

Pastor A.C. Phipps from Evanswood Church of God 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, January 14, 2013, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:31PM.

**B. ROLL CALL:**

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

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

**C-1** Installation Ceremony – Swearing-In of New Council Member Ed Pennington

**D. CARRYOVER ITEMS:**

**D-1** No Carryover Items

**E. PUBLIC HEARINGS:**

**E-1** No Public Hearings

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

Brake, Dan	Spoke about Item O-02d 2012 Fourth Quarter Litigation Report.
Werpetinski, Jim	Spoke about Item I-04 Additional 2013 City Council Special Study Meeting Dates.

**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**

Resolution #2013-01-001  
Moved by Slater  
Seconded by Fleming

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

<b><u>Term Expires: 9/30/2016</u></b>	<b>Alan Kiriluk</b>	<b>(In District)</b>
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Term currently held by: Alan Kiriluk

<b><u>Term Expires: 9/30/2016</u></b>	<b>Daniel MacLeish</b>	<b>(In District)</b>
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Term currently held by: Daniel MacLeish

<b><u>Term Expires: 9/30/2016</u></b>	<b>Arkan Jonna</b>	<b>(In District)</b>
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Term currently held by: Harvey Weiss

Yes: All-7  
No: None

**MOTION CARRIED**

Resolution #2013-01-002  
Moved by Slater  
Seconded by McGinnis

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

**Planning Commission**

Appointed by Mayor  
9 Regular Members

3 Year Term

**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-7  
No: None

**MOTION CARRIED**

**b) City Council Appointments**

Resolution #2013-01-003  
Moved by Fleming  
Seconded by McGinnis

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: All-7  
No: None

**MOTION CARRIED**

**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**

City Council took **NO ACTION** on Nominations to the [Board of Review](#).

City Council took **NO ACTION** on Nominations to the [Downtown Development Authority](#).

**b) City Council Nominations**

Resolution #2013-01-004  
 Moved by Fleming  
 Seconded by Campbell

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

**Nominations to the Election Commission:**

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

**David C. Anderson**

Term currently held by: David C. Anderson

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

**Timothy Dewan**

Term currently held by: Timothy Dewan

Yes: All-7  
 No: None

**MOTION CARRIED**

Resolution #2013-01-005  
 Moved by Fleming  
 Seconded by McGinnis

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:

**Liquor Advisory Committee**

Appointed by Council  
7 Regular Members  
3 Year Term

**Nominations to the Liquor Advisory Committee:**

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

**Patrick Hall**

Term currently held by: Patrick Hall

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

**Andrew Kaltsounis**

Term currently held by: Andrew Kaltsounis

Yes: All-7  
No: None

**MOTION CARRIED**

City Council took **NO ACTION** on Nominations to the [Municipal Building Authority](#).

City Council took **NO ACTION** on Nominations to the [Traffic Committee](#).

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**I-3 Closed Session**

Resolution #2013-01-006  
Moved by Fleming  
Seconded by McGinnis

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: All-7  
No: None

**MOTION CARRIED**

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

Moved by Tietz  
Seconded by McGinnis

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

**Vote on Resolution to Postpone Item I-04 Additional 2013 City Council Special Study Meeting Dates to the January 28, 2013 Regular City Council Meeting**

Resolution #2013-01-007  
Moved by Tietz  
Seconded Fleming

RESOLVED, That Troy City Council **POSTPONES** Item *I-04 Additional 2013 City Council Special Study Meeting Dates* to the January 28, 2013 Regular City Council Meeting.

Yes: All-7  
No: None

**MOTION CARRIED**

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**I-5 Appointment of SOCRRA Alternate**

Resolution #2013-01-008  
Moved by McGinnis  
Seconded by Fleming

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

Yes: All-7  
No: None

**MOTION CARRIED**

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**I-6 Delegation of Fireworks Inspections**

Resolution #2013-01-009  
Moved by Fleming  
Seconded by McGinnis

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: All-7  
No: None

## **MOTION CARRIED**

### **J. CONSENT AGENDA:**

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

Resolution #2013-01-010  
Moved by Fleming  
Seconded by McGinnis

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

Yes: All-7  
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 #2013-01-010-J-02

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**

Resolution #2013-01-010-J-04a

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.

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

Resolution #2013-01-010-J-05

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**

Resolution #2013-01-010-J-06

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**

Resolution #2013-01-010-J-07

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.

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**J-8 Request for Acceptance of Three Permanent Easements from Patrick and Gwen Bismack – Sidwell #88-20-10-127-052**

Resolution #2013-01-010-J-08

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.

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

Resolution #2013-01-010-J-09

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.

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**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:**

Brake, Dan	Spoke about the City Attorney and the budget.
Reinhardt, Marv	Spoke about various topics.
Peters, Richard	Spoke about various topics.
Miller, Sandra	Spoke about petitioning at the Library.
Werpetinski, Jim	Encouraged residents to attend the Parks and Recreation 5 Year Master Plan Public Meeting on Thursday, January 17, 2013 at 6:30 pm, in Room 402 at the Troy Community Center.
Baxi, Manish	Spoke about the City Attorney.
Savage, James	Requests decisions are in the best interest for Troy's needs.
Shuai, Oulian	Spoke about the Police Department.
Cherasaro, Nicholas	Spoke about the City Attorney.
Ross, Michael	Spoke about the City Attorney.

The Meeting **RECESSED** at 8:41 PM.

The Meeting **RECONVENED** at 8:49 PM.

**Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #7 – Order of Business**

Resolution #2013-01-011  
 Moved by Slater  
 Seconded by Fleming

RESOLVED, That Troy City Council hereby **SUSPENDS** Rules of Procedure for the City Council, Rule #7 *Order of Business* to take items out-of-order on the Agenda.

Yes: All-7  
 No: None

**MOTION CARRIED**

**I-2 Board and Committee Nominations: a) Mayoral Nominations – Board of Review**

**a) Mayoral Nominations**

Resolution #2013-01-012  
 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:

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

**Nominations to the Board of Review:**

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

**James Hatch**

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Term currently held by: James Hatch

Yes: All-7  
No: None

**MOTION CARRIED**

**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

Noted and Filed

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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  
Noted and Filed

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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  
Noted and Filed

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

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**P. STUDY ITEMS:**

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**P-1 No Study Items**

The Meeting **RECESSED** at 8:53 PM.

The Meeting **RECONVENED** at 8:58 PM.

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**Q. CLOSED SESSION:**

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**Q-1 Closed Session**

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**R. ADJOURNMENT:**

The Meeting **ADJOURNED** at 9:45 PM.



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Mayor Dane Slater



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M. Aileen Bittner, CMC  
City Clerk