	4" Bronze Flange Kit - NSF61 No Lead Bronze	N/A	\$ 658.00
1136	6" Bronze Flange Kit - NSF61 No Lead Bronze	N/A	\$ 1,052.00
137	3/4" Brass Corp Plug (CSP-3-A) - NSF61 No Lead Bronze	N/A	\$ 8.79
138	1" Brass Corp Plug (CSP-4-A) - NSF61 No Lead Bronze	N/A	\$ 10.49
139	1" Comp Curb Stop (B44-444) - NSF61 No Lead Bronze	N/A	\$ 93.35
140	1" Comp Coupling (C44-444) - NSF61 No Lead Bronze	N/A	\$ 19.58
141	1" X 3/4" AWWA Bushing (BBAA-43) - NSF61 No Lead Bronze	N/A	\$ 11.81
142	2" X 1.5" AWWA Bushing (BBAA-76) - NSF61 No Lead Bronze	N/A	\$ 38.92
143	2" X 1" AWWA Bushing (BBAA-74) - NSF61 No Lead Bronze	N/A	\$ 52.18
144	R-900 Gateway Data Collector V2 GPRS (RF antenna and power option ordered separately) 13130-000	N/A	\$4,871.00

Line	Description	Base Price	Amended Price
145	R-900 Data Collector Gateway V2 - Ethernet (RF antenna and power option ordered separately) 13130-100	N/A	\$3,974.00
146	R-900 Gateway - 40W Solar Collector System Assembly - small pole version (2"- 4" poles) Zones A, B, C 13139-001	N/A	\$2,435.00
147	R-900 Gateway - 40W Solar Collector System Assembly - large pole version (5" - 16") Zones A, B, C 13139-002	N/A	\$2,564.00
148	R-900 Gateway - 110w Solar Collector System Assembly - small pole version (2"- 4") Zone D,E 13068-100	N/A	\$3,012.00
149	R-900 Gateway - 110W Solar Collector System Assembly - large pole version (5"- 16") Zone D, E 13068-000	N/A	\$3,141.00
150	R-900 Gateway AC power transformer assembly pole version (2"- 16" poles) 13069-000	N/A	\$446.00
151	R-900 Gateway AC power transformer assembly wall version 13069-100	N/A	\$384.00
152	R-900 Gateway UPS - outdoor system assembly, pole version (2"- 16" poles) 13070-000	N/A	\$1,923.00
153	R-900 Gateway UPS - outdoor system assembly wall version 13070-100	N/A	\$1,602.00
154	R-900 Gateway RF antenna 13146-100	N/A	\$371.00
155	R-900 Gateway stand, ballast roof mount 13068-001	N/A	\$1,153.00
156	R-900 Gateway rubber pad, roof mount stand 12955-001	N/A	\$53.00
157	R-900 Gateway pole antenna mounting bracket 13085-001	N/A	\$64.00
158	R-900 Gateway antenna 12" standoff bracket 13088-001	N/A	\$38.00
159	R-900 Gateway wall antenna mounting bracket 13134-000	N/A	\$77.00
160	ARB N Sight hybrid host software kit 13011-000	N/A	\$3,205.00
161	Additional software seat(s) per seat (1 included in ARB N Sight hybrid kit) 12671-001	N/A	\$320.00
162	ARB N Sight hybrid system implementation	N/A	\$6,290.00
163	ARB N Sight hybrid host software - annual maintenance	N/A	\$602.00
164	R-900 Gateway data collector - annual maintenance	N/A	\$926.00
165	Roaming Collector 13130-000JR	N/A	\$6,000.00
166	Field tool w/ CE5320B handheld 13023-000	N/A	\$6,278.00
167	Field tool w/o CE5320B handheld 13023-100	N/A	\$2,670.00
168	R-450 Wall MIU 16" pigtail 12795-200	\$90.00	\$90.00
169	R-450 Wall MIU 6' pigtail 12795-210	\$90.00	\$90.00
170	R-450 Wall MIU 25' pigtail 12795-220	\$93.75	\$93.75
171	R-450 Pit MIU 6' pigtail (retrofit only) 12855-200	\$108.75	\$108.75
172	R-450 Pit MIU 25' pigtail (retrofit only) 12855-300	\$112.50	\$112.50
173	R-450 Wall MIU Hi-Power 16" pigtail 12977-200	\$106.25	\$106.25
174	R-450 Wall MIU Hi-Power 6' pigtail 12977-210	\$106.25	\$106.25
175	R-450 Wall MIU Hi-Power 25' pigtail 12977-220	\$110.00	\$110.00
176	R-450 Data Collector assembly with GPRS modem (RF omni antenna must be ordered separately) 12799-000	\$16,026.00	\$16,026.00
177	R-450 Data Collector assembly with ethernet modem (RF omni antenna must be ordered separately) 12799-300	\$16,026.00	\$16,026.00
178	R-450 Data Collector assembly with WIFI modem (RF omni antenna must be ordered separately) 12799-200	\$16,795.00	\$16,795.00
179	RF omni antenna (R-450 Data Collector antenna for tower) 12896-001	\$1,347.00	\$1,347.00
180	R-450 Data Collector cable, coax 1/2" diameter (purchased and priced by the foot) - antenna heights<150' 10046-116	\$3.30	\$3.30
181	R-450 Data Collector connector, male coax (two connectors required per installation) - antenna heights<150' 8138-189	\$32.10	\$32.10

Line	Description	Base Price	Amended Price
182	R-450 Data Collector cable, coax , heliax, 7/8" diameter (purchased and priced by the foot) - antenna heights >150' 10046-118	\$4.90	\$4.90
183	R-450 cable, coax, 6' jumper (two connectors required per installation) - antenna heights >150' 10046-117	\$127.00	\$127.00
184	R-450 Data Collector connector, female coax (two connectors required per installation) 8138-190	\$32.10	\$32.10
185	ARB Fixed Base - host software kit for up to 29,999 connected customers 12947-100	\$13,077.00	\$13,077.00
186	ARB Fixed Base - host software kit from 30,000 to 99,999 connected customers 12947-200	\$9,231.00	\$9,231.00
187	ARB Fixed Base - training and implementation for up to 29,999 connected customers 12953-001	\$8,462.00	\$8,462.00
188	ARB Fixed Base - training and implementation from 30,000 to 99,999 connected customers 12953-002	\$9,231.00	\$9,231.00
189	ARB N Sight Fixed Base host software - annual maintenance for up to 29,999 connected customers	\$1,635.00	\$1,635.00
190	R-450 Mini Collector assembly with GPRS modem (RF antenna and power supply assembly must be ordered separately) 13071-000	N/A	\$10,256.00
191	R-450 Mini Collector assembly with ethernet (RF antenna and power supply assembly must be ordered separately) 13071-100	N/A	\$10,256.00
192	R-450 Mini Collector 270W solar collector system assembly-small pole 2"- 4" poles) 13068-300	N/A	\$4,487.00
193	R-450 Mini Collector AC power transformer assembly pole version (2"- 16" poles) 13069-000	N/A	\$446.00
194	R-450 Mini Collector AC power transformer assembly wall version 13069-100	N/A	\$384.00
195	R-450 Mini Collector UPS - outdoor system assembly pole version (2"- 16"poles) 13070-000	N/A	\$1,923.00
196	R-450 UPS-outdoor system assembly wall version 13070-100	N/A	\$1,602.00
197	R-450 Mini Collector - cable, coax (heliax) 1/2" (ldf4-50a) per foot 10046-119	N/A	\$2.56
198	R-450 Mini Collector - connector male coax (two connectors required per installation) 8138-200	N/A	\$34.00
199	R-450 Mini Collector - connector female coax (two connectors required per installation) 8138-199	N/A	\$34.00
200	R-450 Mini Collector - stand ballast roof mount 13086-001	N/A	\$1,153.00
201	R-450 Mini Collector - rubber pad roof mount stand 12955-001	N/A	\$54.00
202	R-450 Mini Collector - pole antenna mounting bracket 13085-001	N/A	\$64.00
203	R-450 Mini Collector - antenna 12' stand off bracket 13088-001	N/A	\$38.00
204	R-450 Mini Collector - wall antenna mounting bracket 13134-000	N/A	\$77.00
205	ARB Fixed Base R-450 Mini Collector - standard maintenance (per collector per year)	N/A	\$1,218.00

(1) For all items include in this contract, price increases for years 4 and 5 (if the contract is extended) shall not exceed 5%.

(2) The CONTRACTOR to provide the first six to the COUNTY at no charge.

(3) Factory on-site training and implementation is only required if the client/server application is implemented. Local training provided by the CONTRACTOR and the MANUFACTURER Territory manager will be at no cost.

(4) To receive this price per unit, COUNTY to schedule delivery for the required quantities. Mutual consent is needed to extend pricing for a three (3) year period.

Line	Description	Base Price	Amended Price
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(5) Require entrance into they building via, door knock, appointment, or other communication with building owner.  
To be performed by CONTRACTOR.



**NEPTUNE** Take Control.

October 21, 2010

Michigan Water Community

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Dear Sir or Madam;

Michigan Meter Technology Group is the sole authorized distributor and factory trained service provider for Neptune Water Meter products in the State of Michigan. Neptune has a long-standing relationship with Michigan Meter and they bring over 180 years of water works experience to the Michigan water community. Their local office and warehouse is at 799 E. Whitcomb St. in Madison Heights, MI. You can contact them via phone at 248.585.3700.

As our distributor, Michigan Meter maintains a substantial inventory of product and are factory trained and authorized, enabling them to uniquely meet the needs of the water community in Michigan.

Thank you for your interest in Neptune. If you have any questions or need more information, please contact me at your convenience.

Sincerely,

A handwritten signature in cursive script that reads "James J. Yearsin".

James J. Yearsin  
Territory Manager, Michigan  
Neptune Technology Group, Inc.



## CITY COUNCIL AGENDA ITEM

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January 2, 2013

To: Brian Kischnick, City Manager

From: Susan A. Leirstein, Purchasing Director  
Timothy L. Richnak, Public Works Director

Subject: Rescind Bid Award / Re-award Contract – Liquid Calcium Chloride

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### **Background**

On December 3, 2012, Troy City Council approved a one-year contract to provide liquid calcium chloride with an option to renew for one (1) additional year to the lowest bidder meeting specifications, Great Lakes Chloride, Inc (Resolution #2012-12-214-J4a). On December 19, 2012, Great Lakes Chloride, Inc advised the City's Risk Manager, Stephen Cooperrider, they could not provide the insurance coverage for the annual contract aggregate limit as specified. Since this occurred after the award by City Council, Great Lakes Chloride is considered in breach of contract and has received a written notification of default and remedies for reinstatement as a potential vendor after three (3) years.

After a review of the bid results to determine the next lowest bidder, it is in the City's best interest to re-award the contract to Liquid Calcium Chloride Sales of Kawkawlin, MI. Liquid Calcium Chloride Sales was contacted and verified they would honor the pricing as originally quoted and has the required insurance on file with the City.

### **Recommendation**

City management recommends Troy City Council rescind with prejudice the contract approved on December 3, 2012, to Great Lakes Chloride for liquid calcium chloride (Resolution #2012-12-214-J4a) and re-award the contract to the next lowest bidder, Liquid Calcium Chloride Sales at unit pricing as contained on the bid tabulation opened November 21, 2012.

### **Fund Availability**

Funds are available in the various departmental operating budgets of the Public Works division.

Opening Date -- 11/21/12  
Date Reviewed -- 11/28/12

CITY OF TROY  
BID TABULATION  
LIQUID CALCIUM CHLORIDE

VENDOR NAME:

<b>Rescind Award</b>	<b>Re-award</b>		
Great Lakes Chloride Inc	Liquid Calcium Chloride Sales	IPAX Cleanogel Inc	

**PROPOSAL: One Year Requirements of Liquid Calcium Chloride with an Option to Renew for One Additional Year**

EST QTY	DESCRIPTION	PRICE/ GALLON	PRICE/ GALLON	PRICE/ GALLON
<b>OPTION A: 38%</b>				
24,000 GALS	Bidder to <u>deliver to storage tank</u> at 4693 Rochester Rd for dust control Minimum order 3,000 gallons	0.616	0.623 w/terms (.617)	8.14
<b>OPTION B: 32%</b>				
20,000 GALS	Bidder to <u>deliver to storage tank</u> at 4693 Rochester Rd for snow & ice control Minimum order 2,000 gallons	0.56	0.643 w/terms (.637)	7.13
ESTIMATED TOTAL COST:		\$ 25,984.00	\$ 27,812.00	\$ 337,960.00
<b>ESTIMATED TOTAL AWARDED ITEMS:</b>			<b>\$ 27,812.00</b>	
<b>CONTACT INFORMATION:</b>		Hours	6 am - 10 pm	8 am - 5 pm M-F
		24 Hr Phone No.	989-684-5860	248-739-1573
<b>INSURANCE:</b>		Can Meet	x	x
		Cannot Meet		
<b>DELIVERY:</b>		<b>As Specified</b>		
<b>PAYMENT TERMS:</b>		Net 30 days	Net 30, 1% disc 10 days	Net 30 days
<b>EXCEPTIONS:</b>		Blank	<b>Tiered pricing:</b>	None
			38% material:	
			4000 gal - .57	
			5000 gal - .539	
			6000-9000 gal - .519	
			32% material:	
			3000 gal - .539	
			4000 gal - .489	
			5000 gal - .457	
			6000-9000 gal - .436	
<b>ACKNOWLEDGEMENT:</b>		Signed: Y or N	Yes	Yes

**DMS:**  
Road Maintenance Corp - Reason: Product bid not as specified.

HIGHLIGHTED AREAS DENOTES LOWEST ACCEPTABLE BIDDER

**ATTEST:**  
Emily Frontera  
Susan Riesterer  
Susan Leirstein

Susan Leirstein CPPO CPPB  
Purchasing Director

**From:** [Susan A Leirstein](#)  
**To:** ["dbudd@glchloride.com"](mailto:dbudd@glchloride.com); ["mwinger@glchloride.com"](mailto:mwinger@glchloride.com)  
**Subject:** City of Troy - ITB-COT 12-25, Liquid Calcium Chloride  
**Date:** Monday, December 31, 2012 1:01:10 PM  
**Attachments:** [Notice of Default - GreatLakesChlorideInsurance12.12.pdf](#)  
**Importance:** High

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Dave and Matt,

I have received your letter of explanation dated December 27, 2012. Unfortunately, once bid requirements are established and bidders that participated in the process can provide the requirements as specified, I have no recourse but to hold your company in default. See Notice of Default attached..... I am available to answer any questions you may have as it relates to this process.

Sincerely,

*Susan Leirstein CPPPO CPPB*

**Purchasing Director**

City of Troy

500 W Big Beaver Road

Troy MI 48084

248.524.3338

email: [Leirsteisa@troymi.gov](mailto:Leirsteisa@troymi.gov)



December 31, 2012

**Notice of Default  
ITB-COT 12-25  
Liquid Calcium Chloride**

Mr. David Budd  
Great Lakes Chloride Inc  
6001 Marsh Road  
Shelbyville, MI 49344

Dear Mr. David Budd,

Please be advised that on Monday, December 3, 2012, Troy City Council awarded a contract to provide one-year requirements of Liquid Calcium Chloride with an option to renew for one (1) additional year to your company, Great Lakes Chloride, Inc, which is contingent upon submission of acceptable insurance certificates as specified in the bid documents for ITB-COT 12-25. After numerous attempts to clear your insurance by the City's Risk Manager, Mr. Stephen Cooperrider, the company's Senior VP, Matt Winger has indicated that Great Lakes Chloride cannot meet the insurance requirements; specifically, the annual contract aggregate limit. As stated on Page 2 of 4 - **INSURANCE** in the bid documents:

**Final Insurance Certificate Submission:**

After approval by Troy City Council, the City of Troy will provide verbal / electronic notification to submit within 5 days an insurance certificate in accordance with specifications. **If not received, the company will be considered in default of contract and will be barred from doing business with the City of Troy for a minimum of three (3) years for failing to meet insurance requirements..... (See Sample Certificate Attached)**

Due to the default, the following steps are required to be taken by your company, if your company chooses to be an active bidder for the City of Troy:

1. After three (3) years have expired (after December 29, 2015), your company will be eligible for reconsideration as an active bidder for City of Troy. Liquidated damages will be assessed against your company and shall consist of the difference between the amount quoted in the defaulted contract(s) and the next awarded bidder, plus 6% compounded annually.
2. A written request by Great Lakes Chloride, Inc is to be provided requesting reconsideration as a bidder for the City of Troy. The statement must be provided by an authorized representative of your company that confirms management will stand behind the integrity of bids and proposals submitted to the City of Troy. The statement is to be signed by senior management of Great Lakes Chloride.
3. A performance surety in the form of cash, certified check, cashier's check, or money order will be required to be posted for any bid submissions by your company. The performance surety shall be provided in the total amount budgeted for the pending contract. The performance surety shall be in addition to a bid deposit, if there is a deposit to be submitted at the time of bid/proposal submission. The performance surety will be returned if all the contract requirements are **successfully completed**.

If you have any questions, please call the Purchasing Department at (248) 524-3338.

Sincerely,

Susan Leirstein CPPO, CPPB  
Purchasing Director

# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)

PRODUCER <div style="text-align: center;"> <input checked="" type="checkbox"/> Complete   <input type="checkbox"/> <u>Sample Certificate</u> </div>	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.  <div style="text-align: center;">INSURERS AFFORDING COVERAGE</div>
INSURED <div style="text-align: center;"> <input checked="" type="checkbox"/> Complete                 </div>	INSURER A: <u>XYZ Company</u> INSURER B: <u>ABC Company</u> INSURER C: INSURER D: INSURER E:

## COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Additional Insured- City of Troy - use wording below <input checked="" type="checkbox"/> See below GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	0001	XX-XX-XX	XX-XX-XX	EACH OCCURRENCE	\$ 1,000,000
					FIRE DAMAGE (Any one fire)	\$
					MED EXP (Any one person)	\$
					PERSONAL & ADV INJURY	\$ 1,000,000
					GENERAL AGGREGATE	\$ 1,000,000
					PRODUCTS - COMP/OP AGG.	\$ 1,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	0002	XX-XX-XX	XX-XX-XX	COMBINED SINGLE LIMIT (Ea accident)	\$ 500,000
					BODILY INJURY (Per person)	\$
					BODILY INJURY (Per accident)	\$
					PROPERTY DAMAGE (Per accident)	\$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
					OTHER THAN EA ACC	\$
					AUTO ONLY: AGG	\$
A	EXCESS LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$	0003			EACH OCCURRENCE	\$ 1,000,000
					AGGREGATE	\$ 1,000,000
						\$
						\$
						\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	0004	XX-XX-XX	XX-XX-XX	<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER	
					E.L. EACH ACCIDENT	\$ 100,000
					E.L. DISEASE - EA EMPLOYEE	\$ 100,000
					E.L. DISEASE - POLICY LIMIT	\$ 500,000
	OTHER					

*DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS*

Additional Insured: City of Troy including Architects and Engineers, all elected and appointed officials, all employees and volunteers, boards, commissions and/or authorities and their board members, employees, and volunteers additional insured on ISO form B or broader.

CERTIFICATE HOLDER	Y	ADDITIONAL INSURED: INSURER LETTER <u>A</u>	CANCELLATION
City of Troy 500 W. Big Beaver Rd. Troy, MI 48084		SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL MAIL <b>30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT.</b>	
		AUTHORIZED REPRESENTATIVE	



Office: 574-267-2286 • Fax: 574-267-2235  
Dispatch: 260-982-2175 • Fax: 260-982-7509

**Great Lakes Chloride, Inc. • 895 E 200N • Warsaw, IN 46582**

*LIQUIDOW™ Calcium Chloride • Road Stabilization • Dust Control • Concrete Accelerator • Calcium Chloride with BOOST™*

December 27, 2012

Susan Lierstein, Purchasing Director  
City of Troy  
500 West Big Beaver Road  
Troy, MI 48084

It has been brought to our attention that our standard certificate of liability insurance (C of I) does not exactly match the City of Troy's requirements for ITB 12-25 Liquid Calcium Chloride. Great Lakes Chloride (GLC) has supplied this C of I to cities, counties and state agencies in four states without incident. Additionally, within the last year, GLC has increased its umbrella liability to \$5,000,000. Our insurance provider has been in contact with the city in an attempt to work out a compromise. However, to date, no middle ground has been found.

It is still our desire to be your calcium chloride supplier. Please let me know if there is anything further that can be done.

Sincerely,

A handwritten signature in cursive script that reads 'Matt Winger'.

Matt Winger  
Senior VP  
Great Lakes Chloride, Inc.

- a) Special City Council Meeting – November 21, 2012
- b) Regular City Council Meeting – November 26, 2012

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**J-3 No Proposed City of Troy Proclamations:**

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications – Liquid Calcium Chloride**

Resolution #2012-12-214-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide one (1) year requirements of liquid calcium chloride with an option to renew for one (1) additional year to the lowest bidder meeting specifications, Great Lakes Chloride Inc, of Shelbyville, MI, for both proposals A) and B) – at unit prices contained in the bid tabulation opened November 21, 2012 a copy of which shall be **ATTACHED** to the original Minutes of this meeting expiring November 30, 2013.



Opening Date -- 11/21/12  
Date Reviewed -- 11/28/12

CITY OF TROY  
BID TABULATION  
LIQUID CALCIUM CHLORIDE

VENDOR NAME:

Great Lakes	Liquid Calcium	IPAX Cleanogel	
Chloride Inc	Chloride Sales	Inc	

**PROPOSAL: One Year Requirements of Liquid Calcium Chloride with an Option to Renew for One Additional Year**

EST QTY	DESCRIPTION	PRICE/ GALLON	PRICE/ GALLON	PRICE/ GALLON
<b>OPTION A: 38%</b>				
24,000 GALS	Bidder to deliver to storage tank at 4693 Rochester Rd for dust control Minimum order 3,000 gallons	0.616	0.623 w/terms (.617)	8.14
<b>OPTION B: 32%</b>				
20,000 GALS	Bidder to deliver to storage tank at 4693 Rochester Rd for snow & ice control Minimum order 2,000 gallons	0.56	0.643 w/terms (.637)	7.13
ESTIMATED TOTAL COST:		\$ 25,984.00	\$ 27,812.00	\$ 337,960.00
<b>ESTIMATED TOTAL AWARDED ITEMS:</b>		<b>\$ 25,984.00</b>		
<b>CONTACT INFORMATION:</b>		Hours 7:30 - 4:30 M-F	6 am - 10 pm	8 am - 5 pm M-F
24 Hr Phone No.		574-549-2441	989-684-5860	248-739-1573
<b>INSURANCE:</b>		Can Meet x	x	x
Cannot Meet				
<b>DELIVERY:</b>		<b>As Specified</b>		
<b>PAYMENT TERMS:</b>		Net 30 days	Net 30, 1% disc 10 days	Net 30 days
<b>EXCEPTIONS:</b>		Blank	<b>Tiered pricing:</b> 38% material:	None
			4000 gal - .57	
			5000 gal - .539	
			6000-9000 gal - .519	
			<b>32% material:</b>	
			3000 gal - .539	
			4000 gal - .489	
			5000 gal - .457	
			6000-9000 gal - .436	
<b>ACKNOWLEDGEMENT:</b>		Signed: Y or N	Yes	Yes

**DMS:**  
Road Maintenance Corp - Reason: Product bid not as specified.

HIGHLIGHTED AREAS DENOTES LOWEST ACCEPTABLE BIDDER

**ATTEST:**  
Emily Frontera  
Susan Riesterer  
Susan Leirstein

\_\_\_\_\_  
Susan Leirstein CPPO CPPB  
Purchasing Director



## CITY COUNCIL AGENDA ITEM

---

Date: January 8, 2013

To: The Honorable Mayor and City Council Members

From: Brian Kischnick, City Manager  
Thomas E. Darling, Director of Financial Services  
Lisa Burnham, Accounting Manager

Subject: Designation of Act 51 Street Administrator

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Act 51 (Public Acts of 1951) requires that the local governing body designate a Street Administrator to represent the municipality in transactions with the Michigan Department of Transportation. In Troy, the City Manager has historically performed this function; the attached resolution designates Brian Kischnick as the single Street Administrator for the City of Troy.

c: William Huotari, Deputy City Engineer  
Mark F. Miller, Director of Economic Development Services  
Steven J. Vandette, City Engineer



## CITY COUNCIL AGENDA ITEM

---

Date: January 8, 2013

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Steven J. Vandette, City Engineer  
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Permanent Easement from ND Industries, Inc.  
Sidwell #88-20-28-303-024

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### Background

As part of the expansion and development of an industrial property located in the southwest ¼ of Section 28, the Engineering department has received a permanent easement for water main from ND Industries, Inc., owners of the property having Sidwell #88-20-28-303-024.

The format and content of this easement is consistent with easements previously accepted by City Council. The consideration amount on this document is \$1.00

### Recommendation

City Management recommends that City Council accept the attached easement, consistent with our policy of accepting easements for development and improvement purposes.



**PERMANENT EASEMENT**

Sidwell #88-20-28-303-024 (part of)  
Resolution #

ND INDUSTRIES, INC., a Michigan Corporation, Grantor(s), whose address is 1000 N. Crooks Rd., Clawson, MI 48017 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan Municipal Corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, grants to the Grantee the right to construct, operate, maintain, repair and/or replace **water main**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed RIS signature(s) this 8th day of JANUARY A.D. 2013.

ND INDUSTRIES, INC.,  
a Michigan Corporation

By J.T.G. (L.S.)  
\*Joseph T. Gutowski  
Its Director

STATE OF MICHIGAN )  
COUNTY OF OAKLAND )

The foregoing instrument was acknowledged before me this 8th day of JANUARY, 2013, by Joseph T. Gutowski, Director of ND INDUSTRIES, INC., a Michigan Corporation, on behalf of the corporation.

JANET M PARSONS  
Notary Public, State of Michigan  
County of Oakland  
My Commission Expires 10-14-2016  
Acting in the County of OAKLAND

Janet M. Parsons  
Notary Public, OAKLAND County, Michigan  
My Commission Expires 10-14-2016  
Acting in OAKLAND County, Michigan

Prepared by: Larysa Figol  
City of Troy  
500 W. Big Beaver Road  
Troy, MI 48084

Return to: City Clerk  
City of Troy  
500 W. Big Beaver Road  
Troy, MI 48084

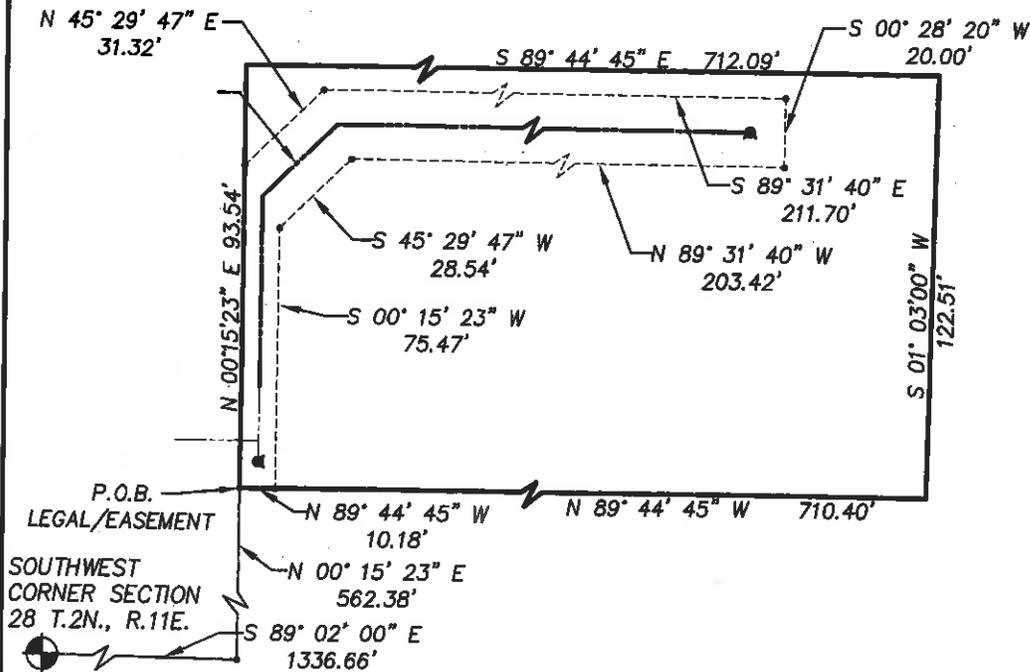
**PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES**

EXHIBIT "A"

**TDJ CONSULTING INC.**  
 Consulting Engineers  
 Civil — Survey  
 1299 Lamplighter Lane  
 Rochester Hills, Michigan 48306  
 Telephone (248) 765-0897  
 DRAFTER: JASON SUTTON, P.E.



SCALE: 1" = 40'



LEGAL DESCRIPTION:

ALL THAT PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 28, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS; BEGINNING AT A POINT DISTANT, S 89°02'00" E, 1336.66 FEET AND N 00°15'23" E, 562.38 FEET FROM THE SOUTHWEST CORNER OF SECTION 28; THENCE N 00°15'23" E, 122.50 FEET; THENCE S 89°44'45" E, 712.09 FEET; THENCE S 01°03'00" W, 122.51 FEET; THENCE N 89°44'45"W, 710.40 TO THE POINT OF BEGINNING, CONTAINING 2.0 ACRES.

WATERMAIN EASEMENT:

A VARIABLE WIDTH EASEMENT FOR WATERMAIN PURPOSES, WHOSE CENTERLINE IS DESCRIBED AS: PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 28, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS; BEGINNING AT A POINT DISTANT, S 89°02'00" E, 1336.66 FEET AND N 00°15'23" E, 562.38 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 28; THENCE FROM SAID POINT OF BEGINNING OF EASEMENT N 00°15'23" E, 93.54 FEET; THENCE N 45°29'47" E, 31.32 FEET; THENCE S 89°31'40" E; 211.70 FEET; THENCE S 00°28'20" W, 20.00 FEET; THENCE N 89°31'40" W, 203.42; THENCE S 45°29'47" W, 28.54; THENCE S 00°15'23" W, 75.47 FEET; THENCE N 89°44'45" W, 10.18 FEET TO THE POINT OF ENDING FOR SAID EASEMENT.



## CITY COUNCIL AGENDA ITEM

---

Date: January 8, 2013

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Steven J. Vandette, City Engineer  
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of Three Permanent Easements from Patrick and Gwen Bismack  
Sidwell #88-20-10-127-052

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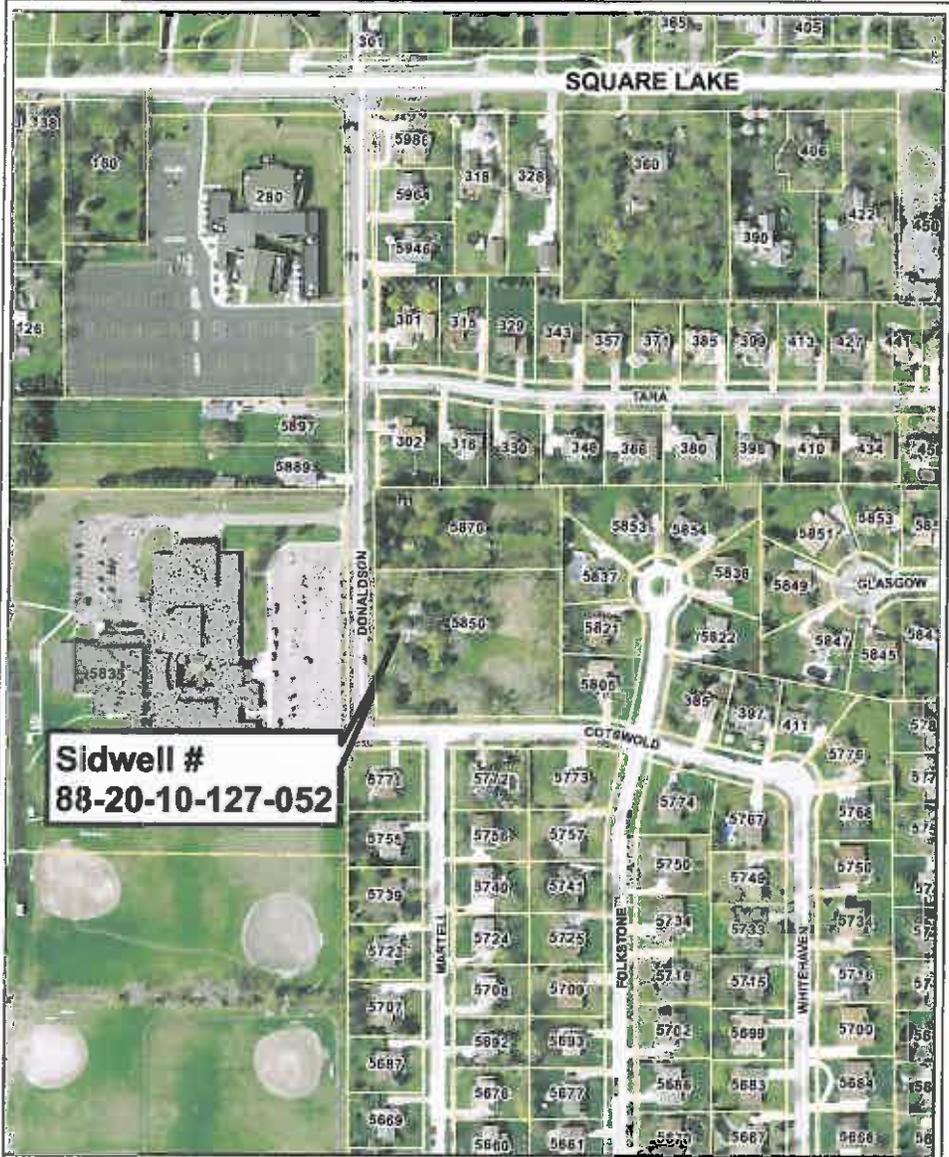
### Background

As part of the development of a residential lot on Donaldson Street located in the northwest  $\frac{1}{4}$  of Section 10, the Engineering department has received three permanent easements for sidewalk, storm sewer and sanitary sewer from Patrick and Gwen Bismack, owners of the property having Sidwell #88-20-10-127-052.

The format and content of these easements is consistent with easements previously accepted by City Council. The consideration amount on this document is \$1.00

### Recommendation

City Management recommends that City Council accept the attached easements, consistent with our policy of accepting easements for development and improvement purposes.



**Sidwell #  
88-20-10-127-052**

**Section 10, T2N,  
R11E, City of Troy,  
Oakland County, MI**

**LOCATION MAP**



**PERMANENT EASEMENT**

Sidwell #88-20-10-127-052 (pt)  
Resolution #

Patrick Bismack and Gwen Bismack, husband and wife, Grantors, whose address is 2742 Powder Horn Ridge Drive, Rochester Hills, MI 48309 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084, grant to the Grantee the right to construct, install, operate, maintain, repair and/or replace, traverse or use a sidewalk, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 2 signature(s) this 4 day of January, ~~2012~~ 2013

By [Signature] (L.S.)  
\*Patrick Bismack

By [Signature] (L.S.)  
\*Gwen Bismack

STATE OF MICHIGAN  
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 4 day of January, ~~2012~~ 2013 by Patrick Bismack and Gwen Bismack, husband and wife



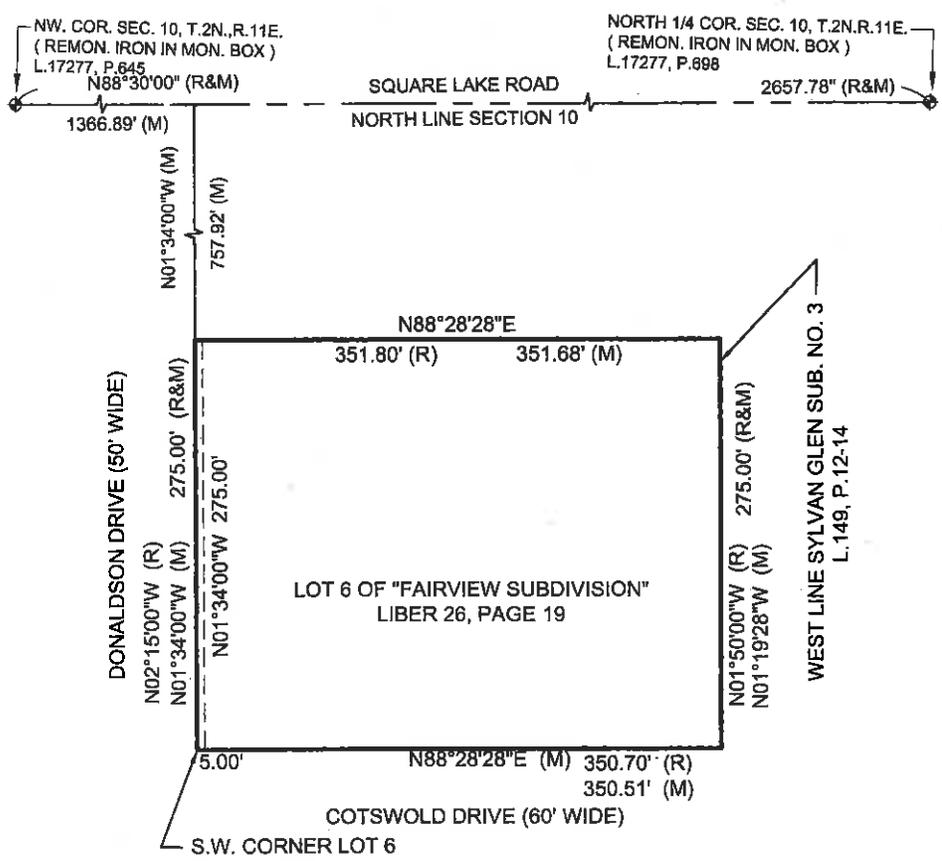
[Signature]  
Notary Public, \_\_\_\_\_ County, Michigan  
My Commission Expires \_\_\_\_\_  
Acting in \_\_\_\_\_ County, Michigan

Prepared by:  
Larysa Figol, SR/WA  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

Return to:  
City Clerk  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

# EXHIBIT A SKETCH OF SIDEWALK EASEMENT



### PROPERTY DESCRIPTION

LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS.

### DESCRIPTION OF 5 FT. WIDE SIDEWALK EASEMENT

A 5.00 FOOT WIDE STRIP OF LAND LOCATED IN AND BEING A PART OF LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS AND BEING THE WEST 5.00 FEET OF SAID LOT 6.

#### LEGEND

- C SET IRON
- FOUND IRON
- ⊙ FOUND MONUMENT
- ⊗ SET WOOD STAKE
- ⊕ SECTION CORNER
- R. RECORDED
- M. MEASURED
- C. CALCULATED

CLIENT GWEN BISMACK	PROJECT NO. 12-014	
	DATE 12-7-12	SHEET 1 OF 1
SCALE 1" = 100'	DRAWN BY O.P.	CHECKED BY C.T.



**FAZAL KHAN & ASSOCIATES, INC.**  
**CIVIL ENGINEERS & LAND SURVEYORS**  
 43279 SCHOENHERR STERLING HEIGHTS, MI 48313  
 PHONE (586) 739-8007 FAX (586) 739-6994  
[WWW.FAZALKHAN.COM](http://WWW.FAZALKHAN.COM)

PERMANENT EASEMENT

Sidwell #88-20-10-127-052 (pt)  
Resolution #

Patrick Bismack and Gwen Bismack, husband and wife, Grantors, whose address is 2742 Powder Horn Ridge Drive, Rochester Hills, MI 48309 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084, grant to the Grantee the right to construct, install, operate, maintain, repair and/or replace, traverse or use a storm sewer, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 2 signature(s) this 4 day of JANUARY, ~~2012~~ 2013

By [Signature] (L.S.)  
\*Patrick Bismack

By [Signature] (L.S.)  
\*Gwen Bismack

STATE OF MICHIGAN  
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 4 day of January, ~~2012~~ 2013, by Patrick Bismack and Gwen Bismack, husband and wife

[Signature]



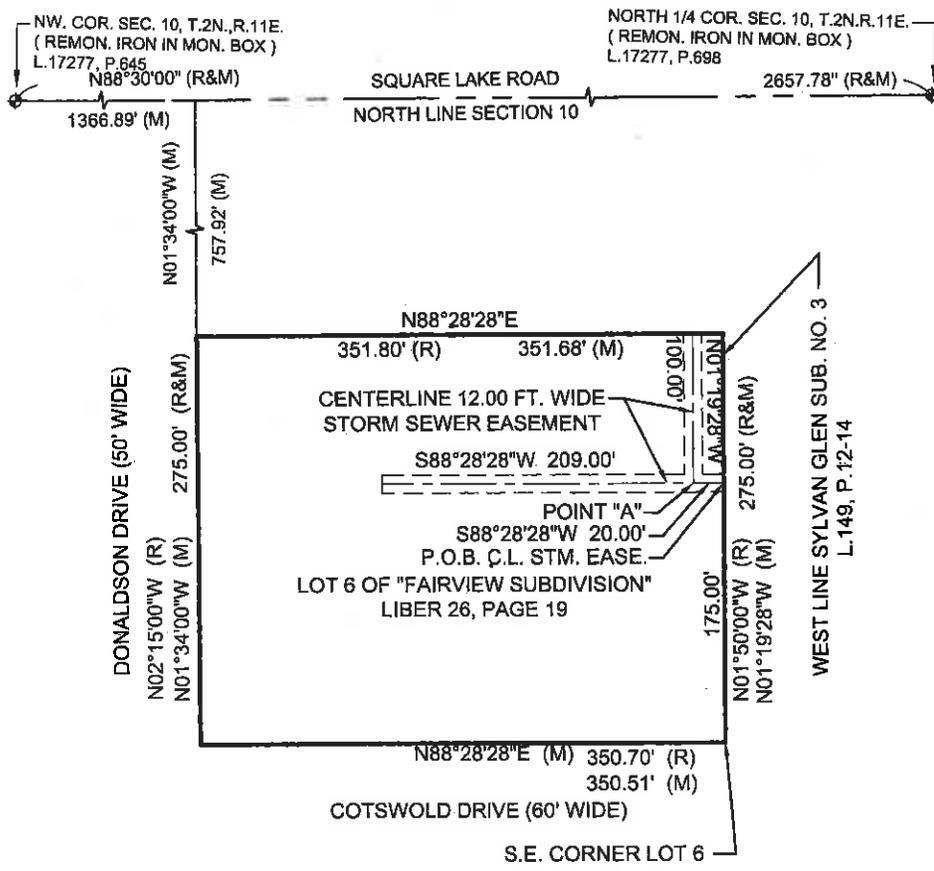
Notary Public, \_\_\_\_\_ County, Michigan  
My Commission Expires \_\_\_\_\_  
Acting in \_\_\_\_\_ County, Michigan

Prepared by:  
Larysa Figol, SR/WA  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

Return to:  
City Clerk  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

# EXHIBIT A SKETCH OF STORM SEWER EASEMENT



### PROPERTY DESCRIPTION

LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS.

### CENTERLINE DESCRIPTION OF 12 FT. WIDE STORM SEWER EASEMENT

A 12.00 FOOT WIDE STRIP OF LAND LOCATED IN AND BEING A PART OF LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS AND BEING 6.00 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 6; THENCE N01°19'28"W (M) 175.00 FEET TO THE POINT OF BEGINNING, THENCE S88°28'28"W 20.00 TO A POINT "A", THENCE S88°28'28"W 209.00 FEET TO THE POINT OF ENDING. ALSO BEGINNING AT THE AFOREMENTIONED POINT "A", THENCE N01°19'28"W 100.00 FEET TO THE POINT OF ENDING.

OK

- LEGEND**
- SET IRON
  - FOUND IRON
  - ⊙ FOUND MONUMENT
  - ⊠ SET WOOD STAKE
  - ⊕ SECTION CORNER
  - R. RECORDED
  - M. MEASURED
  - C. CALCULATED

CLIENT GWEN BISMACK	PROJECT NO. 12-014	
	DATE 12-7-12	SHEET 1 OF 1
SCALE 1" = 100'	DRAWN BY O.P.	CHECKED BY C.T.

**FAZAL KHAN & ASSOCIATES, INC.**  
**CIVIL ENGINEERS & LAND SURVEYORS**  
 43279 SCHOENHERR STERLING HEIGHTS, MI 48313  
 PHONE (586) 739-8007 FAX (586) 739-6994  
[WWW.FAZALKHAN.COM](http://WWW.FAZALKHAN.COM)

**PERMANENT EASEMENT**

Sidwell #88-20-10-127-052 (pt)  
Resolution #

Patrick Bismack and Gwen Bismack, husband and wife, Grantors, whose address is 2742 Powder Horn Ridge Drive, Rochester Hills, MI 48309 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grant to the Grantee the right to construct, install, operate, maintain, repair and/or replace, traverse or use a sanitary sewer, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

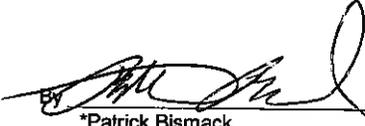
SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

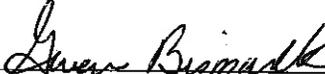
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

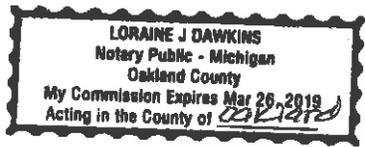
IN WITNESS WHEREOF, the undersigned hereunto affixed 2 signature(s) this 4 day of JANUARY, 2013

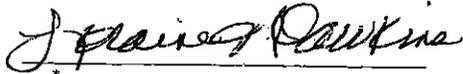
 (L.S.)  
\*Patrick Bismack

By  (L.S.)  
\*Gwen Bismack

STATE OF MICHIGAN  
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 4 day of JANUARY, ~~2012~~ 2013, by Patrick Bismack and Gwen Bismack, husband and wife



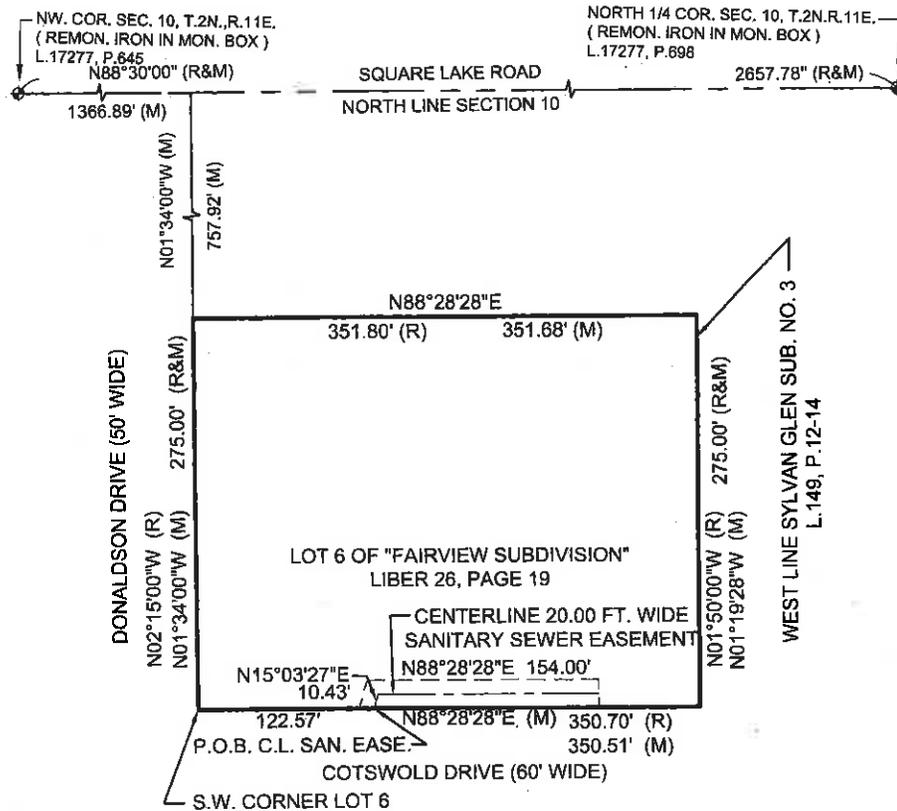
  
Notary Public, \_\_\_\_\_ County, Michigan  
My Commission Expires \_\_\_\_\_  
Acting in \_\_\_\_\_ County, Michigan

Prepared by:  
Larysa Figol, SR/WA  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

Return to:  
City Clerk  
City of Troy  
500 West Big Beaver  
Troy, MI 48084

PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

# EXHIBIT A SKETCH OF SANITARY SEWER EASEMENT



### PROPERTY DESCRIPTION

LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS.

### CENTERLINE DESCRIPTION OF 20 FT. WIDE SANITARY SEWER EASEMENT

A 20.00 FOOT WIDE STRIP OF LAND LOCATED IN AND BEING A PART OF LOT 6 OF "FAIRVIEW SUBDIVISION" OF PART OF EAST 1/2 OF NORTHWEST 1/4 OF SECTION 10, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 26 OF PLATS ON PAGE 19, OAKLAND COUNTY RECORDS AND BEING 10.00 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 6; THENCE N88°28'28"E (M) 122.57 FEET TO THE POINT OF BEGINNING, THENCE N15°03'27"E 10.43 FEET, THENCE N88°28'28"E 154.00 FEET TO THE POINT OF ENDING.

#### LEGEND

- |                  |               |
|------------------|---------------|
| ○ SET IRON       | R. RECORDED   |
| ● FOUND IRON     | M. MEASURED   |
| ⊙ FOUND MONUMENT | C. CALCULATED |
| ⊠ SET WOOD STAKE |               |
| ⊕ SECTION CORNER |               |

CLIENT GWEN BISMACK	PROJECT NO. 12-014
DATE 12-7-12	SHEET 1 OF 1
SCALE 1" = 100'	DRAWN BY O.P.
	CHECKED BY C.T.



**FAZAL KHAN & ASSOCIATES, INC.**  
**CIVIL ENGINEERS & LAND SURVEYORS**  
 43279 SCHOENHERR STERLING HEIGHTS, MI 48313  
 PHONE (586) 739-8007 FAX (586) 739-6994  
[WWW.FAZALKHAN.COM](http://WWW.FAZALKHAN.COM)



## CITY COUNCIL ACTION REPORT

January 10, 2013

TO: Mayor and City Council Members

FROM: Brian Kischnick, City Manager  
M. Aileen Bittner, City Clerk

SUBJECT: Bid Waiver – Printing of Election and Voter Registration Materials

### **Background**

- Michigan Election Law mandates the City Clerk's Office to provide election and voter registration related materials to voters during election cycles and throughout the year.
- Materials include ballots, voter identification cards, absentee voter ballot envelopes and secrecy sleeves, absentee voter ballot applications, voter registration applications, and voter notice postcards.
- The State of Michigan requires adherence to printing standards that currently only one company is able to consistently provide the City of Troy with materials that meet standards and are customized with specific Troy information and processing requirements to accommodate the volume of forms required.
- The State of Michigan and Oakland County contract with Printing Systems, Inc. for ballot printing, and therefore require the City of Troy to also purchase from Printing Systems, Inc. for school district, countywide or larger elections. The City of Troy utilizes Printing Systems, Inc. via Oakland County during those elections to provide additional services such as ballot folding for these elections.

### **Financial Considerations**

- Printing Systems, Inc. consistently offers the lowest quote on all election and voter registration materials.

### **Legal Considerations**

- If formal bidding procedures are waived, no benefit would be derived from soliciting formal bids.

### **Policy Considerations**

- Elections and Voter Registration are statutorily required functions of the City Clerk's Office; no perceived policy consideration outcome statement.

### **Options**

- City Management and the City Clerk's Office are requesting a waiver of the formal bid process for the period of 3 years for printing of election and voter registration materials,

to include ballots, voter registration materials, and absentee voter ballot materials from Printing Systems, Inc., Taylor, MI, one of the only authorized election printing companies in Michigan. The estimated total expenditures per fiscal year are \$40,000.00, which includes 60,000 absentee voter ballot envelopes, 20,000 voter cards or mailers, 20,000 absentee voter ballot applications, and all ballots for local elections. Funds are budgeted this expenditure.

Resolution #2013-01-  
Moved by  
Seconded by

WHEREAS, Printing Systems, Inc. provides election related supplies and printed materials that comply with State of Michigan standards;

WHEREAS, Printing Systems, Inc. has provided the City of Troy with the required materials as a result of the lowest quote and regularly as the only vendor able to provide the materials requested in the quotes; and

WHEREAS, Printing Systems, Inc. holds the contract for ballot printing and supply kits with Oakland County and it is desirable to utilize Printing Systems, Inc. for ballot folding and specialized forms in conjunction with the County procurement;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and **AUTHORIZES** the purchase of printing of election and voter registration materials from Printing Systems, Inc. at an estimated cost of \$40,000.00 per fiscal year, through December 31, 2015.

Yes:  
No:



## CITY COUNCIL AGENDA ITEM

---

Date: December 20, 2012

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic & Community Development  
R. Brent Savidant, Planning Director

Subject: ANNOUNCEMENT OF PUBLIC HEARING (JANUARY 28, 2013) – REZONING APPLICATION (File Number Z 741) – Proposed 1170 Woodslee, North of Maple Road between Rochester and Stephenson Highway, Section 27, From IB (Integrated Industrial and Business) District to RT (One-family Attached Residential) District

A public hearing for this item is scheduled for the January 28, 2013 City Council Regular meeting.

The public notice language is attached.

Attachments:

1. Public notice language

**CITY OF TROY**  
**PUBLIC HEARING**

A Public Hearing will be held by and before the City Council of the City of Troy at City Hall, 500 W. Big Beaver, Troy, Michigan, on Monday, January 28, 2013, at 7:30 p.m. or as soon thereafter as the agenda will permit, to consider a Rezoning Request to rezone the following described property from the IB (Integrated Industrial and Business) district to the RT (One-Family Attached Residential) district.

The subject property is located **north of Maple Road between Rochester and Stephenson Highway.**

The subject property address is **1170 Woodslee.**

Comments can be expressed at the Public Hearing, or written comments can be directed to the attention of the Planning Department, City of Troy, 500 W. Big Beaver Road, Troy, Michigan 48084, or by e-mail to [planning@troymi.gov](mailto:planning@troymi.gov) no later than 3:00 p.m. on the date of the meeting. If you have questions you may contact the Planning Department by e-mail or by phone at (248) 524-3364.

The application on file can be viewed and/or copies can be purchased at the Planning Department, City of Troy, 500 W. Big Beaver Road, Troy, Michigan 48084.

Notices and information for public hearings will also be posted on the City website at <http://www.troymi.gov/PublicHearings/>.

---

Aileen Bittner, CMC  
City Clerk

**NOTICE:** *Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at [clerk@troymi.gov](mailto:clerk@troymi.gov) or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.*

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday October 10, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:01 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II (left at 12:30pm)  
Steve Pallotta  
Michael Culpepper  
Dave Henderson  
Milton Stansbury  
Thomas Darling, CPA  
William R. Need (Ex-Officio)

**Trustees Absent:** None

**Also Present:** Justin Breyer  
David T. Kaush, Gabriel Roeder Smith

### Minutes

#### **Resolution # ER – 2012-10-24**

Moved by Pallotta

Seconded by Stansbury

RESOLVED, That the Minutes of the September 12, 2012 meeting be approved.

Yeas: All-7

Absent: None

### Other Business- 12/31/11 ERS Actuarial Report

David Kausch of Gabriel Roeder Smith discussed the Actuarial Valuation of 12/31/11. The Board recommended the inclusion of footnotes to Mr. Kausch to clarify certain pages. The Draft Actuarial Valuation was noted and filed.

### Other Business – Draft RFI for Investment Consultant

The Board reviewed the Draft RFI for an Investment Consultant as presented by Tom Darling.

**Resolution # ER – 2012-10-25**

Moved by Darling

Seconded by Stansbury

Resolved, That the Board hereby accepts and authorizes the Pension Administrator to issue the RFI for Investment Consultant as presented with modifications to section B.4. In addition, the Board authorizes the System Administrator to extend the due date of responses as appropriate.

Yeas: 6

Absent: Gordon II

**Retirement Request**

**Resolution # ER – 2012-10-26**

Moved by Pallotta

Seconded by Stansbury

RESOLVED, That the following retirement requests be approved:

<b>Name</b>	Jeffrey Biegler
<b>Pension Program</b>	DC
<b>Retirement Date</b>	11-03-12
<b>Department</b>	Recreation
<b>Service Time</b>	13 Years, 11 Mths

Yeas: 6

Absent: Gordon II

**INVESTMENTS**

**Resolution # ER – 2012-10-27**

Moved by Stansbury

Seconded by Pallotta

RESOLVED, That the board authorizes the Pension Administrator to execute the following:

Sell: 10,000 shares of Rio Tinto if the equity sells for \$30 or more per share.

Yeas: 6

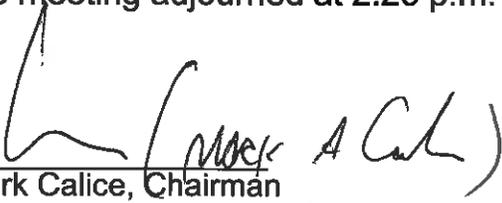
Absent: Gordon II

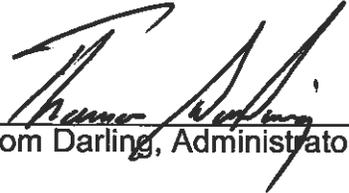
Public Comment

None.

The next meeting is November 14, 2012 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 2:23 p.m.

  
Mark Calice, Chairman

  
Tom Darling, Administrator

A special meeting of the Retiree Health Care Benefits Plan & Trust Board of Trustees was held on Wednesday, October 10, 2012, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 2:25 p.m.

**Trustees Present:** Mark Calice  
Milton Stansbury  
Michael Culpepper  
Dave Henderson  
Thomas Darling, CPA  
Steve Pallotta  
William R. Need (Ex-Officio)

**Trustees Absent:** Thomas J. Gordon, II

**Also Present:** Justin Breyer

### Minutes

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**Resolution # ER – 2012-10-4**

Moved by Stansbury

Seconded by Pallotta

RESOLVED, That the Minutes of the April 11, 2012 meeting be approved.

Yeas: 6

Absent: Gordon II

**Resolution # ER – 2012-10-5**

Moved by Pallotta

Seconded by Stansbury

RESOLVED, That the Minutes of the July 11, 2012 meeting be approved.

Yeas: 6

Absent: Gordon II

**Resolution # ER – 2012-10-6**

Moved by Stansbury

Seconded by Pallotta

RESOLVED, That the Minutes of the August 22, 2012 special meeting be approved.

Yeas: 6

Absent: Gordon II

**Other Business – Draft RFI for Investment Consultant**

The Board reviewed the Draft RFI for an Investment Consultant as presented by Tom Darling.

**Resolution # ER – 2012-10-7**

Moved by Darling

Seconded by Stansbury

Resolved, That the Board hereby accepts and authorizes the Pension Administrator to issue the RFI for Investment Consultant as presented with modifications to section B.4. In addition, the Board authorizes the System Administrator to extend the due date of responses as appropriate.

Yeas: 6

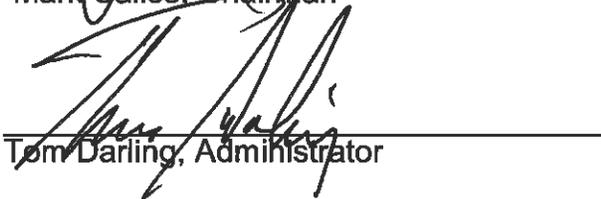
Absent: Gordon II

**Public Comment**

None

The meeting adjourned at 2:29 p.m.

  
Mark Calice, Chairman

  
Tom Darling, Administrator

A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday November 14, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 12:04 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II  
Steve Pallotta  
Dave Henderson  
Thomas Darling, CPA

**Trustees Absent:** Michael Culpepper  
Milton Stansbury  
William R. Need (Ex-Officio)

**Also Present:** Justin Breyer  
John Grant, UBS  
Rebecca Sorrenson, UBS

### Minutes

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#### **Resolution # ER – 2012-11-28**

Moved by Pallotta

Seconded by Henderson

RESOLVED, That the Minutes of the October 10, 2012 meeting be approved.

Yeas: All-5

Absent: Culpepper, Stansbury

### Other Business – UBS Quarterly Report

Rebecca Sorrenson and John Grant reviewed the UBS Quarterly Report, Fixed Income Recommendations, and Portfolio Performance Review.

(John Grant and Rebecca Sorrenson left the meeting after presentation)

**Retirement Request**

**Resolution # ER – 2012-11-29**

Moved by Darling

Seconded by Gordon II

RESOLVED, That the following retirement requests be approved:

<b>Name</b>	Maryann Hays	Pamela Huffman
<b>Pension Program</b>	DC	DB
<b>Retirement Date</b>	01-09-13	12-1-12
<b>Department</b>	Building Operations	Assessing
<b>Service Time</b>	18 yrs, 7 mo	17 yrs, 10 mo

Yeas: All-5

Absent: Culpepper, Stansbury

**Other Business – RFI for Investment Consultant Responses Evaluation Form**

The Board reviewed the Draft RFI for an Investment Consultant Evaluation Form as presented by Tom Darling. Tom Darling discussed the evaluation measures and how final scoring would take place.

**INVESTMENTS**

The Board recommended that it revisit CAT and BTU equities in the spring of 2013, and that AVD be added to the watch list.

**Resolution # ER – 2012-11-30**

Moved by Pallotta

Seconded by Gordon II

RESOLVED, That the board authorizes the Pension Administrator to execute the following:

Sell: 10,000 shares of Alcoa  
7,546 shares of Microsoft

Buy: \$1,500,000 of Templeton Global Total Return Fund A  
\$1,500,000 of BlackRock High Yield Bond Fund A  
\$1,500,000 of Alliance Bernstein High Income Fund

Yeas: All-5

Absent: Culpepper, Stansbury

Other Business- Change in time for December Meeting

**Resolution # ER – 2012-11-31**

Moved by Pallotta

Seconded by Gordon II

RESOLVED, That the board change the time of the December 12, 2012 Retirement Board Meeting from 12 pm to 1:30 pm:

Yeas: All- 5

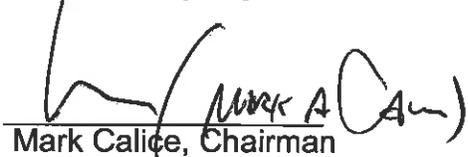
Absent: Culpepper, Stansbury

Public Comment

None.

The next meeting is December 12, 2012 at 1:30 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:07 p.m.

  
Mark Calice, Chairman

  
Tom Darling, Pension Administrator

On November 20, 2012, at 7:30 p.m., in the Council Chambers of Troy City Hall, Chair Kneale called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

Michael Bartnik  
Glenn Clark  
Kenneth Courtney  
William Fisher  
Allen Kneale  
David Lambert  
Thomas Strat

Also Present:

R. Brent Savidant, Planning Director  
Allan Motzny, Assistant City Attorney

2. APPROVAL OF MINUTES – October 16, 2012

RESOLVED, to approve the October 16, 2012 meeting minutes.

Moved by Clark  
Seconded by Fisher

Yes: Clark, Courtney, Fisher, Kneale, Lambert  
Abstain: Bartnik, Strat

MOTION PASSED

3. APPROVAL OF AGENDA – No changes

4. HEARING OF CASES

- A. VARIANCE REQUEST, JOSEPH MANIACI FOR MONDRIAN PROPERTIES, PROPOSED BEACHVIEW ESTATES SITE CONDOMINIUM, WEST SIDE OF BEACH ROAD, 1000 FEET SOUTH OF LONG LAKE ROAD – For a proposed One-Family Cluster Option site condominium, in order to be eligible for a density bonus consideration, as determined by City Council, a variance from the requirement that 50 percent of the property shall be dedicated open space held in common ownership. The applicant proposes 41 percent of the property be dedicated open space held in common ownership.

Moved by Courtney  
Seconded by Bartnik

RESOLVED, to postpone the item to the December 18, 2012 Zoning Board of Appeals meeting so that the developer can provide the Board information on the removal of lot 6, with or without the addition of land, and that a tree preservation plan be provided.

Yes: All

MOTION PASSED

5. COMMUNICATIONS – None
6. MISCELLANEOUS BUSINESS – None
7. PUBLIC COMMENT – One person spoke.
8. ADJOURNMENT – The Zoning Board of Appeals meeting ADJOURNED at 9:01 p.m.

Respectfully submitted,

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Allen Kneale, Chair

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Paul Evans, Zoning and Compliance Specialist

Chair Dziurman called the Regular meeting of the Building Code Board of Appeals to order at 3:00 p.m. on December 5, 2012 in the Lower Level Conference Room of the Troy City Hall.

1. ROLL CALL

Members Present:

Theodore Dziurman, Chair  
Gary Abitheira  
Teresa Brooks  
Michael Carolan  
Brian Kischnick

Support Staff Present:

Mitch Grusnick, Building Official/Code Inspector  
Allan Motzny, Assistant City Attorney  
Kathy L. Czarnecki, Recording Secretary

Also Present:

Attached and made a part hereof is the signature sheet of those present and signed in at this meeting.

2. APPROVAL OF MINUTES

Moved by: Brooks  
Support by: Carolan

**RESOLVED**, To approve the minutes of the November 7, 2012 Regular meeting as submitted.

Yeas: All present (5)

**MOTION CARRIED**

3. HEARING OF CASES

A. **VARIANCE REQUEST, RANDY ORAM FOR INTERNATIONAL OUTDOOR INC., 500 WEST LONG LAKE**

Chair Dziurman announced the applicant requested to postpone the item. The applicant was not present.

Mr. Motzny advised the Board as follows:

- If the determination of the Board is to postpone the item:
  - Written comments received to date and public comments if heard at today's meeting would remain on record and could be considered in the Board's deliberation at a future date.

- Stipulate a time limitation on the postponement; i.e., upon re-request of petitioner or six month maximum.
- Hold applicant responsible for costs associated with public hearing notification.
- If the determination of the Board is to deny the item:
  - Public comments, either written or heard to date, would not remain on record and could not be considered in a future application.

The Board discussed the following:

- Action options.
- Written public comments, to date.
- Public present to speak at today's meeting.
- Intent of applicant for variance request and requests to postpone.
- Past variance requests, subsequent court cases and Judgments.

Chair Dziurman opened the floor for public comment.

John Major of 5215 Daniels spoke in opposition of the requested variance because of the proposed sign size, height and location adjacent to a residential area. He indicated the signage would be a distraction to drivers. Mr. Major suggested that the City place regulations on billboard signage going forward.

Charles Hoekstra of 5227 Daniels spoke in opposition of the requested variance for the same reasons as stated by Mr. Major. Mr. Hoekstra said the company generates noise and is an eyesore to the neighborhood.

Vince Pangle of 5235 Wright spoke in opposition of the requested variance. Mr. Pangle said the City would set a poor precedent if the sign variance is granted. He addressed the size and location of the signage and traffic concerns.

Chair Dziurman closed the floor for public comment.

Moved by: Abitheira

Support by: Brooks

**RESOLVED**, To postpone the variance request for a maximum of six (6) months with the following stipulations:

1. The applicant shall pay incurred costs associated with re-notification of the item if re-heard.
2. After six (6) months, the Board will reconsider and act upon item.
3. All public comment will remain on record and in the file.

Yeas: All present (5)

**MOTION CARRIED**

[Mr. Motzny exited the meeting.]

B. **VARIANCE REQUEST, JAMES BAXTER FOR ARI-EL ENTERPRISES INC, 800-830 KIRTS BLVD** – A variance for relief of Chapter 85, Table 85.02.05, to relocate an existing 88 square foot ground sign set back 4 feet from the front right of way line. The Sign Code requires the sign to be set back 20 feet from the front right of way line.

Mr. Grusnick gave a brief description of the request. He indicated the department received no comments in response to the public notice.

The applicant, James Baxter of Ari-El Enterprises, and the property owner, Arie Liebowitz, were present.

Mr. Baxter said they are requesting to place the sign closer to the building entrance because the current location misrepresents the building entrance and causes confusion for both the occupants and visitors. Mr. Baxter said there would be no changes to the sign itself or the set back as it currently exists except to move it closer to the drive approach.

Mr. Liebowitz also addressed the Board. He said as new owners of the property, they want to make strategic improvements to the site; one being to direct traffic in the shortest possible route to the building entrance.

The following was discussed:

- Existing two ground signs for which permits are granted.
- Relocation of sign does not cause any traffic sight obstruction.

Chair Dziurman opened the floor for public comment.

There was no one present who wished to speak.

Chair Dziurman closed the floor for public comment.

Moved by: Carolan  
Support by: Abitheira

**RESOLVED**, To approve the variance request.

Yeas: All present (5)

**MOTION CARRIED**

- C. **VARIANCE REQUEST, SCOTT FREEMAN FOR D. F. CHASE CONSTRUCTION, 1310 E BIG BEAVER** – A variance for relief of Chapter 83 to allow the installation of an electrically charged fence on the property. The Fence Ordinance prohibits the use of an electrically charged fence in any area of the City.

Mr. Grusnick gave a brief description of the request. He indicated the department received no comments in response to the public notice.

The applicant, Scott Freeman of D. F. Chase, was present. Also present were John Westendorf of Old Dominion Freight Line and Michael Pate of Electric Guard Dog.

Mr. Freeman stated that the electric fence would be installed for the truck yard only and not the employee parking lot.

Mr. Pate briefly explained the technology of an electric fence addressing voltage, timing of alarm, placement and grounding (protection of wildlife).

There was discussion on the following:

- Previous requests to install electric fencing for truck yard security.
- Electric fence structure at former location (1163 Souter); power disengaged, potential for new ownership to “electrify” existing fence.
- Variances run with the land; Board has power to grant restrictions on appeal.

Chair Dziurman opened the floor for public comment.

There was no one present who wished to speak.

Chair Dziurman closed the floor for public comment.

Moved by: Kischnick

Support by: Abitheira

***RESOLVED***, To approve the variance request for the following reasons:

1. There is an undue hardship relating to the use of the industrial property.
2. The variance would not be contrary to the public interest.

Vote on the motion on the floor.

Yeas: All present (5)

**MOTION CARRIED**

- D. **VARIANCE REQUEST, STEVE LENDERMAN FOR SURE HOLDINGS LLC, 1414 E MAPLE ROAD** – A variance to allow the second and third floor interior exit stairway doors of the 5 story building to be locked on the stairway side preventing unauthorized access to the tenant space. The 2009 Michigan Building Code, Section 1008.1.9.10, requires interior stairway means of egress doors remain operable from both sides without the use of a key or special knowledge.

Mr. Grusnick gave a brief description of the request. He indicated the department received no comments in response to the public notice. Mr. Grusnick stated the City’s Fire Department has no objection to the appeal request.

The applicant, Steve Lenderman of MBL+A Architects, was present. Mr. Lenderman addressed Building Code Section 403.5.3.1 and specifically Exception #3 to Building Code Section 1008.1.9.10, which states doors can be locked except in buildings with more than five stories. He explained that although the subject building has five stories, it does not meet the 55 foot height definition of a high rise building. Mr. Lenderman used visual boards to display the second and third floor building occupancy, shared the tenant’s need for security in handling personal and confidential information and addressed the technology of the automatic door hardware, specifically the locks disengagement with a fire alarm activation or the loss of electrical power.

Chair Dziurman opened the floor for public comment.

There was no one present who wished to speak.

Chair Dziurman closed the floor for public comment.

Moved by: Abitheira  
Support by: Carolan

**RESOLVED**, To approve the variance request.

Yeas: Abitheira, Carolan, Dziurman, Kischnick  
Nays: Brooks

**MOTION CARRIED**

4. **COMMUNICATIONS**

None.

5. PUBLIC COMMENT

None.

6. MISCELLANEOUS BUSINESS

A. CHAPTER 85, FENCES

Mr. Grusnick addressed proposed revisions to Chapter 83.

- Section 4, Construction Material, strike last sentence “Fences which enclose school grounds, playground, tennis courts, public swimming pools, or other public areas may be erected to a height in excess of six (6’0”) feet with the approval of the Building Board of Appeals”.
- Add Section 6, Appeals.

Moved by: Dziurman  
Support by: Abitheira

**RESOLVED**, That the Board has reviewed the suggested revisions, deletions and additions to Chapter 85, Fences, as presented, and is in agreement, and that the proposed revisions are made a part of the record hereof.

Yeas: All present (5)

**MOTION CARRIED**

B. 2013 MEETING SCHEDULE

After a brief discussion, the Board agreed to reschedule the July meeting date due to a holiday conflict.

Moved by: Dziurman  
Seconded by: Brooks

**RESOLVED**, To approve the 2013 meeting schedule, as presented, with the exception to reschedule the July 3, 2013 meeting date to July 10, 2013.

Yeas: All present (5)

**MOTION CARRIED**

7. ADJOURNMENT

The Regular meeting of the Board of Building Appeals adjourned at 4:03 p.m.

Respectfully submitted,

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Theodore Dziurman, Chair

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Kathy L. Czarnecki, Recording Secretary

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Chair Tagle called the Regular meeting of the Troy City Planning Commission to order at 7:00 p.m. on December 11, 2012 in the Council Chamber of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds  
Michael W. Hutson  
Edward Kempen  
Tom Krent  
Philip Sanzica  
Gordon Schepke  
Robert Schultz  
Thomas Strat  
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director  
Susan Lancaster, Assistant City Attorney  
Ben Carlisle, Carlisle/Wortman Associates, Inc.  
Eric Huang, Student Representative  
Kathy L. Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

**Resolution # PC-2012-12-077**

Moved by: Schultz  
Seconded by: Schepke

**RESOLVED**, To approve the Agenda as prepared.

Yes: All present (9)

**MOTION CARRIED**

3. APPROVAL OF MINUTES

**Resolution # PC-2012-12-078**

Moved by: Edmunds  
Seconded by: Krent

**RESOLVED**, To approve the minutes of the November 27, 2012 Special/Study meeting as published.

Yes: All present (8)

**MOTION CARRIED**

4. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

**REZONING REQUEST**

5. PUBLIC HEARING – REZONING APPLICATION (File Number Z 741) – Proposed 1170 Woodslee, North of Maple Road between Rochester and Stephenson Highway, Section 27, From IB (Integrated Industrial and Business) District to RT (One-Family Attached Residential) District

Mr. Carlisle gave a brief report on the proposed rezoning application and recommended that the Planning Commission recommend to the City Council approval of the proposed rezoning.

The petitioner, Alvin Ballard, was present. Mr. Ballard provided interesting historical facts on the property.

PUBLIC HEARING OPENED

No one was present to speak.

PUBLIC HEARING CLOSED

**Resolution # PC-2012-12-079**

Moved by: Sanzica  
Seconded by: Schultz

**RESOLVED**, That the Planning Commission hereby recommends to the City Council that the IB to RT rezoning request, located north of Maple Road between Rochester and Stephenson Highway (1170 Woodslee), in Section 27, being approximately 1.02 acres in size, be approved.

Yes: All present (9)

**MOTION CARRIED**

## **SITE CONDOMINIUM DEVELOPMENT**

6. **PRELIMINARY SITE PLAN REVIEW** – Proposed Bridgewater Estates Site Condominium, 27 units/lots, East side of John R between Long Lake and Square Lake (5470 John R), Section 12, Currently Zoned R-1C (One Family Residential) District

Mr. Savidant informed the Board that the petitioner held an informational meeting with residents in the area of the proposed development with the intent to get input and address concerns. As a result of the meeting, the petitioner revised the site plan to show a preservation strip of 15 feet along the northern property line. Mr. Savidant announced the department received a petition signed by 17 residents from the Stoneridge II and Long Lake Meadows subdivisions asking for a 20 foot greenbelt. In addition, Mr. Savidant gave an explanation of a “site condominium” development.

Mr. Carlisle said his initial review of the proposed development, dated December 5, addressed a few items. Since that time, the petitioner submitted revised plans of which a subsequent review was prepared and is dated December 10. Mr. Carlisle reported the revised site plan submission is in conformance with all Zoning Ordinance requirements. He recommends approval of the application with the conditions that the 15 foot buffer and treatment of the southern road stub are noted on the final site plan.

The petitioner, Gary Tadian, Andy Milia of Franklin Property Corporation and James Butler of Professional Engineering Associates were present.

Mr. Milia addressed stormwater drainage and rear yard dimensions, both of which were considered in the determination to provide a 15 foot buffer for the adjacent neighbors. He indicated the 15 foot buffer would be maintained by the homeowners and governed by the subdivision Bylaws and Master Deed. Mr. Milia said the full brick single family homes would be in the mid to high \$300,000-\$400,000 price range.

Mr. Butler noted the stormwater on this property flows east to west, toward the storm/sewer system on John R.

There was discussion on the following:

- 15 foot buffer -vs- 20 feet as requested by adjacent neighbors.
  - Stormwater drainage.
  - Marketability of home as relates to size of back yard.
  - Trees within 15 foot buffer to remain; trees outside buffer to be removed.
  - Estimation of 100-150 trees within 15 foot buffer.
  - Petitioner willingness to work with residents’ on reasonable, feasible solution.
  - Depths of lots going east; petitioner will consider to modify depth of buffer where/if possible.
- Retention basin; more creativity, aesthetically pleasing.
- Sweet Street treatment; i.e., landscaping, walkway, tie into John R.
- Potential future development to south; negotiation stage only at this time.
- Internal parks.

Chair Tagle opened the floor for public comment.

Rachelle Jenneker of 2172 Michele was present. Ms. Jenneker addressed concerns with the loss of trees, aesthetic beauty, wildlife and homes values. She encouraged the City to adopt a tree preservation plan. Ms. Jenneker asked that the buffer be extended to 20 feet and consideration be given to a park area.

Ann Bieke of 2140 Michele was present. Ms. Bieke asked for consideration of an 18 foot buffer from her property.

Chair Tagle said he appreciated the comments made and is sympathetic to the neighbors' concerns. He stated the Board has no legal standing to force a property owner to save trees. Chair Tagle said neighbors have had the enjoyment of that environment for years and the petitioner is willing to compromise.

Chair Tagle closed the floor for public comment.

Mr. Milia said they would continue to work with the neighbors. He indicated they would look at lots 13, 14, 15 and 16 to see if it is viable to increase the buffer to 20 feet, and in good faith, would save as many trees as possible; i.e., look at trees case by case.

Mr. Schultz noted the City took steps to adopt a wetlands/tree preservation in the past, and Troy residents voiced opposition at that time. Mr. Schultz said a property owner has the right to cut down trees on his property; and the Board has no power to request a buffer, and yet this developer has offered to compromise and provide one.

Mr. Hutson commended the petitioner on his offer to provide a buffer.

**Resolution # PC-2012-12-080**

Moved by: Schultz  
 Seconded by: Schepke

**RESOLVED**, That Preliminary Site Condominium Approval, pursuant to Article 8 and Section 10.02 of the Zoning Ordinance, as requested for Bridgewater Estates Site Condominium, 27 units/lots, east of John R, between Long Lake and Square Lake, Section 12, within the R-1C (One Family Residential) District, be granted.

Yes: All present (9)

**MOTION CARRIED**

## **PRELIMINARY SITE PLAN REVIEW**

7. **PRELIMINARY SITE PLAN REVIEW (File Number SP 979)** – Proposed Galleria of Troy, North side of Big Beaver between Wilshire and I-75, Section 21, Currently Zoned BB (Big Beaver) District

Mr. Carlisle reported that the site plans were not submitted in time to provide a full site plan review. The petitioner is here this evening to get preliminary comments from the Board. Mr. Carlisle gave a brief background of the proposed development.

James Butler of Professional Engineering Associates and Elizabeth Abernethy of Bloomin' Brands, Tampa, Florida, were present.

The following was discussed:

- Phase 1 (3 restaurants), Phase 2 (hotel).
- Building design/architecture, aesthetics, cohesiveness.
- Urban feel.
- Crucial location; gateway to Troy.
- Plaza, common ties with lighting and hardface.
- Eye catching features.
- Patio elements.
- Center pad; greater height and mass; an anchor; a draw.
- Outdoor features; fountain, water, art, public display.
- Parking lot; provide landscaping, other elements to break up asphalt.
- Dumpster locations.
- 'Sound' studies; buffer traffic noise.
- Stormwater mitigation.
- Hotel layout.
- Future submission:
  - Examples/photographs of both restaurant brands at an existing site.
  - Complete photographs/display boards of whole project, not individual restaurants.

## **OTHER BUSINESS**

8. **PUBLIC COMMENTS** – Items on Current Agenda

There was no one present who wished to speak.

9. PLANNING COMMISSION COMMENTS

Brief discussion followed on:

- Transit Center groundbreaking.
- Rochester Hills proposed Master Plan amendments.

Holiday wishes wished by all.

The Regular meeting of the Planning Commission adjourned at 8:36 p.m.

Respectfully submitted,

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John J. Tagle, Chair

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Kathy L. Czarnecki, Recording Secretary

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Chair Tagle called the Regular meeting of the Troy City Planning Commission to order at 7:00 p.m. on December 11, 2012 in the Council Chamber of the Troy City Hall.

1. ROLL CALL

Present:

Donald Edmunds  
Michael W. Hutson  
Edward Kempen  
Tom Krent  
Philip Sanzica  
Gordon Schepke  
Robert Schultz  
Thomas Strat  
John J. Tagle

Also Present:

R. Brent Savidant, Planning Director  
Susan Lancaster, Assistant City Attorney  
Ben Carlisle, Carlisle/Wortman Associates, Inc.  
Eric Huang, Student Representative  
Kathy L. Czarnecki, Recording Secretary

2. APPROVAL OF AGENDA

**Resolution # PC-2012-12-077**

Moved by: Schultz  
Seconded by: Schepke

**RESOLVED**, To approve the Agenda as prepared.

Yes: All present (9)

**MOTION CARRIED**

3. APPROVAL OF MINUTES

**Resolution # PC-2012-12-078**

Moved by: Edmunds  
Seconded by: Krent

**RESOLVED**, To approve the minutes of the November 27, 2012 Special/Study meeting as published.

Yes: All present (8)

**MOTION CARRIED**

4. PUBLIC COMMENTS – Items not on the Agenda

There was no one present who wished to speak.

**REZONING REQUEST**

5. PUBLIC HEARING – REZONING APPLICATION (File Number Z 741) – Proposed 1170 Woodslee, North of Maple Road between Rochester and Stephenson Highway, Section 27, From IB (Integrated Industrial and Business) District to RT (One-Family Attached Residential) District

Mr. Carlisle gave a brief report on the proposed rezoning application and recommended that the Planning Commission recommend to the City Council approval of the proposed rezoning.

The petitioner, Alvin Ballard, was present. Mr. Ballard provided interesting historical facts on the property.

PUBLIC HEARING OPENED

No one was present to speak.

PUBLIC HEARING CLOSED

**Resolution # PC-2012-12-079**

Moved by: Sanzica  
Seconded by: Schultz

**RESOLVED**, That the Planning Commission hereby recommends to the City Council that the IB to RT rezoning request, located north of Maple Road between Rochester and Stephenson Highway (1170 Woodslee), in Section 27, being approximately 1.02 acres in size, be approved.

Yes: All present (9)

**MOTION CARRIED**

## SITE CONDOMINIUM DEVELOPMENT

6. PRELIMINARY SITE PLAN REVIEW – Proposed Bridgewater Estates Site Condominium, 27 units/lots, East side of John R between Long Lake and Square Lake (5470 John R), Section 12, Currently Zoned R-1C (One Family Residential) District

Mr. Savidant informed the Board that the petitioner held an informational meeting with residents in the area of the proposed development with the intent to get input and address concerns. As a result of the meeting, the petitioner revised the site plan to show a preservation strip of 15 feet along the northern property line. Mr. Savidant announced the department received a petition signed by 17 residents from the Stoneridge II and Long Lake Meadows subdivisions asking for a 20 foot greenbelt. In addition, Mr. Savidant gave an explanation of a “site condominium” development.

Mr. Carlisle said his initial review of the proposed development, dated December 5, addressed a few items. Since that time, the petitioner submitted revised plans of which a subsequent review was prepared and is dated December 10. Mr. Carlisle reported the revised site plan submission is in conformance with all Zoning Ordinance requirements. He recommends approval of the application with the conditions that the 15 foot buffer and treatment of the southern road stub are noted on the final site plan.

The petitioner, Gary Tadian, Andy Milia of Franklin Property Corporation and James Butler of Professional Engineering Associates were present.

Mr. Milia addressed stormwater drainage and rear yard dimensions, both of which were considered in the determination to provide a 15 foot buffer for the adjacent neighbors. He indicated the 15 foot buffer would be maintained by the homeowners and governed by the subdivision Bylaws and Master Deed. Mr. Milia said the full brick single family homes would be in the mid to high \$300,000-\$400,000 price range.

Mr. Butler noted the stormwater on this property flows east to west, toward the storm/sewer system on John R.

There was discussion on the following:

- 15 foot buffer -vs- 20 feet as requested by adjacent neighbors.
  - Stormwater drainage.
  - Marketability of home as relates to size of back yard.
  - Trees within 15 foot buffer to remain; trees outside buffer to be removed.
  - Estimation of 100-150 trees within 15 foot buffer.
  - Petitioner willingness to work with residents’ on reasonable, feasible solution.
  - Depths of lots going east; petitioner will consider to modify depth of buffer where/if possible.
- Retention basin; more creativity, aesthetically pleasing.
- Sweet Street treatment; i.e., landscaping, walkway, tie into John R.
- Potential future development to south; negotiation stage only at this time.
- Internal parks.

Chair Tagle opened the floor for public comment.

Rachelle Jenneker of 2172 Michele was present. Ms. Jenneker addressed concerns with the loss of trees, aesthetic beauty, wildlife and homes values. She encouraged the City to adopt a tree preservation plan. Ms. Jenneker asked that the buffer be extended to 20 feet and consideration be given to a park area.

Ann Bieke of 2140 Michele was present. Ms. Bieke asked for consideration of an 18 foot buffer from her property.

Chair Tagle said he appreciated the comments made and is sympathetic to the neighbors' concerns. He stated the Board has no legal standing to force a property owner to save trees. Chair Tagle said neighbors have had the enjoyment of that environment for years and the petitioner is willing to compromise.

Chair Tagle closed the floor for public comment.

Mr. Milia said they would continue to work with the neighbors. He indicated they would look at lots 13, 14, 15 and 16 to see if it is viable to increase the buffer to 20 feet, and in good faith, would save as many trees as possible; i.e., look at trees case by case.

Mr. Schultz noted the City took steps to adopt a wetlands/tree preservation in the past, and Troy residents voiced opposition at that time. Mr. Schultz said a property owner has the right to cut down trees on his property; and the Board has no power to request a buffer, and yet this developer has offered to compromise and provide one.

Mr. Hutson commended the petitioner on his offer to provide a buffer.

**Resolution # PC-2012-12-080**

Moved by: Schultz  
Seconded by: Schepke

**RESOLVED**, That Preliminary Site Condominium Approval, pursuant to Article 8 and Section 10.02 of the Zoning Ordinance, as requested for Bridgewater Estates Site Condominium, 27 units/lots, east of John R, between Long Lake and Square Lake, Section 12, within the R-1C (One Family Residential) District, be granted.

Yes: All present (9)

**MOTION CARRIED**

## **PRELIMINARY SITE PLAN REVIEW**

7. **PRELIMINARY SITE PLAN REVIEW (File Number SP 979)** – Proposed Galleria of Troy, North side of Big Beaver between Wilshire and I-75, Section 21, Currently Zoned BB (Big Beaver) District

Mr. Carlisle reported that the site plans were not submitted in time to provide a full site plan review. The petitioner is here this evening to get preliminary comments from the Board. Mr. Carlisle gave a brief background of the proposed development.

James Butler of Professional Engineering Associates and Elizabeth Abernethy of Bloomin' Brands, Tampa, Florida, were present.

The following was discussed:

- Phase 1 (3 restaurants), Phase 2 (hotel).
- Building design/architecture, aesthetics, cohesiveness.
- Urban feel.
- Crucial location; gateway to Troy.
- Plaza, common ties with lighting and hardface.
- Eye catching features.
- Patio elements.
- Center pad; greater height and mass; an anchor; a draw.
- Outdoor features; fountain, water, art, public display.
- Parking lot; provide landscaping, other elements to break up asphalt.
- Dumpster locations.
- 'Sound' studies; buffer traffic noise.
- Stormwater mitigation.
- Hotel layout.
- Future submission:
  - Examples/photographs of both restaurant brands at an existing site.
  - Complete photographs/display boards of whole project, not individual restaurants.

## **OTHER BUSINESS**

8. **PUBLIC COMMENTS** – Items on Current Agenda

There was no one present who wished to speak.

9. PLANNING COMMISSION COMMENTS

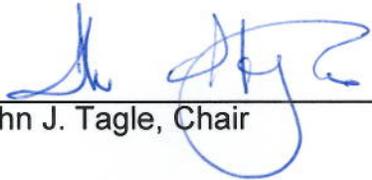
Brief discussion followed on:

- Transit Center groundbreaking.
- Rochester Hills proposed Master Plan amendments.

Holiday wishes wished by all.

The Regular meeting of the Planning Commission adjourned at 8:36 p.m.

Respectfully submitted,



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John J. Tagle, Chair



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Kathy L. Czarnecki, Recording Secretary

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A meeting of the Employees' Retirement System Board of Trustees was held on Wednesday December 12, 2012 at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 1:55 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II  
Steve Pallotta  
Thomas Darling, CPA  
Milton Stansbury  
William R. Need (Ex-Officio)

**Trustees Absent:** Brian Kischnick  
Dave Henderson

**Also Present:** Justin Breyer  
John Lamerato

## **Minutes**

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### **Resolution # ER – 2012-12-32**

Moved by Pallotta  
Seconded by Gordon

RESOLVED, That the Minutes of the November 14, 2012 meeting be approved.

Yeas: All-5  
Absent: Kischnick, Henderson

## **Retirement Request**

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### **Resolution # ER – 2012-12-33**

Moved by Pallotta  
Seconded by Stansbury

RESOLVED, That the following retirement requests be approved:

<b>Name</b>	Pietro E. Pizzomi
<b>Pension Program</b>	DB
<b>Retirement Date</b>	1-12-13
<b>Department</b>	Police
<b>Service Time</b>	25 yrs, 5 mo.

Yeas: All-5  
Absent: Kischnick, Henderson

**Other Business – Review of Fiscal Year End Report 6/30/12**

Tom Darling discussed and presented information from the Comprehensive Annual Financial Report. Information was related to changes in net position, retirees, and activities.

**Other Business – Review of 1<sup>st</sup> Quarter Ending 9/30/12**

Tom Darling review and explained the 1<sup>st</sup> Quarter Statement. Tom answered questions posed to him by Board members.

**Other Business – Approval of 2013 Meeting Schedule**

**Resolution # ER – 2012-12-34**

Moved by Pallotta

Seconded by Gordon II

RESOLVED, That the Board approve the 2013 meeting dates on the attached schedule.

Yeas: All- 5

Absent: Kischnick, Henderson

**Other Business – Review of Investment Manager Search**

Board members discussed the role of the Investment Manager, risk versus return, and fiduciary responsibility. Pallotta requested hard copy rating sheets.

**INVESTMENTS**

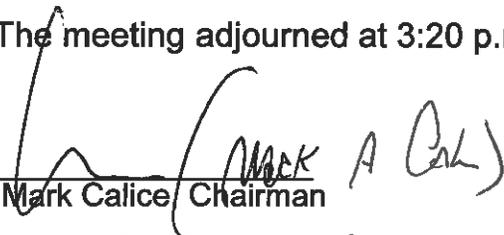
The Board had nothing to report on investments.

**Public Comment**

None.

The next meeting is January 9<sup>th</sup>, 2013 at 12:00 p.m. at Troy City Hall, Conference Room C, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting adjourned at 3:20 p.m.

  
Mark Calice, Chairman

  
Tom Darling, Pension Administrator

A special meeting of the Retiree Health Care Benefits Plan & Trust Board of Trustees was held on Wednesday, December 12, 2012, at Troy City Hall, 500 W. Big Beaver Road, Troy, MI 48084.

The meeting was called to order at 3:21 p.m.

**Trustees Present:** Mark Calice  
Thomas J. Gordon, II  
Milton Stansbury  
Thomas Darling, CPA  
Steve Pallotta  
William R. Need (Ex-Officio)

**Trustees Absent:** Brian Kischnick  
Dave Henderson

**Also Present:** Justin Breyer  
John Lamerato

### Minutes

#### **Resolution # ER – 2012-12-8**

Moved by Pallotta

Seconded by Stansbury

RESOLVED, That the Minutes of the October 10, 2012 meeting be approved.

Yeas: All- 5

Absent: Kischnick, Henderson

### Other Business – Approval of 2013 Meeting Dates

#### **Resolution # ER – 2012-12-9**

Moved by Gordon II

Seconded by Pallotta

Resolved, That the Board approve the 2013 meeting dates on the attached schedule.

Yeas: All- 5

Absent: Kischnick, Henderson

### Other Business – Review of Fiscal Year End Report 6/30/12

Tom Darling discussed and presented information from the Comprehensive Annual Financial Report. Information was related to changes in net position, retirees, and activities.

**Public Comment**

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None

The meeting adjourned at 3:38 p.m.

  
Mark Calice, Chairman

  
Tom Darling, Administrator



## CITY COUNCIL AGENDA ITEM

Date: November, 19 2012

To: Brian Kischnick, City Manager *BK*

From: Mark F. Miller, Director of Economic and Community Development *MM*  
Steve Burns, Building Official, SAFEbuilt *SB*  
Mitch Grusnick, City Building Official *MG*

Subject: Building Department Activity Report – November, 2012

The following attachment contains a summary of permit activity, project valuation and inspection counts for the Building Inspection Department from January 2011 to November 2012. Permit activity has continually improved year over year.

We have issued 8080 building related permits year to date. Year to date project valuations thru November are at \$131,836,044. Compared to November 2011 we issued 6200 building related permits that had a valuation of \$90,710,445.

The activity is encouraging and we are hopeful for continued improvement.

Attachments:

1. Building Department Activity Report, January 2011 thru November 2012

Preparer of memo\File name\File location













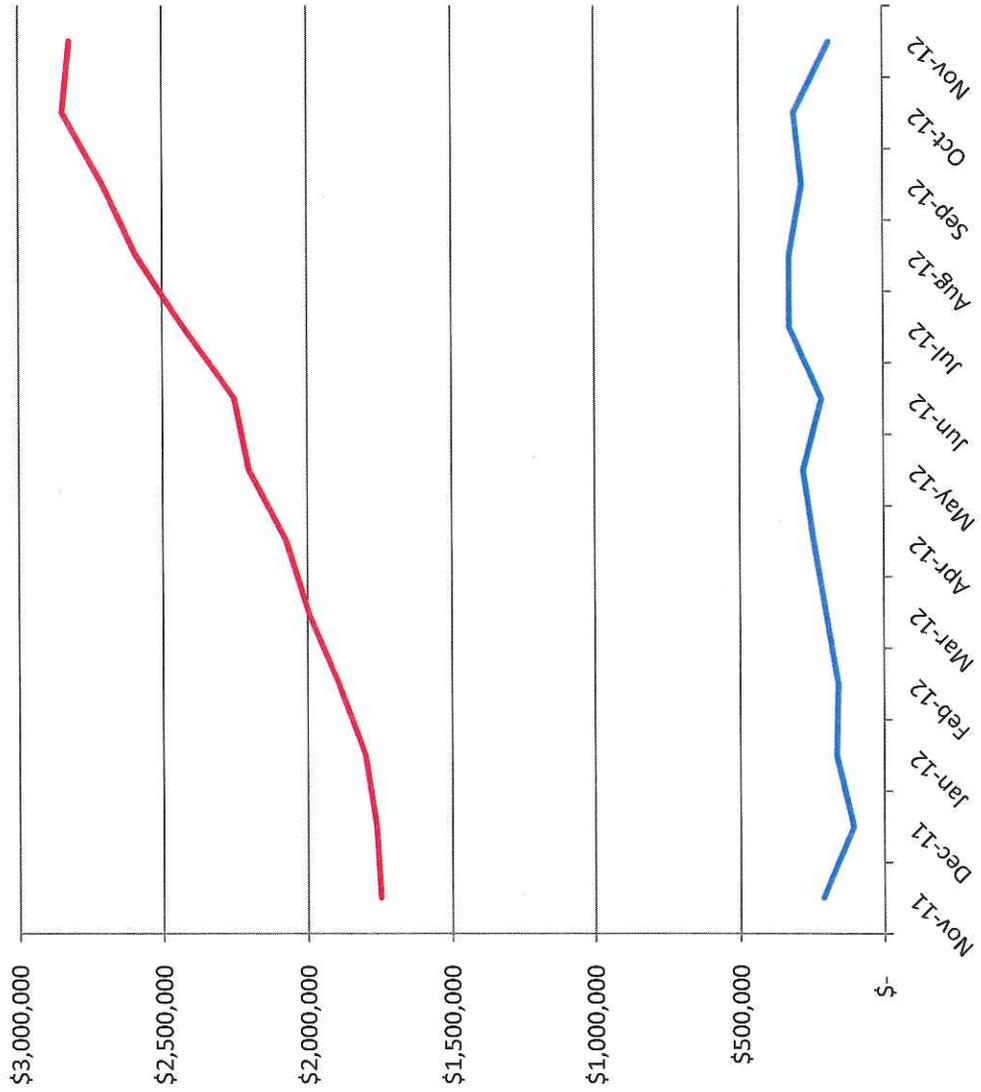






# City of Troy

Fees  
Trailing 12



	January 2012	February 2012	March 2012	April 2012	May 2012	June 2012	July 2012	August 2012	September 2012	October 2012	November 2012	December 2012
<b>COM: New</b>	0	0	0	3	2	2	3	4	1	5	1	0
<b>COM: Alt/Rep</b>	27	37	20	34	41	36	48	53	24	45	30	0
<b>COM: Msc</b>	1	1	1	1	2	0	2	3	4	5	0	0
<b>RES: New</b>	4	2	17	18	35	16	28	19	13	16	7	0
<b>RES: Alt</b>	44	54	109	103	159	117	100	122	121	141	99	0
<b>RES: Msc</b>	1	1	4	6	4	9	8	12	6	2	7	0
<b>MISC</b>	6	3	11	14	26	13	21	20	8	15	11	0
<b>ONESTOP</b>	373	296	366	529	480	597	522	611	425	680	457	0
<b>OTHER</b>	65	52	70	57	80	62	69	67	63	109	62	0
<b>TOTAL</b>	521	446	598	765	829	852	801	911	665	1018	674	0

	January 2012	February 2012	March 2012	Apr-12	May-12	Jun-12	Jul-12
COM: New	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
COM: Alt/Rep	\$ 4,968,569.00	\$ 7,834,182.00	\$ 3,471,210.00	\$ 5,617,710.00	\$ 5,381,858.00	\$ 3,506,516.00	\$ 5,137,610.00
COM: Misc	\$ 40,000.00	\$ 140,000.00	\$ 7,300.00	\$ 20,000.00	\$ 36,950.00	\$ -	\$ 208,800.00
RES: New	\$ 1,011,881.00	\$ 445,125.00	\$ 1,993,286.00	\$ 2,432,614.00	\$ 3,633,455.00	\$ 2,236,278.00	\$ 4,154,863.00
RES: Alt/Rep	\$ 1,104,338.00	\$ 964,784.00	\$ 1,331,117.00	\$ 934,958.00	\$ 1,439,792.00	\$ 1,250,418.00	\$ 983,594.00
RES: Misc	\$ -	\$ 5,900.00	\$ 128,950.00	\$ 49,100.00	\$ 17,500.00	\$ 69,050.00	\$ 86,549.00
<b>TOTAL</b>	<b>\$ 7,124,788.00</b>	<b>\$ 9,389,991.00</b>	<b>\$ 6,931,863.00</b>	<b>\$ 11,266,382.00</b>	<b>\$ 11,559,555.00</b>	<b>\$ 7,633,262.00</b>	<b>\$ 15,233,416.00</b>

	Aug-12	Sep-12	Oct-12	Nov-12	Dec-12
COM: New	\$ 3,285,000.00	\$ 750,000.00	\$ 6,094,875.00	\$ 31,000.00	\$ -
COM: Alt/Rep	\$ 6,300,781.00	\$ 11,577,732.00	\$ 9,913,222.00	\$ 12,397,676.00	\$ -
COM: Misc	\$ 97,200.00	\$ 55,043.00	\$ 92,000.00	\$ -	\$ -
RES: New	\$ 3,077,280.00	\$ 1,655,715.00	\$ 1,672,611.00	\$ 740,436.00	\$ -
RES: Alt/Rep	\$ 1,569,791.00	\$ 1,220,862.00	\$ 1,212,328.00	\$ 763,951.00	\$ -
RES: Misc	\$ 108,395.00	\$ 20,989.00	\$ 33,500.00	\$ 26,400.00	\$ -
<b>TOTAL</b>	<b>\$ 14,438,447.00</b>	<b>\$ 15,280,341.00</b>	<b>\$ 19,018,536.00</b>	<b>\$ 13,959,463.00</b>	<b>\$ -</b>

Run the Category Detail report for Permits. Use the month's date range.	January-12		February-12		March-12		April-12		May-12		June-12	
Commercial, Add/Alter	26	\$ 4,818,569	34	\$ 7,754,367	17	\$ 2,921,210	34	\$ 5,617,710	37	\$ 4,671,358	33	\$ 3,200,236
Commercial, Demo and New												
Commercial Access, Structure							1	\$ 2,000			1	\$ 28,000
Commercial, Kiosk												
Commercial, Parking Lot									2	\$ 36,950		
Commercial, Pool												
Commercial, Repair			1	\$ 44,815								
Commercial, New Building							2	\$ 2,210,000	1	\$ 1,050,000	1	\$ 543,000
Commercial, Wall												
Commercial, Wreck	1	\$ 40,000	1	\$ 140,000	1	\$ 7,300	1	\$ 20,000				
Commercial, Temp Off. Trailer												
Electrical	125		94		108		140		138		194	
Electrical, Fire Alarm	23		16		14		12		24		12	
Electrical, Signs	5		9		10		12		10		5	
Fence	1		2		13		21		38		25	
Fire Alarm	23		19		14		13		23		14	
Fire Protection	27		17		20		23		21		22	
Inst./Hosp., Add/Alter									1	\$ 65,000	1	\$ 49,000
Inst./Hosp., New Building												
Industrial, Add/Alter	1	\$ 150,000	1		3	\$ 550,000			2	\$ 645,000		
Industrial, New Building												
Industrial, Wreck												
Industrial, Parking Lot												
Mechanical	97		62		85		135		121		143	
Mechanical, Air	2		13		6		9		7		28	
Mechanical, Heat	23		35		18		26		6		6	
Mechanical, Refrigeration	4				3		3		3		9	
Multi., Garage/Acc. Structure												
Multi., Add/Alter							2	\$ 3,000				
Multi., Repair	2	\$ 411,956										
Municipal, Add/Alter											1	\$ 7,280
Municipal, New Construction									1			
Plumbing	81		63		68		99		62		91	
Religious, Add/Alter			1	\$ 35,000					1	\$ 500	1	\$ 250,000
Religious, Parking Lot												
Residential, Add/Alter	35	\$ 307,637	36	\$ 474,679	41	\$ 486,092	42	\$ 427,108	121	\$ 1,171,722	73	\$ 701,820
Residential, Fnd./Slab/Rat Wall											2	\$ 3,050
Residential, Demo & New												
Residential, Fire Repair	1	\$ 336,665			1	\$ 249,343						
Residential, Garage/Acc. Structure					8	\$ 38,050	7	\$ 41,299	10	\$ 54,332	7	\$ 50,005
Residential, New Construction	4	\$ 1,011,881	2	\$ 445,125	9	\$ 1,955,236	11	\$ 2,391,315	25	\$ 3,579,123	9	\$ 2,186,273
Residential, Pool/Spa/Hot Tub					3	\$ 124,950	4	\$ 47,100	3	\$ 13,500	4	\$ 63,500
Residential, Repair			4	\$ 427,725	3	\$ 51,810					1	\$ 225,702
Residential, Roof	5	\$ 42,550	6	\$ 41,487	47	\$ 469,910	37	\$ 337,445	30	\$ 216,049	24	\$ 196,455
Residential, Siding					1	\$ 6,250			1	\$ 9,000		
Residential, Window	1	\$ 5,530	8	\$ 20,883	14	\$ 64,712	24	\$ 170,405	7	\$ 43,021	19	\$ 126,441
Residential, Wrecking	1		1	\$ 5,900	1	\$ 4,000	2	\$ 2,000	1	\$ 4,000	3	\$ 2,500
Satellite/Antennas												
Sewer Installation, Sanitary	5				12		19		12		19	
Sewer Installation, Storm	5		1		12		19		16		24	
Sewer Tap	2				1						1	
Sidewalk	2		1		17		34		43		41	
Sign	13		15		33		17		30		14	
Special Event												
Special Inspection									1			
Tent												
Twn House, Add/Alter												
Water, Commercial New					1		2		1			
Water, Religious Add/Alter											1	
Water, Commercial Add/Alter	2		1		1		1		3		2	
Water, Industrial Add/Alter									1			
Water, Residential Add/Alter												
Water, Residential New	4		2		9		11		20		10	
Zoning, Animal					1		1		1			
Zoning, Temp Use or Structure			1		1		3		5		11	
Zoning, Outdoor Dining												
<b>TOTALS:</b>	<b>521</b>	<b>\$ 7,124,788</b>	<b>446</b>	<b>\$ 9,389,991</b>	<b>598</b>	<b>\$ 6,931,863</b>	<b>765</b>	<b>\$ 11,266,382</b>	<b>829</b>	<b>\$ 11,559,555</b>	<b>852</b>	<b>\$ 7,633,262</b>

Run the Category Detail report for Permits. Use the month's date range.	July-12	August-12	September-12	October-12	November-12	December-12
Commercial, Add/Alter	45 \$ 4,671,218	48 \$ 6,090,547	22 \$ 2,577,732	45 \$ 9,913,222	27 \$ 12,358,326	
Commercial, Demo and New				1 \$ 26,000		
Commercial Access. Structure					1 \$ 31,000	
Commercial, Kiosk			1 \$ 15,043	1 \$ 500		
Commercial, Parking Lot	1 \$ 199,000	2 \$ 69,200		1 \$ 31,500		
Commercial, Pool		1 \$ 28,000				
Commercial, Repair						
Commercial, New Building	3 \$ 4,662,000	4 \$ 3,285,000	1 \$ 750,000	4 \$ 6,068,875		
Commercial, Wall	1 \$ 9,800					
Commercial, Wreck			1			
Commercial, Temp Off. Trailer						
Electrical	179	200	142	195	148	
Electrical, Fire Alarm	14	16	12	23	15	
Electrical, Signs	8	9	10	21	8	
Fence	15	17	17	24	9	
Fire Alarm	14	16	13	22	15	
Fire Protection	23	30	19	31	26	
Inst./Hosp., Add/Alter	2 \$ 203,600	4 \$ 205,000	2 \$ 9,000,000		1 \$ 32,000	
Inst./Hosp., New Building						
Industrial, Add/Alter					2 \$ 7,350	
Industrial, New Building						
Industrial, Wreck						
Industrial, Parking Lot						
Mechanical	120	147	86	195	142	
Mechanical, Air	35	24	16	3	3	
Mechanical, Heat	11	28	20	32	17	
Mechanical, Refrigeration	3	10	5	2	4	
Multi., Garage/Acc. Structure						
Multi., Add/Alter			1 \$ 1,900		1 \$ 2,000	
Multi., Repair						
Municipal, Add/Alter						
Municipal, New Construction						
Plumbing	76	102	69	112	79	
Religious, Add/Alter	1 \$ 262,792	1 \$ 5,234				
Religious, Parking Lot						
Residential, Add/Alter	41 \$ 466,487	44 \$ 722,028	42 \$ 591,433	59 \$ 606,610	30 \$ 310,526	
Residential, Fnd./Slab/Rat Wall						
Residential, Demo & New						
Residential, Fire Repair	1 \$ 52,032	3 \$ 290,882				
Residential, Garage/Acc. Structure	13 \$ 39,254	7 \$ 28,997	6 \$ 26,097	8 \$ 33,781	3 \$ 48,605	
Residential, New Construction	15 \$ 4,115,609	12 \$ 3,048,283	7 \$ 1,629,618	8 \$ 1,638,850	4 \$ 691,831	
Residential, Pool/Spa/Hot Tub	6 \$ 71,849	6 \$ 88,895	1 \$ 500	1 \$ 30,000		
Residential, Repair	4 \$ 67,650		1 \$ 1,000	3 \$ 53,927	1 \$ 22,747	
Residential, Roof	22 \$ 190,928	35 \$ 305,469	39 \$ 382,971	34 \$ 279,522	20 \$ 165,850	
Residential, Siding	2 \$ 17,392	4 \$ 54,434			2 \$ 22,797	
Residential, Window	30 \$ 189,105	36 \$ 196,958	38 \$ 243,552	45 \$ 272,268	45 \$ 240,031	
Residential, Wrecking	2 \$ 14,700	6 \$ 19,500	5 \$ 20,489	1 \$ 3,500	7 \$ 26,400	
Satellite/Antennas			2 \$ 40,000	3 \$ 60,000		
Sewer Installation, Sanitary	15	10	17	23	10	
Sewer Installation, Storm	17	17	11	21	12	
Sewer Tap						
Sidewalk	29	31	20	29	10	
Sign	23	16	24	53	21	
Special Event		1				
Special Inspection						
Tent						
Twn House, Add/Alter						
Water, Commercial New	2	2	1	4		
Water, Religious Add/Alter	1					
Water, Commercial Add/Alter	2	6	1	2	5	
Water, Industrial Add/Alter						
Water, Residential Add/Alter	1					
Water, Residential New	15	12	6	9	6	
Zoning, Animal			1			
Zoning, Temp Use or Structure	9	4	6	3		
Zoning, Outdoor Dining						
<b>TOTALS:</b>	<b>801 \$ 15,233,416</b>	<b>911 \$ 14,438,447</b>	<b>665 \$ 15,280,341</b>	<b>1018 \$ 19,018,536</b>	<b>674 \$ 13,959,463</b>	<b>0 \$ -</b>



## CITY COUNCIL AGENDA ITEM

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Date: January, 8 2013

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development  
Steve Burns, Building Official, SAFEbuilt   
Mitch Grusnick, City Building Official 

Subject: Building Department Activity Report – December, 2012

---

The following attachment contains a summary of permit activity, project valuation and inspection counts for the Building Inspection Department from January 2011 to December 2012. Permit activity and inspections have continued to increase.

We have issued 8667 building related permits for the year. Year to date project valuations thru December are at \$136,225,319. Compared to November 2011 we issued 6669 building related permits that had a valuation of \$95,033,417.

Our inspectors performed 14,995 inspections in 2012 compared to 11,525 in 2011.

**Attachments:**

1. Building Department Activity Report, January 2011 thru December 2012.

Preparer of memo\File name\File location

	January 2012	February 2012	March 2012	April 2012	May 2012	June 2012	July 2012	August 2012	September 2012	October 2012	November 2012	December 2012
COM: New	0	0	0	3	2	2	3	4	1	5	1	1
COM: Alt/Rep	27	37	20	34	41	36	48	53	24	45	30	23
COM: Msc	1	1	1	1	2	0	2	3	4	5	0	2
RES: New	4	2	17	18	35	16	28	19	13	16	7	16
RES: Alt	44	54	109	103	159	117	100	122	121	141	99	70
RES: Msc	1	1	4	6	4	9	8	12	6	2	7	3
MISC	6	3	11	14	26	13	21	20	8	15	11	14
ONESTOP	373	296	366	529	480	597	522	611	425	680	457	405
OTHER	65	52	70	57	80	62	69	67	63	109	62	53
<b>TOTAL</b>	<b>521</b>	<b>446</b>	<b>598</b>	<b>765</b>	<b>829</b>	<b>852</b>	<b>801</b>	<b>911</b>	<b>665</b>	<b>1018</b>	<b>674</b>	<b>587</b>







CITY OF TROY - 2011 - 2012

		Residential				Commercial				Industrial				MTD Totals		YTD Totals		Prev. Year
		New	Alt.	Misc.	New	Alt.	Misc.	New	Alt.	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year			
<b>Permit Activity</b>		12	60	18	1	23	0	5	381	96	596	6200	5,561	5,561				
Value		\$ 3,052,209.00	\$ 905,266.00	\$ 128,436.00	\$ 300.00	\$ 5,672,200.00	\$ -	\$ 111,815.00	\$ -	\$ -	\$ -	\$ -	\$ 9,472,226.00	\$ 90,710,445.00	\$ 56,971,489.00			
<b>Permit Reviews</b>		12	57	21	18	1	12	135	1	121	135	121	135	121				
<b>Inspections</b>		Approved		Checked		Disapproved		Locked Out		Not Ready		Partial Approved		Other		1082	10594	
Count		695	37	179	21	24	125	1	1082	1082	10594	1082	10594	1082	10594			
<b>Inspections by Trade</b>		Building		Electrical		Fence		Mechanical		Plumbing		Sewer		Water		1082	10594	
Count		336	311	14	263	112	33	6	7	1082	10594	1082	10594	1082	10594			
Cof O		TC of O		42		17												

December

		Residential				Commercial				Industrial				MTD Totals		YTD Totals		Prev. Year
		New	Alt.	Misc.	New	Alt.	Misc.	New	Alt.	Misc.	One-Stop	Other	MTD Totals	YTD Totals	Prev. Year			
<b>Permit Activity</b>		4	52	15	1	31	0	0	337	59	499	6699	6,045	6,045				
Value		\$ 785,517.00	\$ 377,887.00	\$ 329,803.00	\$ 500.00	\$ 2,829,265.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,322,972.00	\$ 95,033,417.00	\$ 60,919,114.00			
<b>Permit Reviews</b>		4	50	17	31	1	103	1458	103	1458	103	1458	103	1458				
<b>Inspections</b>		Approved		Checked		Disapproved		Locked Out		Not Ready		Partial Approved		Other		931	11525	
Count		588	72	131	16	106	106	106	106	106	931	11525	931	11525				
<b>Inspections by Trade</b>		Building		Electrical		Fence		Mechanical		Plumbing		Sewer		Water		931	11525	
Count		268	285	6	217	97	46	11	931	11525	931	11525	931	11525				
Cof O		TC of O		13		11												

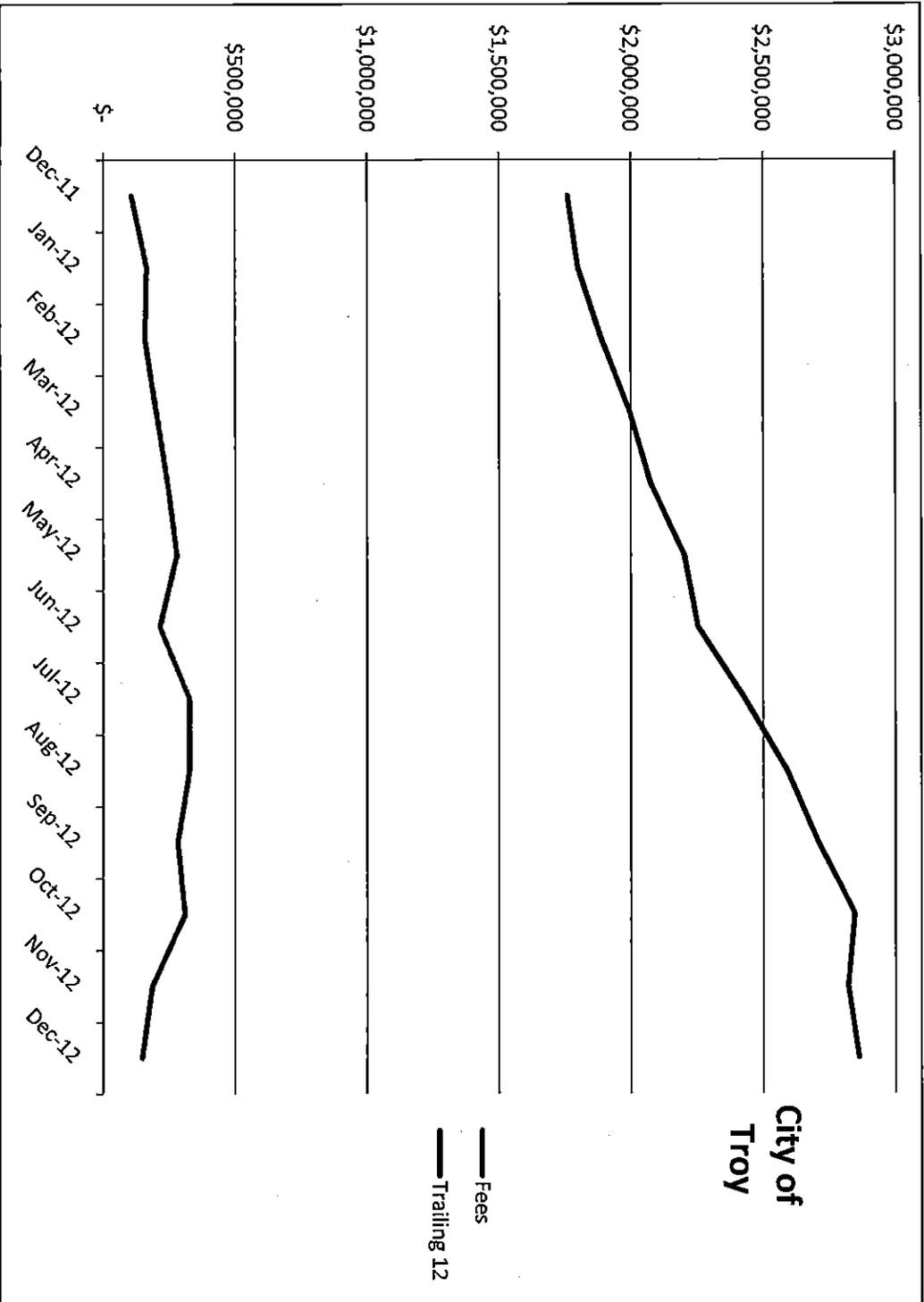












	January 2012	February 2012	March 2012	Apr-12	May-12	Jun-12	Jul-12
COM: New	\$ -	\$ -	\$ -	\$ 2,212,000.00	\$ 1,050,000.00	\$ 571,000.00	\$ 4,662,000.00
COM: Alt/Rep	\$ 4,966,569.00	\$ 7,834,182.00	\$ 3,471,210.00	\$ 5,617,710.00	\$ 5,381,858.00	\$ 3,506,516.00	\$ 5,137,610.00
COM: Misc	\$ 40,000.00	\$ 140,000.00	\$ 7,300.00	\$ 20,000.00	\$ 36,950.00	\$ -	\$ 208,800.00
RES: New	\$ 1,011,881.00	\$ 445,125.00	\$ 1,993,286.00	\$ 2,432,614.00	\$ 3,633,455.00	\$ 2,236,278.00	\$ 4,154,863.00
RES: Alt/Rep	\$ 1,104,338.00	\$ 964,784.00	\$ 1,331,117.00	\$ 934,958.00	\$ 1,439,792.00	\$ 1,250,418.00	\$ 983,594.00
RES: Misc	\$ -	\$ 5,900.00	\$ 128,950.00	\$ 49,100.00	\$ 17,500.00	\$ 69,050.00	\$ 86,549.00
<b>TOTAL</b>	<b>\$ 7,124,788.00</b>	<b>\$ 9,389,991.00</b>	<b>\$ 6,931,863.00</b>	<b>\$ 11,266,382.00</b>	<b>\$ 11,559,555.00</b>	<b>\$ 7,633,262.00</b>	<b>\$ 15,233,416.00</b>

	Aug-12	Sep-12	Oct-12	Nov-12	Dec-12
COM: New	\$ 3,285,000.00	\$ 750,000.00	\$ 6,094,875.00	\$ 31,000.00	\$ 261,360.00
COM: Alt/Rep	\$ 6,300,781.00	\$ 11,577,732.00	\$ 9,913,222.00	\$ 12,397,676.00	\$ 1,419,250.00
COM: Misc	\$ 97,200.00	\$ 55,043.00	\$ 92,000.00	\$ -	\$ 20,000.00
RES: New	\$ 3,077,280.00	\$ 1,655,715.00	\$ 1,672,611.00	\$ 740,436.00	\$ 2,165,436.00
RES: Alt/Rep	\$ 1,569,791.00	\$ 1,220,862.00	\$ 1,212,328.00	\$ 763,951.00	\$ 510,229.00
RES: Misc	\$ 108,395.00	\$ 20,989.00	\$ 33,500.00	\$ 26,400.00	\$ 13,000.00
<b>TOTAL</b>	<b>\$ 14,438,447.00</b>	<b>\$ 15,280,341.00</b>	<b>\$ 19,018,536.00</b>	<b>\$ 13,959,463.00</b>	<b>\$ 4,389,275.00</b>

Permits. Use the month's date range.	January-12	February-12	March-12	April-12	May-12	June-12
Commercial, Add/Alter	26 \$ 4,818,569	34 \$ 7,754,367	17 \$ 2,921,210	34 \$ 5,617,710	37 \$ 4,671,358	33 \$ 3,200,236
Commercial, Demo and New						
Commercial Access, Structure						
Commercial, Kiosk						
Commercial, Parking Lot						
Commercial, Pool						
Commercial, Repair						
Commercial, New Building						
Commercial, Wall						
Commercial, Wreck						
Commercial, Temp Off, Trailer						
Electrical						
Electrical, Fire Alarm						
Electrical, Signs						
Electrical, Fire Alarm						
Electrical, Signs						
Fence						
Fire Alarm						
Fire Protection						
Inst./Hosp, Add/Alter						
Inst./Hosp, New Building						
Industrial, Add/Alter						
Industrial, New Building						
Industrial, Wreck						
Industrial, Parking Lot						
Mechanical						
Mechanical, Air						
Mechanical, Heat						
Mechanical, Refrigeration						
Multi, Garage/Acc, Structure						
Multi, Add/Alter						
Multi, Repair						
Municipal, Add/Alter						
Municipal, New Construction						
Plumbing						
Religious, Add/Alter						
Religious, Parking Lot						
Residential, Add/Alter						
Residential, Fnd./Slab/Fat Wall						
Residential, Demo & New						
Residential, Fire Repair						
Residential, Garage/Acc, Structure						
Residential, New Construction						
Residential, Pool/Spa/Hot Tub						
Residential, Repair						
Residential, Roof						
Residential, Siding						
Residential, Window						
Residential, Wrecking						
Satellite/Antennas						
Sewer Installation, Sanitary						
Sewer Installation, Storm						
Sewer Tap						
Sidewalk						
Sign						
Special Event						
Special Inspection						
Tent						
Twn House, Add/Alter						
Water, Commercial New						
Water, Religious Add/Alter						
Water, Commercial Add/Alter						
Water, Industrial Add/Alter						
Water, Residential Add/Alter						
Water, Residential New						
Zoning, Animal						
Zoning, Temp Use or Structure						
Zoning, Outdoor Dining						
<b>TOTALS:</b>	<b>521 \$ 7,124,788</b>	<b>446 \$ 9,138,991</b>	<b>598 \$ 6,931,863</b>	<b>629 \$ 11,266,282</b>	<b>652 \$ 11,559,555</b>	<b>763 \$ 7,633,262</b>

Run the Category Detail report for	Permits. Use the month's date range.	TOTALS:	801 \$	15,233,416	911 \$	14,482,447	665 \$	15,280,241	1018 \$	19,018,536	674 \$	13,959,463	587 \$	4,389,275
Commercial, Add/Alter	45 \$	4,671,218	48 \$	6,090,547	22 \$	2,577,732	45 \$	9,913,222	27 \$	12,358,326	18 \$	987,750		
Commercial, Demo and New														
Commercial Access, Structure														
Commercial, Kiosk														
Commercial, Parking Lot	1 \$	199,000	2 \$	69,200	1 \$	15,043	1 \$	500	1 \$	31,500				
Commercial, Repair														
Commercial, Pool														
Commercial, New Building	3 \$	4,662,000	4 \$	3,285,000	1 \$	750,000	4 \$	6,068,875						
Commercial, Wall	1 \$	9,800												
Commercial, Wreck														
Commercial, Temp Off. Trailer														
Electrical	179	200	142	142	195	148	148	148	142	131	131	131	131	131
Electrical, Fire Alarm	14	16	17	17	21	21	21	21	15	15	15	15	15	15
Electrical, Signs	8	9	10	10	21	21	21	21	8	8	8	8	8	8
Fence	15	17	17	17	24	24	24	24	9	9	9	9	9	9
Fire Alarm	14	16	13	13	22	22	22	22	15	15	15	15	15	15
Fire Protection	23	30	19	19	31	31	31	31	26	26	26	26	26	26
Inst./Hosp., Add/Alter	2 \$	203,600	4 \$	205,000	2 \$	9,000,000								
Inst./Hosp., New Building														
Industrial, Add/Alter														
Industrial, New Building														
Industrial, Wreck														
Industrial, Parking Lot														
Mechanical	120	147	86	86	135	142	142	142	142	131	131	131	131	131
Mechanical, Air	35	24	16	16	3	3	3	3	3	3	3	3	3	3
Mechanical, Heat	11	28	20	20	32	32	32	32	17	17	17	17	17	17
Mechanical, Refrigeration	3	10	5	5	2	2	2	2	4	4	4	4	4	4
Multi, Garage/Acc. Structure														
Multi, Add/Alter														
Multi, Repair														
Municipal, Add/Alter														
Municipal, New Construction														
Plumbing	76	102	69	69	112	112	112	112	79	79	79	79	79	79
Religious, Add/Alter	1 \$	267,792	1 \$	5,234										
Religious, Parking Lot														
Residential, Add/Alter	41 \$	466,487	44 \$	722,028	42 \$	591,439	59 \$	606,610	30 \$	310,526	28 \$	270,076	28 \$	270,076
Residential, Demo & New														
Residential, Fire Repair	1 \$	52,032	3 \$	290,882	6 \$	26,097	8 \$	33,761	3 \$	48,605	5 \$	14,861	5 \$	14,861
Residential, Garage/Acc. Structure	13 \$	39,254	7 \$	28,997	6 \$	26,097	8 \$	33,761	3 \$	48,605	5 \$	14,861	5 \$	14,861
Residential, New Construction	15 \$	4,115,609	12 \$	3,048,283	7 \$	1,629,618	8 \$	1,638,850	4 \$	691,811	10 \$	2,150,573	10 \$	2,150,573
Residential, Pool/Spa/Hot Tub	6 \$	71,849	6 \$	88,895	1 \$	500	1 \$	30,000	4 \$	691,811	10 \$	2,150,573	10 \$	2,150,573
Residential, Repair	4 \$	67,650	1 \$	1,000	3 \$	33,927	3 \$	33,927	1 \$	22,747	9 \$	60,940	9 \$	60,940
Residential, Roof	22 \$	190,928	35 \$	305,469	39 \$	382,971	34 \$	279,522	20 \$	165,850	22 \$	173,213	22 \$	173,213
Residential, Siding	2 \$	17,392	4 \$	54,454	38 \$	243,552	45 \$	272,269	45 \$	240,031	32 \$	6,000	32 \$	6,000
Residential, Window	30 \$	189,105	36 \$	196,958	5 \$	20,489	1 \$	3,500	7 \$	26,400	3 \$	13,000	3 \$	13,000
Residential, Wrecking	2 \$	14,700	6 \$	19,500	5 \$	20,489	1 \$	3,500	7 \$	26,400	3 \$	13,000	3 \$	13,000
Satellite/Antennas														
Sewer Installation, Storm	15	10	17	17	23	23	23	23	10	10	10	10	10	10
Sewer Installation, Sanitary														
Sewer Tap	17	17	11	11	21	21	21	21	12	12	12	12	12	12
Sidewalk	29	31	20	20	29	29	29	29	10	10	10	10	10	10
Sign	23	16	24	24	53	53	53	53	21	21	21	21	21	21
Special Event														
Special Inspection														
Tent														
Twin House, Add/Alter	2	2	1	1	4	4	4	4	6	6	6	6	6	6
Water, Commercial New	2	2	1	1	2	2	2	2	5	5	5	5	5	5
Water, Commercial Add/Alter	1	1	1	1	2	2	2	2	5	5	5	5	5	5
Water, Industrial Add/Alter	2	2	1	1	2	2	2	2	5	5	5	5	5	5
Water, Residential Add/Alter	15	12	6	6	9	9	9	9	6	6	6	6	6	6
Zoning, Animal														
Zoning, Temp Use or Structure	1	1	1	1	1	1	1	1	1	1	1	1	1	1
Zoning, Outdoor Dining	9	9	4	4	3	3	3	3	6	6	6	6	6	6

December-12  
November-12  
October-12  
September-12  
August-12  
July-12



## CITY COUNCIL REPORT

DATE: January 2, 2013  
 TO: Brian Kischnick, City Manager  
 FROM: Peggy Sears, Human Resources Director  
 SUBJECT: Agenda Item – Dental Insurance Provider

The City currently provides dental insurance coverage through Sun Life on a self-insured basis. In November, 2012, city administration requested our insurance consultant, Gallagher Benefit Services, Inc., to estimate dental insurance rates for the 2013 coverage year. Gallagher found that Sun Life was projecting a 7.3% increase. Sun Life further indicated that at some point during 2013 the network of providers would be changing which would significantly reduce the number of in-network providers to whom employees currently have access. In light of this, Gallagher was asked to request quotes, including multiple year rate guarantees, from other providers in the marketplace. The following discussion summarizes the results of that process.

Gallagher Benefit Services, Inc. requested quotes from six nationally recognized dental insurance providers. These providers included Blue Cross Blue Shield, Delta Dental, ADN, MetLife, Aetna and Reliance Standard. Quotes for a fully insured plan were provided by five carriers (Aetna declined to quote); Delta and MetLife declined to provide a self-funded quote. The quotes were as follows:

### Fully Insured:

<u>Carrier</u>	<u>Rate Guarantee</u>	<u>2013 Annual Cost</u>	<u>2014 Annual Cost</u>	<u>2015 Annual Cost</u>
Delta <sup>(1)</sup>	1 year	\$338,960	2 <sup>nd</sup> year cap at 5.5%	
Delta <sup>(1)</sup>	2 year	\$346,082	\$346,082	3 <sup>rd</sup> year cap at 5%
<sup>(1)</sup> Plus \$6,500 premium credit in 2013 and 2014				
BCBSM <sup>(2)</sup>	2 year	\$334,044	\$334,044	3 <sup>rd</sup> year cap at 6.75%
<sup>(2)</sup> Plus reduced Admin Fee for Medical by \$3.37 per employee per month (pepm) for annual savings of \$13,300 per year for next 3 years				
ADN	1 year	\$356,653		
MetLife	2 year	\$341,458	\$341,458	
Aetna	Declined			

## **Self Insured:**

<b><u>Carrier</u></b>	<b><u>Admin Fee</u></b>	<b><u>Rate Guarantee</u></b>	<b><u>2013 Annual Cost</u></b>	<b><u>2014 Annual Cost</u></b>	<b><u>2015 Annual Cost</u></b>
BCBSM <sup>(3)</sup>	2013 - \$3.99 pepm 2014 - \$4.15 2015 - \$4.32	3 year	\$330,170	\$330,170	\$330,170

<sup>(3)</sup> Plus reduced Admin Fee for Medical by \$3.37 per employee per month (pepm) for annual savings of \$13,300 per year for next 3 years

ADN	\$5.10 pepm	3 year	\$345,265	\$345,265	\$345,265
Reliance	\$3.60 pepm	2 year	\$344,541	\$344,541	
Aetna	Declined				
Delta Dental	Declined				
MetLife	Declined				
Sun Life (current provider)	\$3.25 pepm		\$345,921		

Projected annual costs are based on administrative fees, projected claims based on current claims experience, network discounts and trends provided by each carrier, and current number of employees.

A self insurance program has both advantages and disadvantages. Advantages to a self insured program are: 1) there is no premium (the cost is for claims in addition to an administrative fee per covered employee); payments are based only on our employees' claims experience and not on a wider pool of other insured persons; and the City retains any savings. The disadvantages are that the City assumes the risk of dental claims, and claims are somewhat unpredictable, adding more fluctuation to cash flow.

After reviewing past years' claims experience and conducting a network disruption analysis, Gallagher recommended the self insured BCBSM program which was presented to the Employee Insurance Benefits Committee for review. (As you may be aware, this committee was created several years ago for the purpose of: developing a common insurance benefits platform for all full-time employees; evaluating insurance carriers and ways to reduce costs; and providing an open forum to exchange ideas with regard to insurance benefit information. It consists of a representative from each bargaining unit and the Classified and Exempt employee groups.) The consensus of the Committee was that the BCBSM Self Insured dental program was preferred.

City Administration concurs with Gallagher's recommendation to move dental coverage to BCBSM on a self funded basis for the following reasons:

- Increased dental network coverage with no loss in current provider access (By having more providers, more discounts can be utilized by employees, and paid claims could be reduced, resulting in lower costs to the City and cost savings to the employees)
- Three year rate guarantee
- Projected first year Dental savings of \$15,700
- Projected Medical Admin Fee savings of \$13,000 per year for next three years
- Ease of administration with consolidation of carriers (BCBS is currently one of our medical insurance providers)
- No balance billing

BCBSM coverage would effectuate on March 1, 2013, with the current provider (Sun Life) agreeing to hold their 2012 rates through February, 2013.

TO: Members of the Troy City Council

FROM: Lori Grigg Bluhm, City Attorney *LG*  
 Allan T. Motzny, Assistant City Attorney *ATM*  
 Susan M. Lancaster, Assistant City Attorney *SL*  
 Julie Quinlan Dufrane, Assistant City Attorney *JQD*

DATE: January 8, 2013

SUBJECT: 2012 Fourth Quarter Litigation Report



The following is the quarterly report of pending litigation and other matters of interest. **Developments during the FOURTH quarter of 2012 are in bold.**

#### A. ANATOMY OF THE CASE

Once a lawsuit has been filed against the City or City employees, the City Attorney's office prepares a memo regarding the allegations in the complaint. At that time, our office requests authority from Council to represent the City and/or the employees. Our office then engages in the discovery process, which generally lasts for several months, and involves interrogatories, requests for documents, and depositions. After discovery, almost all cases are required to go through case evaluation (also called mediation). In this process, three attorneys evaluate the potential damages, and render an award. This award can be accepted by both parties, and will conclude the case. However, if either party rejects a case evaluation award, there are potential sanctions if the trial result is not as favorable as the mediation award. In many cases, a motion for summary disposition will be filed at the conclusion of discovery. In all motions for summary disposition, the Plaintiff's version of the facts are accepted as true, and if the Plaintiff still has failed to set forth a viable claim against the City, then dismissal will be granted. It generally takes at least a year before a case will be presented to a jury. It also takes approximately two years before a case will be finalized in the Michigan Court of Appeals and/or the Michigan Supreme Court.

#### B. ZONING CASES

These are cases where the property owner has sued for a use other than that for which the land is currently zoned and/or the City is suing a property owner to require compliance with the existing zoning provisions.

1. Grand Sakwa v. City of Troy- Grand Sakwa filed this case, seeking relief from the Court, which had jurisdiction of the matter based on a Consent Judgment that allowed for the highly intense commercial and residential development on approximately 77 acres of property known as Midtown. The Consent Judgment provided that a small parcel to the rear of the shopping center was donated to the City for transportation center purposes. The Consent Judgment required the transportation center to be "funded" on or before June 2, 2010. If this condition was

not satisfied, then the property would revert to Grand Sakwa. Shortly after the June 2, 2010 date, Grand Sakwa filed this action, seeking a Court ordered reversion of the property. Grand Sakwa argued that the transit center was not funded by June 2, 2010, as required by the Consent Judgment. The City countered by relying on the City's budgetary allocations since 2006, and also the federal funding, where 8.4 million dollars was awarded under the American Recovery Reinvestment Recovery Act of 2009- High Speed Intercity Passenger Rail Program (HSIPR) and 1.3 million dollars was appropriated in the December 16, 2009 Transportation, Housing and Urban Development Appropriations Act, Bus and Bus Facility Program. The City also argued that the language of the consent judgment did not require "full funding" or "irrevocable funding" or preclude the use of a reimbursable grant in satisfaction of the terms of the judgment. On May 25, 2011, the Oakland County Circuit Court entered an order in favor of the City, and denied Grand Sakwa's request for a reversion of property. On June 15, 2011, Grand Sakwa filed a Motion for Reconsideration. The Court ordered the City to file a response to the Motion for Reconsideration. On September 22, 2011, the Court denied the Plaintiff's Motion for Reconsideration. On September 29, 2011, Plaintiff filed an appeal with the Michigan Court of Appeals. On October 11, 2011, the Michigan Court of Appeals dismissed the claim of appeal, since there is no appeal of right from a post-judgment order. Grand Sakwa filed a Motion for Reconsideration on October 28, 2011, which was denied by the Court of Appeals on December 8, 2011. Prior to receiving this decision, Grand Sakwa also filed a Delayed Application for Leave to Appeal on November 22, 2011. The parties are now waiting for a decision from the Michigan Court of Appeals. On July 30, 2012, the Michigan Court of Appeals granted Grand Sakwa's delayed application for leave to appeal. Grand Sakwa filed its Brief on Appeal on September 19, 2012, and the City's Brief on Appeal must be filed on or before October 24, 2012. **The legal briefs have been timely filed and the parties are now waiting for the Court to schedule oral argument.**

2. *Lamar Advertising v City of Troy* (2012 State Court Civil Action). Based on the dismissal of their case in the federal court, Lamar Advertising, a billboard company, filed a new civil action on June 27, 2012 in Oakland County Circuit Court alleging the City's sign ordinance violates the Home Rule Cities Act. The case was assigned to Judge James M. Alexander. The Court entered an Order Re-Assigning the case to Judge Martha D. Anderson, who heard the other Lamar case. Troy filed a motion for summary disposition requesting a dismissal of this case. On September 19, 2012, Judge Anderson granted the motion and dismissed the case. **Lamar Advertising has appealed this decision to the Michigan Court of Appeals.**

### C. EMINENT DOMAIN CASES

These are cases in which the City wishes to acquire property for a public improvement and the property owner wishes to contest either the necessity or the compensation offered. In cases where only the compensation is challenged, the City

obtains possession of the property almost immediately, which allows for major projects to be completed.

**There are no pending condemnation cases for this quarter.**

#### D. CIVIL RIGHTS CASES

These are cases that are generally filed in the federal courts, under 42 U.S.C. Section 1983. In these cases, the Plaintiffs argue that the City and/or police officers of the City of Troy somehow violated their civil rights.

1. Alan A. May, as Personal Representative of the Estate of Jesus Gillard v. Bloomfield Township, Troy, et. al – Plaintiff, Alan A. May, is the personal representative of the estate for the deceased Jesus Gillard. Gillard was involved in a police pursuit that was initiated in Bloomfield Township by its police officers. The pursuit ended in the City of Troy at the intersection of Big Beaver Road and Adams Road when Gillard's van collided with an SUV driven by a civilian. After the collision, Gillard continued to attempt to flee and elude police officers from both Bloomfield Township and Troy. He actively resisted the officers' attempts to subdue him and place him under arrest. At some time after Gillard was handcuffed, he stopped breathing. The defendants in the lawsuit are the City of Troy and individual officers from the police department as well as Bloomfield Township and individual officers from its police department. This wrongful death lawsuit alleges constitutional violations against the defendants, including failure to train and deliberate indifference to a serious medical need. The case was filed in the United States District Court for the Eastern District of Michigan and assigned to the Honorable Judge Robert Cleland. The parties are obtaining discovery in this matter. The parties continue to conduct discovery in this matter. Depositions of Plaintiff's expert witnesses have been scheduled and will continue through the beginning of November. The City plans to file a Motion for Summary Judgment on or before the cut-off date which is November 14, 2012. **The City timely filed its Motion for Summary Judgment, and the parties are now awaiting oral argument before the Court.**

#### E. PERSONAL INJURY AND DAMAGE CASES

These are cases in which the Plaintiff claims that the City or City employees were negligent in some manner that caused injuries and/or property damage. The City enjoys governmental immunity from ordinary negligence, unless the case falls within one of four exceptions to governmental immunity: a) defective highway exception, which includes sidewalks and road way claims; b) public building exception, which imposes liability only when injuries are caused by a defect in a public building; c) motor vehicle exception, which imposes liability when an employee is negligent when operating their vehicle; d) proprietary exception, where liability is imposed when an

activity is conducted primarily to create a profit, and the activity somehow causes injury or damage to another; e) trespass nuisance exception, which imposes liability for the flooding cases.

1. ***Detroit Edison Company v City of Troy Department of Public Works*** – The Detroit Edison Company filed a complaint in the 52-4 District Court seeking damages against the City for cost to repair an electrical service line. Detroit Edison alleges that the electrical service line was damaged by City of Troy DPW workers when they were repairing a drain line. The lawsuit seeks \$4,347.62 in damages plus costs, interest and attorney fees. The Plaintiff alleges the City workers were negligent and that the City failed to comply with the provisions of the MISS DIGG Act. The case was assigned to Judge Bolle.

#### F. MISCELLANEOUS CASES

1. ***Michigan Association of Home Builders; Associated Builders and Contractors of Michigan; and Michigan Plumbing and Mechanical Contractors Association v. City of Troy*** – The Plaintiffs filed a complaint for Declaratory and Injunctive Relief in the Oakland County Circuit. On the date of filing the Plaintiffs also filed a Motion for Preliminary Injunction and Order to Show Cause. The Plaintiffs allege that the City of Troy has violated Section 22 of Michigan's Stille-DeRossett Hale Single State Construction Code Act by collecting fees for building department services that are not reasonably related to the cost of providing building department services. They are alleging that the City of Troy has illegally entered into a contract with Safe Built of Michigan, Inc. for building services that provides that 20% of each building permit fee be returned to the City to cover services that are not "reasonably related to the cost of building department services," as required by state statute. The Plaintiffs also assert a violation of the Headlee Amendment, arguing that the 20% returned to the City is a disguised tax that was not approved by voters. The Plaintiffs are asking for a declaratory judgment, as well as a return of any "surplus" building department service funds collected to date. Plaintiffs also request an order requiring the City to reduce its building department fees. The City of Troy was served with the Complaint and the Motion for Preliminary Injunction and Order for Show Cause on Wednesday, December 15, 2010. The parties were required to appear at Court on Wednesday, December 22, 2010, but the Court did not take any action at that time. Instead, the Court adjourned the matter to January 19, 2011. In the interim, the parties may engage in preliminary discovery in an attempt to resolve this matter. The parties are conducting discovery. The parties have completed discovery. Trial in this matter is scheduled for January 30, 2012. After being presented with motions for summary disposition, the Court ordered the parties to engage in mediation with a neutral municipal audit professional. Financial documents concerning this case are now being reviewed by an independent CPA. It is

expected that the April 19, 2012 trial date will be postponed until after this review is complete. Mediation was unsuccessful in resolving this case, and therefore the Court is expected to issue an order on the pending Summary Disposition Motions. The trial date has been adjourned. **On November 13, 2012, Oakland County Circuit Court Judge Shalina Kumar issued her order in favor of the City, and dismissed this case. Plaintiffs filed an appeal, which is now pending in the Michigan Court of Appeals.**

2. *T.R. Pieperzak v. City of Troy.* This case has been filed by the successful bidder for the Section 9 water main replacement contract, seeking approximately \$900,000 over the contract bid for alleged additional work, unanticipated conditions and delays that Plaintiff attributes to the City of Troy. Plaintiff filed a Motion for Partial Summary Disposition, which the City responded to. Argument on this Motion is scheduled for July 6, 2011. The Court denied Plaintiff's Motion for Partial Summary Disposition. The case is now in discovery. Case evaluation for the case took place on November 17, 2011. The City and the Plaintiff each filed Motions for Summary Disposition at the close of discovery. The Court agreed with the amount the City claimed was due on the contract and entered an Order on March 9, 2012 that dismissed Plaintiff's claims seeking damages in excess of that amount. The Order is a final order and closes the case. T.R. Pieprzak filed a Motion for Reconsideration on March 29, 2012. The Court has not yet issued an opinion on Pieprzak's Motion for Reconsideration.
3. *Troy Police Officers Association v. City of Troy and Act 78 Civil Service Commission.* Plaintiff TPOA Union has filed this lawsuit against the City and also the Act 78 Civil Service Commission, seeking a hearing on behalf of one of its members, Todd Michael. Mr. Michael seeks a hearing before the Civil Service Commission, where he can have the chance to establish that he was constructively discharged from the City; or in the alternative that he was improperly disciplined by the City. In addition to seeking a court order mandating a hearing for Todd Michael, Plaintiff is also seeking an order requiring the City to amend its rules to allow for hearings in similar circumstances. The Amended Complaint was filed on May 21, 2012. On September 18, 2012, Plaintiff filed a Motion for Summary Disposition, which is scheduled for hearing on November 21, 2012. **On December 5, 2012, the Court granted in part, denied in part the cross motions for summary disposition. This case is now pending in the Michigan Court of Appeals.**
4. *Rodney Knutson v. City of Troy et. al.* Plaintiff has filed this lawsuit against the City and one of its officers, alleging breach of implied contract or oral agreement and conversion of property. In this case, the Troy Police Department agreed to temporarily store a large amount of cash that would have otherwise been left unattended at Plaintiff's house. There was a \$1000 discrepancy as to the amount of cash that was temporarily safeguarded by the Troy Police Department. The City has filed an Answer to the Complaint and Affirmative Defenses. A pre-trial is scheduled for October 29, 2012 with Judge Kirsten Nielsen Hartig, 52-4<sup>th</sup>

District Court. **Based on potential conflicts, the Troy District Court transferred this case to the Novi District Court, which scheduled a January pre-trial conference.**

5. *Todd Michael v. City of Troy et. al.-* Todd Michael has filed this lawsuit against the City, the Troy Police Department and the Troy Police Chief. Through this lawsuit, Plaintiff alleges that he was discriminated against in his employment with the City, in violation of the Americans With Disabilities Act. He also alleges that he suffered retaliation for his alleged disability. He is asking to be reinstated as a Troy Police Officer. He is also asking for additional compensation, punitive damages, costs and attorney fees. The answer to the complaint and affirmative defenses were filed on September 27, 2012. **The Court has issued a scheduling order in this case, and discovery is on-going.**
  
6. *Citizens United Against Corrupt Government v. Troy City Council-* This is a lawsuit filed by the Citizens Against Corrupt Government, which is a Michigan Non-Profit Corporation formed by Robert Davis. In this lawsuit, Plaintiff alleges that the City violated the Open Meetings Act in holding a closed session on August 15, 2012, as part of the City Manager Search process. Through this lawsuit, Plaintiff is seeking a declaration that the City Council violated the Open Meetings Act. Plaintiff also asked for injunctive relief, and asked for an immediate hearing. The Court, after hearing arguments from the parties, denied the request for Injunctive relief with an order dated September 13, 2012. Immediately thereafter, Plaintiff attempted to schedule depositions of individual City Council members and other members of City Administration and the search consultant. The City filed a Motion for a Protective Order on September 28, 2012. On that day, the City also filed a Motion for Summary Disposition, arguing that Plaintiff does not have a viable case against the Troy City Council. **On November 21, 2012, Judge O'Brien issued her order granting the City's Motion for Summary Disposition and dismissing this case. Plaintiff appealed this decision, which is now pending in the Michigan Court of Appeals.**
  
7. *Robert Davis v. City of Troy et. al.-* This lawsuit was filed by Robert Davis against the City of Troy, Troy City Council and Troy City Clerk M. Aileen Bittner, alleging that the City violated the Freedom of Information Act (FOIA) when it denied Mr. Davis' request for all of the applications and resumes of the non-finalist city manager candidates. This lawsuit was filed in Wayne County, as allowed under FOIA, and assigned to Judge Robert Colombo. One week after filing this lawsuit, Plaintiff scheduled a hearing for his requested emergency relief. The Court granted the City a very short extension of time to file its response, which was a Cross Motion for Summary Disposition. The Court held oral arguments on November 9, 2012, and granted the City's Motion and dismissed the case. The Court order was entered on November 28, 2012. **This case is now concluded.**

8. **National Public Finance Guarantee Corporation v. City of Troy-** This lawsuit was served on the City of Troy on October 18, 2012. The Plaintiff, National Public Finance Guarantee Corporation (NPFPG), is an insurer on bonds issued by the Troy Downtown Development Authority. NPFPG filed a Freedom of Information Request (FOIA), looking for financial documents from the City of Troy. Through this lawsuit, Plaintiff argues that the City did not fully comply with FOIA when responding to the FOIA request. The City has filed an answer, and the parties are conducting discovery.

9. **Citizens United and Robert Davis v. Troy, Michigan Secretary of State-** This post-recall election case was filed in an effort to force a February 26, 2013 election in the City of Troy for the unexpired term of Mayor. Plaintiffs argued that they had standing to bring this case, based on the support of an unidentified candidate who was seeking election. Oakland County Circuit Court Judge Denise Langford Morris rejected this argument at a hearing on December 5, 2012, and entered an order dismissing this case in favor of the City and State defendants. This case is now concluded.

10. **Secretary of State v. Troy City Clerk and Troy Election Commission-** This case was filed the day after the Citizens United case, and was also assigned to Oakland County Circuit Court Judge Denise Langford Morris. In this lawsuit, the Michigan Secretary of State sought an order requiring the City to hold a February 26, 2013 election in order to fill the vacancy created by the November 2012 recall of Janice Daniels. After reviewing written and oral argument, the Court determined that a May 2013 election would be required, and the order setting forth the election dates was entered on December 19, 2012. This case is now concluded.

#### G. CRIMINAL APPEALS

These are cases involving an appeal from a decision of the 52-4 District Court in an ordinance prosecution case.

1. **People v John Haggarty.** The Defendant was arrested for operating while intoxicated after he was found in a parked vehicle with its engine running near the vacuum stations at a car wash. Police investigation revealed the Defendant was intoxicated. The Defendant filed a motion to dismiss, claiming there was insufficient evidence the Defendant operated the vehicle on a public road or any place open to the general public or generally accessible to motor vehicles. After an evidentiary hearing, District Court Judge Bolle denied the Defendant's motion, allowing the criminal case to proceed to a jury trial. The Defendant appealed that decision to the Oakland County Circuit Court. The assigned judge, Judge Rae Lee Chabot, denied Defendant's requested relief on July 20, 2011. The Defendant has now filed an Application for Leave to Appeal in the Michigan Court of Appeals. The City timely filed its response by the September 27, 2011

deadline. The parties are now waiting for the Michigan Court of Appeals to decide whether to allow the requested appeal. On April 13, 2012, the Court of Appeals granted Defendant's Application for Leave to Appeal. The Defendant has filed a Brief on Appeal. The City's Brief on Appeal is due June 25, 2012. The Court entertained oral arguments, and issued a written order affirming the District Court Judge and the City's position on September 27, 2012. The criminal case has now been remanded to the District Court. **The Defendant filed an application requesting leave to appeal with the Michigan Supreme Court. The District Court has stayed the proceedings pending the decision.**

### ADMINISTRATIVE PROCEEDINGS

1. *In the matter of the Petitions on National Pollution Discharge Elimination Systems (NPDES Phase II General Permits)*. The City has joined several other municipalities in challenging several of the mandates in the NPDES Phase II General Permit, which was recently issued by the MDEQ. The new NPDES permit requires some storm water management techniques that exceed the federal mandates, and/or are not justified, based on the high cost of the mandate, in relation to the nominal environmental benefits. A status conference for the parties is set for October 1, 2008. The municipalities are currently exploring the coordination of efforts with other parties. Community representatives are meeting with representatives from the MDEQ to discuss possible resolutions of this matter without the necessity of a full blown administrative hearing. The parties are continuing to negotiate with the MDEQ. The City of Riverview filed a class action complaint in the Ingham County Circuit Court, challenging the permit requirements as unfunded mandates. The petitioners to the NPDES permit administrative proceeding are named as participants in the proposed class action lawsuit. As a result, the class action determination may have an impact on the administrative proceeding. The motion for class certification is scheduled for October 15, 2009. Class certification was granted. Hearings regarding the procedure for the new class action are set for January 2010. The Court granted class action status, and the administrative proceedings are now being delayed. Status reports have been filed and reviewed, and we continue to monitor any new developments. On October 14, 2010, the Michigan Court of Appeals reversed the order granting a stay of the contested cases. On November 19, 2010, the Ingham County Circuit Court (the class action lawsuit) entered an order granting in part the dismissal of some of the claims. The remaining claims, including a Headlee claim, will be decided by the Court. Subsequently, the Assistant Attorney General, on behalf of the Michigan Department of Natural Resources and Environment (MDNRE) attempted to withdraw all of the remaining NPDES permits, which would mean that the whole process would need to be started from scratch. Since this action would likely result in a significant delay and a duplication of all efforts to date, several municipalities filed objections to this unilateral action. The MDNRE was given until December 22, 2010 to file a formal motion seeking a dismissal of the remaining NPDES permits. On August 9, 2011, the Administrative Law Judge

held the case in abeyance, due to pending case at the Michigan Court of Appeals. The parties will continue to provide status reports in the interim. The Court is continuing to receiving status reports, with the next one due on December 19, 2012. **Status reports were timely filed.**

If you have any questions concerning these cases, please let us know.





# CITY COUNCIL REPORT & COMMUNICATION

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Date: January 10, 2013

To: Brian Kischnick, City Manager  
Tom Darling, Director of Finance and Administration

From: Nino Licari, City Assessor

Subject: 2012 Local Millage Rates Comparison by County

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In 1999, City Council has requested a comparison of all local millage rates in Oakland County. Last year the comparison was expanded to include Macomb and Wayne County millage rates.

These rates are drawn from the Apportionment Reports generated by each County. Any errors or omissions are strictly mine.

By County, the millage rates appear in two columns. The first column is alphabetically by City Village or Township.

The Second columns listing is in order of millage rate, lowest to highest, by County. Please remember that villages and townships have the lowest millage rates, because the County provides most of their essential services. The County rate does not show up in the local apportionment report. Additionally, since all properties pay the County millage rate, Cities become donors to cover the costs of services to townships and villages.

Finally, the Oakland County Report contains added data this year. From 2008 through 2012, they have a historical listing of millage rates, and voted millages which I have reformatted for ease of use.

The inside summary column at the right details the amount and percentage of change for voted millages from 2008 -2012.

The far right columns details the total change in millage rates from 2008 – 2009, and the percentage change.

If the voted millage change is greater than the total millage change, then existing millages that had expired were approved for renewal.

If the total millage change is greater than the voted millage change, then new millage levies were approved,

City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Oakland County

2012 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2012 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, net of Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Addison Twp	8.1311	0.00	8.1311	Southfield Twp	0.6000	0.00	0.6000
Auburn Hills	11.1502	0.59	10.5602	Holly Twp	2.5000	0.00	2.5000
Berkley	15.0817	0.59	14.4917	Novi Twp	2.9777	0.00	2.9777
Beverly Hills Village	14.4597	0.59	13.8697	Rose Twp	3.1233	0.00	3.1233
Bingham Farms Village	8.8900	0.59	8.3000	Commerce Twp	3.4873	0.00	3.4873
Birmingham	16.0541	0.59	15.4641	Lyon Twp	4.7466	0.00	4.7466
Bloomfield Hills	10.2400	0.00	10.2400	Groveland Twp	4.9400	0.00	4.9400
Bloomfield Twp	13.4877	0.59	12.8977	Oakland Twp	6.3960	0.00	6.3960
Brandon Twp	7.2686	0.00	7.2686	Orion Twp	6.5809	0.00	6.5809
Clarkston	18.6344	0.00	18.6344	Springfield Twp	7.1836	0.00	7.1836
Clawson	26.4758	0.59	25.8858	Brandon Twp	7.2686	0.00	7.2686
Commerce Twp	3.4873	0.00	3.4873	Highland Twp	7.4944	0.00	7.4944
Farmington	17.1756	0.59	16.5856	Addison Twp	8.1311	0.00	8.1311
Farmington Hills	14.5262	0.59	13.9362	Bingham Farms Village	8.8900	0.59	8.3000
Fenton	10.6226	0.00	10.6226	Milford Twp	8.3809	0.00	8.3809
Ferndale	30.1614	0.59	29.5714	Independence Twp	8.4814	0.00	8.4814
Franklin Village	11.1907	0.59	10.6007	Orchard Lake Village (City)	8.8200	0.00	8.8200
Groveland Twp	4.9400	0.00	4.9400	White Lake Twp	8.8590	0.00	8.8590
Hazel Park	24.8184	0.59	24.2284	Rochester Hills	9.7060	0.00	9.7060
Highland Twp	7.4944	0.00	7.4944	Lake Angelus	9.9571	0.00	9.9571
Holly Twp	2.5000	0.00	2.5000	Novi	10.2000	0.00	10.2000
Holly Village (Ind Twp)	16.6477	0.00	16.6477	Bloomfield Hills	10.2400	0.00	10.2400
Holly Village (Rose Twp)	16.0244	0.00	16.0244	* Troy *	11.0700	0.59	10.4800
Huntington Woods	26.9779	0.59	26.3879	Auburn Hills	11.1502	0.59	10.5602
Independence Twp	8.4814	0.00	8.4814	Franklin Village	11.1907	0.59	10.6007
Keego Harbor	13.3799	0.00	13.3799	Fenton	10.6226	0.00	10.6226
Lake Angelus	9.9571	0.00	9.9571	Waterford Twp	10.8896	0.00	10.8896
Lake Orion Village	20.0210	0.00	20.0210	Oxford Twp	11.2372	0.00	11.2372
Lathrup Village (City)	20.4731	0.00	20.4731	West Bloomfield Twp	12.8437	0.59	12.2537
Leonard Village	14.1311	0.00	14.1311	Rochester	12.4304	0.00	12.4304
Lyon Twp	4.7466	0.00	4.7466	Bloomfield Twp	13.4877	0.59	12.8977
Madison Heights	23.0150	0.59	22.4250	Wolverine Lake Village	13.0603	0.00	13.0603
Milford Twp	8.3809	0.00	8.3809	Royal Oak Twp	13.8002	0.59	13.2102
Milford Village	14.3740	0.00	14.3740	Wixom	13.3259	0.00	13.3259
Northville	16.7757	0.00	16.7757	Keego Harbor	13.3799	0.00	13.3799
Novi	10.2000	0.00	10.2000	Beverly Hills Village	14.4597	0.59	13.8697
Novi Twp	2.9777	0.00	2.9777	Farmington Hills	14.5262	0.59	13.9362
Oak Park	30.4298	0.59	29.8398	Leonard Village	14.1311	0.00	14.1311
Oakland Twp	6.3960	0.00	6.3960	Milford Village	14.3740	0.00	14.3740
Orchard Lake Village (City)	8.8200	0.00	8.8200	Berkley	15.0817	0.59	14.4917
Orion Twp	6.5809	0.00	6.5809	South Lyon	15.1869	0.00	15.1869
Ortonville Village	15.2686	0.00	15.2686	Royal Oak	15.7911	0.59	15.2011
Oxford Twp	11.2372	0.00	11.2372	Ortonville Village	15.2686	0.00	15.2686
Oxford Village	17.9420	0.00	17.9420	Birmingham	16.0541	0.59	15.4641

**City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Oakland County**

2012 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2012 Oakland Co Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, net of Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Pleasant Ridge	18.7828	0.59	18.1928	Holly Village (Rose Twp)	16.0244	0.00	16.0244
Pontiac	17.6453	0.59	17.0553	Farmington	17.1756	0.59	16.5856
Rochester	12.4304	0.00	12.4304	Holly Village (Ind Twp)	16.6477	0.00	16.6477
Rochester Hills	9.7060	0.00	9.7060	Northville	16.7757	0.00	16.7757
Rose Twp	3.1233	0.00	3.1233	Pontiac	17.6453	0.59	17.0553
Royal Oak	15.7911	0.59	15.2011	Walled Lake	18.3247	0.59	17.7347
Royal Oak Twp	13.8002	0.59	13.2102	Oxford Village	17.9420	0.00	17.9420
South Lyon	15.1869	0.00	15.1869	Pleasant Ridge	18.7828	0.59	18.1928
Southfield	24.3118	0.59	23.7218	Clarkston	18.6344	0.00	18.6344
Southfield Twp	0.6000	0.00	0.6000	Lake Orion Village	20.0210	0.00	20.0210
Springfield Twp	7.1836	0.00	7.1836	Lathrup Village (City)	20.4731	0.00	20.4731
Sylvan Lake	23.0987	0.00	23.0987	Madison Heights	23.0150	0.59	22.4250
* Troy *	11.0700	0.59	10.4800	Sylvan Lake	23.0987	0.00	23.0987
Walled Lake	18.3247	0.59	17.7347	Southfield	24.3118	0.59	23.7218
Waterford Twp	10.8896	0.00	10.8896	Hazel Park	24.8184	0.59	24.2284
West Bloomfield Twp	12.8437	0.59	12.2537	Clawson	26.4758	0.59	25.8858
White Lake Twp	8.8590	0.00	8.8590	Huntington Woods	26.9779	0.59	26.3879
Wixom	13.3259	0.00	13.3259	Ferndale	30.1614	0.59	29.5714
Wolverine Lake Village	13.0603	0.00	13.0603	Oak Park	30.4298	0.59	29.8398

**City of TROY - Assessing Department**  
**2008 - 2012 Voted Extra Millage and Total Millage Comparison - Oakland County**

City Village or Township	2008 Mills	2009 Voted	2009 Mills	2010 Voted	2010 Mills	2011 Voted	2011 Mills	2012 Voted	2012 Mills	Total Voted 2008-2012	% Change from 2008	Total Change 2008-2012	Total % Change from 2008
Addison Twp.	7.5991	0.4591	8.1182	0	8.1182	0.7500	8.1311	0	8.1311	1.2091	15.91	0.5320	7.00
Auburn Hills	10.5602	0	10.5602	0	10.5602	0	10.5602	0	10.5602	0	0	0.0000	0.00
Berkley	12.9957	0	13.0879	0	14.0656	0	14.2990	3.0000	14.4917	3.0000	23.08	1.4960	11.51
Beverly Hills, Village of	12.2329	0	11.8042	0	10.7924	2.8183	13.8173	0	13.8697	2.8183	23.04	1.6368	13.38
Bingham Farms, Village of	7.3000	0	6.8000	0	7.4000	0	8.0000	0	8.3000	0	0	1.0000	13.70
Birmingham	14.0936	0	14.2221	0	14.9998	0	15.6005	0	15.4641	0	0	1.3705	9.72
Bloomfield Hills	8.3000	0	8.3000	0	9.0500	0.3900	9.8500	0	10.2400	0.3900	4.70	1.9400	23.37
Bloomfield Twp	11.1212	0	11.1212	1.3000	12.5877	0	12.7677	2.3931	12.8977	3.6931	33.21	1.7765	15.97
Brandon Twp	6.6739	0	6.6739	0	6.6739	0	6.7639	0.2261	7.2686	0.2261	3.39	0.5947	8.91
Clarkston	17.7079	0	17.8556	0	18.1373	0	17.9013	0	18.6344	0	0	0.9265	5.23
Clawson	18.8075	0	18.7976	0.4400	21.9759	0.3333	23.0392	4.2398	25.8858	5.0131	26.65	7.0783	37.64
Commerce Twp	4.5306	0	4.5306	2.8445	4.5306	0	4.5306	0	3.4873	2.8445	62.78	(1.0433)	(23.03)
Farmington	15.4019	0	15.4019	0	16.5856	0	16.5856	0	16.5856	0	0	1.1837	7.69
Farmington Hills	11.6072	0	11.6072	0	11.6072	1.7000	12.2036	0	13.9362	1.7000	14.65	2.3290	20.07
Fenton	10.6226	0	10.6226	0	10.6226	0	10.6226	0	10.6226	0	0	0.0000	0.00
Ferndale	24.0664	0	24.5664	0	24.7689	5.4552	28.5561	0	29.5714	5.4552	22.67	5.5050	22.87
Franklin, Village of	6.6349	0	6.7625	0	7.9435	0.0674	9.9094	0.9414	10.6007	1.0088	15.20	3.9658	59.77
Groveland Twp	4.5000	0	4.5000	0	4.5000	0	4.9400	0	4.9400	0	0	0.4400	9.78
Hazel Park	23.4884	0	23.4884	0	23.4884	10.2800	23.4884	0	24.2284	10.2800	43.77	0.7400	3.15
Highland Twp	6.6444	0	6.7444	0	6.7444	0	6.7444	0.7500	7.4944	0.7500	11.29	0.8500	12.79
Holly Twp	2.4360	0	2.4360	1.5000	2.4360	0	2.4360	0	2.5000	1.5000	61.58	0.0640	2.63
Holly, Village of	17.9064	0	15.9604	0	15.9604	0	15.9604	0	16.6477	0	0	(1.2587)	(7.03)
Holly, Village of	17.8437	0	15.8977	0	16.6477	0	16.6477	0	16.0244	0	0	(1.8193)	(10.20)
Huntington Woods	21.8038	0	21.9475	0	23.5595	0	25.7349	0	26.3879	0	0	4.5841	21.02
Independence Twp	6.8870	0	6.8794	3.6410	8.0314	0	8.0134	3.7855	8.4814	7.4265	107.83	1.5944	23.15
Keego Harbor	13.1817	0	13.0777	0	12.9853	0.3000	13.3492	0	13.3799	0.3000	2.28	0.1982	1.50
Lake Angelus	9.9571	0	9.9571	0	9.9571	0	9.9571	0	9.9571	0	0	0.0000	0.00
Lake Orion, Village of	17.5588	0	17.8196	0	18.1386	0	18.3610	0	20.0210	0	0	2.4622	14.02
Lathrup Village	19.2935	0	18.5415	5.5459	20.1755	0	20.3185	0	20.4731	5.5459	28.74	1.1796	6.11
Leonard, Village of	13.6591	0	14.1182	0	14.1182	0	14.1311	0	14.1311	0	0	0.4720	3.46
Lyon Twp	4.6500	0	4.6500	0	4.7466	0	4.7466	0	4.7466	0	0	0.0966	2.08
Madison Heights	18.1616	0	18.0021	0	18.8146	2.1810	21.8654	0	22.4250	2.1810	12.01	4.2634	23.47

**City of TROY - Assessing Department**  
**2008 - 2012 Voted Extra Millage and Total Millage Comparison - Oakland County**

City Village or Township	2008 Mills	2009 Voted	2009 Mills	2010 Voted	2010 Mills	2011 Voted	2011 Mills	2012 Voted	2012 Mills	Total Voted 2008-2012	% Change from 2008	Total Change 2008-2012	Total % Change from 2008
Milford Twp	7.0664	0.2604	7.3268	1.1800	8.1941	0	8.3367	0	8.3809	1.4404	20.38	1.3145	18.60
Milford, Village of	12.5624	0	12.8228	0	13.6901	0	14.6508	3.5000	14.3740	3.5000	27.86	1.8116	14.42
Northville	16.3409	0	16.3650	0.2000	16.3961	0	16.7469	0	16.7757	0.2000	1.22	0.4348	2.66
Novi	10.5416	0	10.5416	0	10.5416	0	10.5416	0	10.2000	0	0	(0.3416)	(3.24)
Novi Twp	2.9777	0	2.9777	0	2.9777	0	2.9777	0	2.9777	0	0	0.0000	0.00
Oak Park	24.6704	0	24.6863	0	24.5191	2.0000	27.2386	1.6473	29.8398	3.6473	14.78	5.1694	20.95
Oakland Twp	6.4841	1.0000	6.5762	2.4959	6.5992	0	6.6000	0	6.3960	3.4959	53.91	(0.0881)	(1.36)
Orchard Lake	8.4950	0	8.4450	0	9.4830	0	10.2300	0	8.8200	0	0	0.3250	3.83
Orion Twp	5.4519	0	5.5841	0	5.5641	0	5.5641	3.9916	6.5809	3.9916	73.21	1.1290	20.71
Ortonville, Village of	14.6739	0	14.6739	0	14.7739	0	14.7639	0	15.2686	0	0	0.5947	4.05
Oxford Twp	9.8972	2.5000	10.0682	2.9152	10.0972	0	10.2072	0	11.2372	5.4152	54.71	1.3400	13.54
Oxford, Village of	18.1020	0	17.2730	0	17.8020	0	17.9120	0	17.9420	0	0	(0.1600)	(0.88)
Pleasant Ridge	18.1928	0.5000	18.2328	0	18.1928	0	18.1928	0	18.1928	0.5000	2.75	0.0000	0.00
Pontiac	15.6342	0	17.0011	0	17.0011	0	22.4761	0	17.0553	0	0	1.4211	9.09
Rochester	12.4304	0	12.4304	0.2440	12.4304	0	12.4304	0	12.4304	0.2440	1.96	0.0000	0.00
Rochester Hills	9.7060	0	9.7060	0.5948	9.7060	0	9.7060	0	9.7060	0.5948	6.13	0.0000	0.00
Rose Twp	2.3733	0	2.3733	0.7500	3.1233	0	3.1233	0	3.1233	0.7500	31.60	0.7500	31.60
Royal Oak	11.4333	0	11.6860	0	11.7131	1.0000	11.7250	0	15.2011	1.0000	8.75	3.7678	32.95
Royal Oak Twp	8.7102	0	8.7102	0	8.7102	7.5000	13.2102	0	13.2102	7.5000	86.11	4.5000	51.66
South Lyon	14.8179	0	15.0601	0	15.2064	0	15.2502	0	15.1869	0	0	0.3690	2.49
Southfield	16.3428	0	16.3428	0	16.3428	4.9183	22.6302	0	23.7218	4.9183	30.09	7.3790	45.15
Southfield Twp	0.5000	0	0.5000	0	0.6000	0	0.6000	0	0.6000	0	0	0.1000	20.00
Springfield Twp	5.6286	0	5.7286	0	6.4986	0	6.5186	0	7.1836	0	0	1.5550	27.63
Sylvan Lake	14.8179	0	14.7710	0	17.5197	0	18.3779	0	23.0987	0	0	8.2808	55.88
Troy	9.2800	0	9.2800	0	9.4000	0.7000	10.1900	0	10.4800	0.7000	7.54	1.2000	12.93
Walled Lake	17.8991	0	17.8991	0	17.7347	0	17.7347	0	17.7347	0	0	(0.1644)	(0.92)
Waterford Twp	10.2910	0	10.3910	5.6300	10.8896	0	10.8896	1.5418	10.8896	7.1718	69.69	0.5986	5.82
West Bloomfield Twp	8.9994	0	8.9774	0	9.0074	5.9878	11.9347	0.5935	12.2537	6.5813	73.13	3.2543	36.16
White Lake Twp	6.5876	0	6.5876	2.5240	9.1116	0	8.8116	1.6740	8.8590	4.1980	63.73	2.2714	34.48
Wixom	11.6314	0	11.9314	0	12.7423	0	12.7423	0	13.3259	0	0	1.6945	14.57
Wolverine Lake, Village of	14.1036	0	14.1036	0	14.1036	0	14.1036	0	13.0603	0	0	(1.0433)	(7.40)

City of TROY - Assessing Department  
 Comparison of Local Millage Rates  
 Macomb County

2012 Macomb Co. Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2012 Macomb Co. Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, net of Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Armada Twp	3.8712	0.59	3.2812	Armada Twp	3.8712	0.59	3.2812
Armada Village	17.1254	0.59	16.5354	Richmond Twp	4.0708	0.59	3.4808
Bruce Twp	9.0696	0.59	8.4796	Ray Twp	4.1473	0.59	3.5573
Center Line	38.9228	0.59	38.3328	Macomb Twp	5.1786	0.59	4.5886
Chestefield Twp	9.3901	0.59	8.8001	Lenox Twp	6.8286	0.59	6.2386
Clinton Twp	16.0216	0.59	15.4316	Harrison Twp	7.3744	0.59	6.7844
Eastpointe	27.2002	0.59	26.6102	Washington Twp	8.1165	0.59	7.5265
Fraser	19.4059	0.59	18.8159	Bruce Twp	9.0696	0.59	8.4796
Grosse Pointe Shores	18.9700	0.59	18.3800	Chestefield Twp	9.3901	0.59	8.8001
Harrison Twp	7.3744	0.59	6.7844	Shelby Twp	9.8899	0.59	9.2999
Lenox Twp	6.8286	0.59	6.2386	* (TROY) *	11.0700	0.59	10.4800
Macomb Twp	5.1786	0.59	4.5886	Sterling Heights	13.2758	0.59	12.6858
Memphis	14.8853	0.59	14.2953	Memphis	14.8853	0.59	14.2953
Mount Clemens	19.2539	0.59	18.6639	New Baltimore	15.8035	0.59	15.2135
New Baltimore	15.8035	0.59	15.2135	Clinton Twp	16.0216	0.59	15.4316
New Haven Village	19.4336	0.59	18.8436	Armada Village	17.1254	0.59	16.5354
Ray Twp	4.1473	0.59	3.5573	Romeo Village (Bruce)	17.2106	0.59	16.6206
Richmond	17.2426	0.59	16.6526	Richmond	17.2426	0.59	16.6526
Richmond Twp	4.0708	0.59	3.4808	Romeo Village (Wash'ton)	18.0390	0.59	17.4490
Romeo Village (Bruce)	17.2106	0.59	16.6206	Grosse Pointe Shores	18.9700	0.59	18.3800
Romeo Village (Wash'ton)	18.0390	0.59	17.4490	Mount Clemens	19.2539	0.59	18.6639
Roseville	25.4394	0.59	24.8494	Fraser	19.4059	0.59	18.8159
Shelby Twp	9.8899	0.59	9.2999	New Haven Village	19.4336	0.59	18.8436
St Clair Shores	20.0418	0.59	19.4518	St Clair Shores	20.0418	0.59	19.4518
Sterling Heights	13.2758	0.59	12.6858	Utica	23.1258	0.59	22.5358
* (TROY) *	11.0700	0.59	10.4800	Roseville	25.4394	0.59	24.8494
Utica	23.1258	0.59	22.5358	Eastpointe	27.2002	0.59	26.6102
Warren	28.4556	0.59	27.8656	Warren	28.4556	0.59	27.8656
Washington Twp	8.1165	0.59	7.5265	Center Line	38.9228	0.59	38.3328

**City Of TROY - Assessing Department  
Comparison of Local Millage Rates  
Wayne County**

2012 Wayne Co. Certified Millage Rates for Cities, Villages, & Townships (alphabetically)				2012 Wayne Co. Certified Millage Rates for Cities, Villages, & Townships (by Millage Rate, without Transportation mills)			
City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills	City Village or Township	Total Mills	Transportation Mills	Net Yearly Mills
Allen Park	22.8800	0.59	22.2900	Plymouth Twp	4.0000	0.00	4.0000
Belleville	18.1260	0.00	18.1260	Sumpter Twp	4.7904	0.00	4.7904
Brownstown Twp	13.1731	0.00	13.1731	Van Buren Twp	4.9144	0.00	4.9144
Canton Twp	10.4000	0.00	10.4000	Northville Twp	7.1074	0.00	7.1074
Dearborn	22.6800	0.59	22.0900	Huron Twp	7.7430	0.00	7.7430
Dearborn Heights	25.1948	0.59	24.6048	Canton Twp	10.4000	0.00	10.4000
Detroit	34.1963	0.00	34.1963	Romulus	13.5875	0.59	12.9975
Ecorse	48.4733	0.59	47.8833	Brownstown Twp	13.1731	0.00	13.1731
Flat Rock	18.9997	0.00	18.9997	Livonia	13.8879	0.00	13.8879
Garden City	22.4543	0.59	21.8643	Westland	14.5513	0.59	13.9613
Gibraltar	19.1800	0.00	19.1800	Grosse Pointe Farms	14.5900	0.59	14.0000
Grosse Isle Twp	15.2102	0.00	15.2102	Grosse Pointe Park	14.6990	0.59	14.1090
Grosse Pointe	14.9919	0.59	14.4019	Grosse Pointe	14.9919	0.59	14.4019
Grosse Pointe Farms	14.5900	0.59	14.0000	Grosse Isle Twp	15.2102	0.00	15.2102
Grosse Pointe Park	14.6990	0.59	14.1090	Northville	15.3534	0.00	15.3534
Grosse Pointe Shores	18.9700	0.59	18.3800	Plymouth	16.0734	0.00	16.0734
Grosse Pointe Woods	21.0442	0.59	20.4542	Riverview	18.5500	0.59	17.9600
Hamtramck	29.4464	0.59	28.8564	Belleville	18.1260	0.00	18.1260
Harper Woods	44.6068	0.59	44.0168	Grosse Pointe Shores	18.9700	0.59	18.3800
Highland Park	52.3658	0.59	51.7758	Flat Rock	18.9997	0.00	18.9997
Huron Twp	7.7430	0.00	7.7430	Gibraltar	19.1800	0.00	19.1800
Inkster	36.3194	0.59	35.7294	Grosse Pointe Woods	21.0442	0.59	20.4542
Lincoln Park	24.4816	0.00	24.4816	Woodhaven	20.6300	0.00	20.6300
Livonia	13.8879	0.00	13.8879	Garden City	22.4543	0.59	21.8643
Melvindale	37.8792	0.59	37.2892	Dearborn	22.6800	0.59	22.0900
Northville	15.3534	0.00	15.3534	Wyandotte	22.8400	0.59	22.2500
Northville Twp	7.1074	0.00	7.1074	Allen Park	22.8800	0.59	22.2900
Plymouth	16.0734	0.00	16.0734	Redford Twp	23.1879	0.59	22.5979
Plymouth Twp	4.0000	0.00	4.0000	Wayne	23.5518	0.59	22.9618
Redford Twp	23.1879	0.59	22.5979	Southgate	24.4969	0.59	23.9069
River Rouge	49.2061	0.59	48.6161	Lincoln Park	24.4816	0.00	24.4816
Riverview	18.5500	0.59	17.9600	Dearborn Heights	25.1948	0.59	24.6048
Rockwood	25.0425	0.00	25.0425	Trenton	25.5060	0.59	24.9160
Romulus	13.5875	0.59	12.9975	Rockwood	25.0425	0.00	25.0425
Southgate	24.4969	0.59	23.9069	Taylor	28.1764	0.59	27.5864
Sumpter Twp	4.7904	0.00	4.7904	Hamtramck	29.4464	0.59	28.8564
Taylor	28.1764	0.59	27.5864	Detroit	34.1963	0.00	34.1963
Trenton	25.5060	0.59	24.9160	Inkster	36.3194	0.59	35.7294
Van Buren Twp	4.9144	0.00	4.9144	Melvindale	37.8792	0.59	37.2892
Wayne	23.5518	0.59	22.9618	Harper Woods	44.6068	0.59	44.0168
Westland	14.5513	0.59	13.9613	Ecorse	48.4733	0.59	47.8833
Woodhaven	20.6300	0.00	20.6300	River Rouge	49.2061	0.59	48.6161
Wyandotte	22.8400	0.59	22.2500	Highland Park	52.3658	0.59	51.7758





Police Chief Gary G. Mayer  
Troy Police Department  
500 West Big Beaver  
Troy, MI 48084

Dear Chief,

On behalf of the West Bloomfield Police Honor Guard, I want to thank you for allowing your Honor Guard to participate in Sgt. O'Rourke's memorial service.

Sgt O'Rourke, (promoted to the rank of Sergeant posthumously), was absolutely one of our best. He always had a gentle smile and a soft laugh. He loved his faith in God and his family above all things, but as a police officer, his dedication and bravery were above all reproach. He never had any criticism or negative comments towards anything; he was well liked by everyone. His loss has left a void that can never be filled.

As the leader of the West Bloomfield Police Honor Guard, I am humbled by the self-sacrificing commitment that each of your members provided to make certain that Sgt O'Rourke was properly honored. Stay safe and may God bless you.

With the greatest gratitude,

Sgt Paul Barch  
West Bloomfield Police Honor Guard  
4530 Walnut Lake Rd  
West Bloomfield, MI 48325  
248-975-8983

POLICE OFFICERS MINTON, CLARK, FITZPATRICK, BRAGG, MAIRORANO  
AND VILLOT  
SERGEANTS SATERFIELD AND JONES  
THANK YOU ALL FOR REPRESENTING TROY PD  
AS PART OF THE CASKET DETAIL AND HONOR GUARD  
FUNERAL SERVICE. THE LOSS OF A POLICE OFFICER  
UNDER THESE CIRCUMSTANCES IMPACTS ALL OF  
SOCIETY AND ALL OF US WHO HAVE THE HONOR OF  
BEING POLICE OFFICERS. Gary

RECEIVED  
CHIEF OF POLICE  
12-12-12