

Father Eric Fedewa from St. Anastasia Catholic Church performed the Invocation. The Pledge of Allegiance to the Flag was given.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, February 18, 2013, at City Hall, 500 W. Big Beaver Rd. Mayor Pro Tem Fleming called the meeting to order at 7:31 PM.

B. ROLL CALL:

- Mayor Dane Slater
- Jim Campbell
- Wade Fleming
- Dave Henderson
- Maureen McGinnis
- Ed Pennington
- Doug Tietz

Resolution #2013-02-027
Moved by McGinnis
Seconded by Campbell

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Mayor Dane Slater and Council Member Doug Tietz at the Regular City Council Meeting of February 18, 2013.

Yes: Campbell, Fleming, Henderson, McGinnis, Pennington
No: None
Absent: Slater, Tietz

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

-
- C-1** Smart Investing at Your Library *(Presented by Cathy Russ, Library Director)*
-
- C-2** Transit Center Monthly Update *(Presented by Glenn Lapin, Economic Development Specialist)*
-
- C-3** MACP (Michigan Association of Chiefs of Police) Award for Excellence in Traffic Safety *(Presented by Police Captain Robert Redmond)*

D. CARRYOVER ITEMS:

-
- D-1** No Carryover Items

E. PUBLIC HEARINGS:**E-1 Zoning Ordinance Text Amendment (File Number: ZOTA 244) – Miscellaneous Zoning Ordinance Revisions**

Mayor Pro Tem Fleming **OPENED** the Public Hearing. Mayor Pro Tem Fleming **CLOSED** the Public Hearing after hearing public comment from Richard Peters.

Moved by
Seconded by

RESOLVED, That Articles 2, 3, 4, 5, 6, 7, 10, 12, 13 and 16 of Chapter 39 of the Code of the City of Troy, pertaining to miscellaneous Zoning Ordinance revisions, be **AMENDED** to read as written in the proposed Zoning Ordinance Text Amendment (ZOTA 244), City Council Public Hearing Draft, as recommended by the Planning Commission, with a copy of the Planning Commission Minutes to be **ATTACHED** to the Minutes of this meeting.

Vote on Resolution to Postpone Item E-01 Zoning Ordinance Text Amendment (File Number: ZOTA 244) – Miscellaneous Zoning Ordinance Revisions

Resolution #2013-02-028
Moved by Campbell
Seconded by Pennington

RESOLVED, That Troy City Council hereby **POSTPONES** Item *E-01 Zoning Ordinance Text Amendment (File Number: ZOTA 244) – Miscellaneous Zoning Ordinance Revisions* to the next Regular City Council Meeting of March 4, 2013.

Yes: Campbell, Fleming, Henderson, McGinnis, Pennington
No: None
Absent: Tietz, Slater

MOTION CARRIED

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:**G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:****H. POSTPONED ITEMS:**

H-1 No Postponed Items

I. REGULAR BUSINESS:

I-1 Board and Committee Appointments: a) Mayoral Appointments - None; b) City Council Appointments – Historic District Commission

a) **Mayoral Appointments: None**

b) **City Council Appointments**

Resolution #2013-02-029
Moved by Fleming
Seconded by Henderson

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

Historic District Commission

Appointed by Council
7 Regular Members
3 Year Term

Nominations to the Historic District Commission:

Term Expires: 3/1/2016

W. Kent Voigt

Term currently held by: W. Kent Voigt

Yes: Fleming, Henderson, McGinnis, Pennington, Campbell
No: None
Absent: Tietz, Slater

MOTION CARRIED

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

a) **Mayoral Nominations**

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

b) **City Council Nominations**

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

I-3 No Closed Session Requested

**I-4 City of Troy Investment Policy and Establishment of Investment Accounts
(Introduced by: Thomas Darling, Director of Financial Services)**

Resolution #2013-02-030
Moved by McGinnis
Seconded by Pennington

RESOLVED, That Troy City Council hereby **APPROVES** the *Investment Policy and Establishment of Investment Accounts* as outlined in the memorandum and revised from Director of Financial Services, Thomas Darling dated February 12, 2013; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Henderson, McGinnis, Pennington, Campbell, Fleming
No: None
Absent: Tietz, Slater

MOTION CARRIED

I-5 Transfer of Title for Grant Funded Equipment (Introduced by: Chief William Nelson)

Resolution #2013-02-031
Moved by McGinnis
Seconded by Pennington

WHEREAS, Since 2006, the City of Troy accepted titles for a 2005 Wells Cargo decontamination trailer and a 2010 Ford pickup truck, funded by grants from the Department of Homeland Security for use by special operation teams in Oakland County, which did not exist until 2009. In 2009, the Oakland County Fire Mutual Aid Association (MABAS Division 3201) and the Oakway Mutual Aid Association (MABAS Division 3202) were formed under the Urban Cooperation Act and the State Mutual Aid Box Alarm System; and

WHEREAS, These organizations are supported by dues from participating municipalities and provide shared services and shared costs among the membership, including the City of Troy; and

WHEREAS, The use of these vehicles by regional cooperative organizations was the original intent of the grant funds provided by the Department of Homeland Security; and

WHEREAS, The 2005 Wells Cargo decontamination trailer is recommended to be transferred to the Oakway Mutual Aid Association; and, the 2010 Ford pickup truck is recommended to be transferred to the Oakland County Fire Mutual Aid Association for use in special operations services and hazardous materials responses in any participating jurisdictions.

THEREFORE, BE IT RESOLVED, That the 2005 Wells Cargo decontamination trailer is hereby **TRANSFERRED** to the Oakway Mutual Aid Association; and, the 2010 Ford pickup truck is hereby **TRANSFERRED** to the Oakland County Fire Mutual Aid Association, as recommended by City Administration.

Yes: McGinnis, Pennington, Campbell, Fleming, Henderson
No: None
Absent: Tietz, Slater

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2013-02-032
Moved by Campbell
Seconded by Henderson

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

Yes: Pennington, Campbell, Fleming, Henderson, McGinnis
No: None
Absent: Tietz, Slater

MOTION CARRIED

J-5 Planning Commission Representative Appointment to the Zoning Board of Appeals

Resolution #2013-02-032-J-05

RESOLVED, That Troy City Council hereby **APPOINTS** Tom Krent as the Planning Commission Representative to the Zoning Board of Appeals, as nominated by the Planning Commission on January 8, 2013.

J-6 Private Agreement – Contract for Installation of Municipal Improvements – Timbercrest Preserves – Project No. 12.915.3

Resolution #2013-02-032-J-06

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Mondrian Properties Preserves LLC, is hereby **APPROVED** for the installation of water main, sanitary sewer, storm sewer, paving, sidewalks, soil erosion and landscaping on the site and in the adjacent right of way, and the Mayor and City Clerk are **AUTHORIZED** to execute the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-7 Request to Grant a Utility Easement to Detroit Edison over City Parcel #88-20-24-226-110

Resolution #2013-02-032-J-07

RESOLVED, That Troy City Council hereby **GRANTS** a permanent underground utility easement to Detroit Edison over a portion of a parcel owned in fee by the City of Troy, said parcel having Sidwell #88-20-24-226-110, and **AUTHORIZES** the Mayor and City Clerk to execute the permanent easement document.

J-8 Corrections to Appointments to the Historic District Commission

a) Appointment to Historic District Commission

Resolution #2013-02-032-J-08a

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:

Historic District Commission

Appointed by Council
7 Regular Members
3 Year Term

Current Members:

Last Name	First Name	App Resume Expire	Appointment Date	Appointment Expire	Notes 3
Chambers	Barbara A.	2/9/2013	3/19/2012	3/1/2014	
Doyle	Hugh Stephen	2/8/2014	3/19/2012	7/31/2013	Requests Reappointment
Kuppa	Padma	8/13/2011	3/19/2012	3/1/2014	
McGee	Timothy S.	8/13/2014	8/27/2012	5/15/2015	
Partlan	Ann	2/24/2013	4/7/2008	3/1/2014	Historical Society Recommendation
Schuchter	Doris	11/22/2013	6/18/2012	5/15/2015	Historical Society Recommendation
Voigt	W. Kent	1/23/2015	10/17/2011	3/1/2013	

Nominations to the Historic District Commission:

Term Expires: 3/1/2014

Ann Partlan

Term currently held by: Ann Partlan

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 2
Viola	Vincent	11/16/2013	Animal Control Appeal Bd. exp. 9/30/2012

b) Proposed Reconsideration of Resolution #2012-03-062 I-1b City Council Appointments

Resolution #2013-02-032-J-08b

RESOLVED, That Troy City Council hereby **RECONSIDERS** Resolution #2012-03-062, Moved by McGinnis and Seconded by Campbell, as it appears below:

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

Historic District Commission

*Appointed by Council
7 Regular Members
3 Year Term*

Term Expires: 07/31/2013

Hugh Stephen Doyle

Term currently held by: Brian Wattles

Term Expires: 03/01/2014

Barbara Chambers

Term currently held by: Barbara Chambers

Term Expires: 03/01/2014

Padma Kuppa

Term currently held by: Sabah Jihad

Traffic Committee

*Appointed by Council
7 Regular Members
3 Year Term*

Term Expires: 01/31/2015

David Ogg

Term currently held by: Gordon Schepke (Appt'd to Planning Commission)

Term Expires: 01/31/2015

Lawrence Ted Halsey

Term currently held by: Lawrence Ted Halsey

Yes: All-7
No: None

MOTION CARRIED

c) Proposed Resolution to Amend Reconsidered Resolution #2012-03-062 I-1b City Council Appointments by Substitution

Resolution #2013-02-032-J-08c

RESOLVED, That Troy City Council hereby **AMENDS** Resolution #2012-03-062, City Council Appointments, by **STRIKING** it in its entirety and **SUBSTITUTING** it with the following:

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

Historic District Commission

*Appointed by Council
7 Regular Members
3 Year Term*

Term Expires: 05/15/2015

Hugh Stephen Doyle

Term currently held by: Paul Chu Lin

Term Expires: 03/01/2014

Barbara Chambers

Term currently held by: Barbara Chambers

Term Expires: 03/01/2014

Padma Kuppa

Term currently held by: Sabah Jihad

Traffic Committee

*Appointed by Council
7 Regular Members
3 Year Term*

Term Expires: 01/31/2015

David Ogg

Term currently held by: Gordon Schepke (Appt'd to Planning Commission)

Term Expires: 01/31/2015

Lawrence Ted Halsey

Term currently held by: Lawrence Ted Halsey

Yes: All-7

No: None

MOTION CARRIED

J-9 Renewal of Membership in the Traffic Improvement Association (TIA) of Oakland County

Resolution #2013-02-032-J-09

RESOLVED, That approval is **GRANTED** to pay the renewal of the City of Troy's membership in the Traffic Improvement Association for the year 2013, in the amount of \$23,800. Funds are available in the 2012-2013 Police Department Operating Funds, Membership and Dues.

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:

Balyeat, Laura	Spoke expressing concerns about a business operating in Troy.
Peters, Richard	Spoke about the economy, gas prices, and pot holes on streets.
Savage, James	Spoke of Council wish list, Vision 2020, and the City needs.
Brake, Dan	Spoke about the appointment of Dane Slater and the transit center.
Butterbaugh, Ron	Spoke about the Troy Today and business development news.

M. COUNCIL REFERRALS:

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

M-1 No Council Referrals Advanced

N. COUNCIL COMMENTS:

N-1 No Council Comments Advanced

Mayor Pro Tem Fleming questioned Management regarding the resident's concerns with the business housing live chickens. Mark Miller explained that Code Enforcement is involved in the matter.

Lori Bluhm reminded the audience of the rules of decorum during public comment.

Council Member McGinnis complimented Cindy Stewart and Staff for the terrific job they did on the Troy Today and the wealth of information it contains.

O. REPORTS:

O-1 Minutes – Boards and Committees: None Submitted

O-2 Department Reports:

- a) 2012 Year End Calls for Police Service Report
- b) December 31, 2012 - Quarterly Financial Report
- c) Transit Center Construction Status Report – February 2013
- d) SOCRRA Quarterly Report
- e) Federal Aid Funding for Major Roads

Noted and Filed

O-3 Letters of Appreciation

- a) To Chief Mayer From Stephanie Leitch Regarding Officer Garcher's Assistance in a Traffic Accident Situation
- b) To Mitch Grusnick From Kevin Luer – Sulzer Regarding Assistance with Recover of Operations after a Fire

Noted and Filed

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

Noted and Filed

O-5 Cancellation of Public Hearing – Michigan Next Energy Exemption – LG Chem, Inc.

Noted and Filed

P. STUDY ITEMS:

P-1 No Study Items

Q. CLOSED SESSION:

Q-1 No Closed Session

R. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:48 PM.

Mayor Pro Tem Wade Fleming

M. Aileen Bittner, CMC
City Clerk