

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 28, 2013, at City Hall, 500 W. Big Beaver Rd. Mayor Slater 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

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Recognition and Appreciation to Barnes and Noble for Partnering with the Troy Public Library to Help Raise \$1369.30 for Library Programs

C-2 Information from Arushi Mahajan, President of the Troy Library’s Teen Advisory Board, on Their Group’s Mission and Goals

C-3 Transit Center Update by Glenn Lapin, Economic Development Specialist

Council Member Tietz arrived at 7:42 PM.

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 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

The Mayor **OPENED** the Public Hearing. The Mayor **CLOSED** the Public Hearing after receiving public comment from Richard Peters.

Resolution #2013-01-013
Moved by McGinnis
Seconded by Fleming

WHEREAS, The City is in receipt of a rezoning request, from IB to RT, File Number Z-741, as demonstrated by the Ordinance to amend Chapter 39 of the Code of the City of Troy and as illustrated in the attached Certificate of Survey (Parcel "C").

THEREFORE, BE IT RESOLVED, That the proposed rezoning from IB to RT is hereby **APPROVED**.

BE IT FINALLY RESOLVED, That the Zoning District Map is hereby **AMENDED**.

Yes: All-7
 No: None

MOTION CARRIED

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:

Martin, Sue	Spoke on Item I-05 Additional 2013 City Council Special Study Meeting Dates – A Departmental Overview – Troy Working Together (<i>Introduction by: Brian Kischnick, City Manager</i>)
Brake, Dan	Spoke on Item I-05 - Additional 2013 City Council Special Study Meeting Dates – A Departmental Overview – Troy Working Together (<i>Introduction by: Brian Kischnick, City Manager</i>)
Savage, James	Spoke on Item H-01 Adoption of Rules of Procedure and Item O-02c Multi Modal Transit Center Status Report

G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:

H. POSTPONED ITEMS:

H-1 Adoption of Rules of Procedure

Resolution #2013-01-014
 Moved by Fleming
 Seconded by Campbell

RESOLVED, That Troy City Council hereby **ADOPTS** the Rules of Procedure of the City Council of the City of Troy as recorded by the City Clerk in the Minutes of this meeting.

Yes: All-7
 No: None

MOTION CARRIED

I. REGULAR BUSINESS:

- I-1 Board and Committee Appointments: a) Mayoral Appointments – Board of Review; b) City Council Appointments – Election Commission; Liquor Advisory Committee**

a) Mayoral Appointments

Resolution #2013-01-015
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:

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

Nominations to the Board of Review:

<u>Term Expires: 1/31/2016</u>	James Hatch
	Term currently held by: James Hatch

Yes: All-7
No: None

MOTION CARRIED

b) City Council Appointments

Resolution #2013-01-016
Moved by Fleming
Seconded by Campbell

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

Election Commission
Appointed by Council
2 Regular Members and 1 Charter Member
1 Year Term

Nominations to the Election Commission:

<u>Term Expires: 1/31/2014</u>	David C. Anderson
	Term currently held by: David C. Anderson

Term Expires: 1/31/2014

Timothy Dewan

Term currently held by: Timothy Dewan

Liquor Advisory Committee

Appointed by Council
7 Regular Members
3 Year Term

Nominations to the Liquor Advisory Committee:

Term Expires: 1/31/2016

Patrick Hall

Term currently held by: Patrick Hall

Term Expires: 1/31/2016

Andrew Kaltsounis

Term currently held by: Andrew Kaltsounis

Yes: All-7
No: None

MOTION CARRIED

I-2 Board and Committee Nominations: a) Mayoral Nominations – Downtown Development Authority; b) City Council Nominations – Municipal Building Authority; Traffic Committee

a) Mayoral Nominations

Resolution #2013-01-017
Moved by Slater
Seconded by McGinnis

RESOLVED, That the Mayor of the City of Troy hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Downtown Development Authority

Appointed by Mayor
13 Regular Members
4 Year Term

Nominations to the Downtown Development Authority:

Term Expires: 09/30/2016

Dennis Bostick

Term currently held by: Vacancy-Gregory Carnago resigned

Yes: All-7
No: None

MOTION CARRIED

b) City Council Nominations

Resolution #2013-01-018
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:

Traffic Committee
Appointed by Council
7 Regular Members
3 Year Term

Nominations to the Traffic Committee:

Term Expires: 01/31/2016

Sarah Binkowski

Term currently held by: Sarah Binkowski

Term Expires: 01/31/2016

Stevan Popovic

Term currently held by: Stevan Popovic

Yes: All-7
No: None

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Troy Solar House Proposal (*Introduction by: Glenn Lapin, Economic Development Specialist*)

Resolution #2013-01-019
Moved by Campbell
Seconded by Henderson

WHEREAS, In 2007, the Troy Chamber of Commerce acquired a prototype, energy-efficient solar-powered house from Lawrence Technological University (LTU) and donated the 800-square foot structure to the City of Troy. The Solar House was subsequently relocated and assembled on the Troy Community Center site, located at 3179 Livernois, to be used as an educational resource; and

WHEREAS, Due to ongoing maintenance issues and limited City resources, the Solar House was never fully utilized as initially proposed; and

WHEREAS, City Management approached the nonprofit WARM Training Center (WARM), one of Michigan’s leading energy education and training organizations, to explore a partnership for the future use of the Solar House; and

WHEREAS, The City of Troy proposes a partnership with WARM that would permanently move the Solar House to WARM’S Focus: Hope training location in Detroit and incorporate it into WARM’S education and training programs; and

WHEREAS, WARM has agreed to assume all the costs, expenses and any liability associated with disassembling, moving, reconstructing and maintaining the Solar House; and

WHEREAS, The City of Troy Department of Public Works will provide final Troy site restoration work after the structure has been removed from the Community Center site; and

WHEREAS, The proposed move of the house would be completed by June 30, 2013.

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Agreement between the City of Troy and WARM Training Center for the purposes of permanently donating the Solar House to WARM Training Center, a Michigan nonprofit organization, for education and training;

BE IT FINALLY RESOLVED, That the Mayor and City Clerk are **DIRECTED** to execute the Agreement.

Yes: All-7

No: None

MOTION CARRIED

I-5 Additional 2013 City Council Special Study Meeting Dates – A Departmental Overview – Troy Working Together (Introduction by: Brian Kischnick, City Manager)

Resolution #2013-01-020

Moved by Tietz

Seconded by Fleming

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 4,	2013	Fund Balance, General Fund Revenue
Wednesday,	February 6,	2013	Department of Public Works, Recreation, Fire
Monday,	March 4,	2013	Administration

Monday, March 11, 2013 Economic & Community Development Services, Capital

Yes: All-7
No: None

MOTION CARRIED

**I-6 Standard Purchasing Resolution 8: Best Value Award – Banking Services
(Introduction by: Tom Darling, Director of Financial Services)**

Resolution #2013-01-021
Moved by McGinnis
Seconded by Fleming

RESOLVED, That Troy City Council hereby **AWARDS** a five-year contract to provide Banking Services with an option to renew for five (5) additional years to Comerica Bank of Detroit, MI, the financial institution with the highest score as a result of a best value process from the formal solicitation identified as RFP-COT 12-15, which the Troy City Council determines to be in the public interest at an estimated annual cost of \$81,028.83, to be offset in part or in full by compensating balances.

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

BE IT FINALLY RESOLVED, That if during the term of the contract additional services such as Merchant and Procurement Card Services are necessary to improve overall efficiencies, City staff is **AUTHORIZED** to negotiate and implement those services as needed.

Yes: All-7
No: None

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2013-01-022
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

J-2 Approval of City Council Minutes

Resolution #2013-01-022-J-2a

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

- a) Regular City Council Meeting – January 14, 2013

J-3 No Proposed City of Troy Proclamations:

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 10: Travel Authorization and Approval to Expend Funds for Council Member Travel Expenses – Michigan Municipal League 2013 Capital Conference – Lansing, Michigan – April 9-10, 2013**

Resolution #2013-01-022-J-4a

RESOLVED, That Council members are **AUTHORIZED** to attend the Michigan Municipal League 2013 Capital Conference from April 9 - 10, 2013 in Lansing, Michigan, in accordance with accounting procedures of the City of Troy.

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

Resolution #2013-01-022-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase one (1) 2013 GMC Terrain two (2) 2013 GMC Sierra Pickups, one (1) 2013 GMC Sierra Pickup 4X4 and two (2) 2013 Savana cargo extended vans for the Public Works and Police Departments from the low total bidder, Red Holman Buick GMC of Westland, MI; as per the Oakland County Cooperative Bid for an estimated total cost of \$128,430.00.

J-5 Private Agreement – Contract for Installation of Municipal Improvements – Big Beaver PUD4 – Project 05.927.3

Resolution #2013-01-022-J-5

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Big Beaver Center LLC, is hereby **APPROVED** for the installation of sanitary sewer, storm sewer, water main, 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-6 Traffic Committee Recommendations & Minutes - January 15, 2013

Resolution #2013-01-022-J-6

Item #3 – Request to Extend No Parking Restrictions – Sandy Point

RESOLVED, That the no parking zone on Sandy Point be **REVISED** to start at Emerald Lake Drive and Sandy Point and continue to the west to the cul-de-sac and then counterclockwise around the cul-de-sac, approximately 2/3 of the way, to a point approximately between 6231 and 6221 Sandy Point.

J-7 2013 Poverty Exemption Guidelines

Resolution #2013-01-022-J-7

RESOLVED, That, pursuant to MCL 211.7u, the City Council of the City of Troy hereby **APPROVES** the proposed “Poverty Exemption Guidelines” for 2013, as presented by the City Assessor in a memorandum dated January 16, 2013, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-8 Troy Police Officers Association v. City of Troy and Troy Employees Retirement System Board of Trustees

Resolution #2013-01-022-J-8

RESOLVED, That the City Attorney’s Office is hereby **AUTHORIZED** and **DIRECTED** to defend the City of Troy and the City of Troy Retirement Board in the *TROY POLICE OFFICERS ASSOCIATION (TPOA) V. CITY OF TROY AND CITY OF TROY RETIREMENT BOARD* lawsuit (Oakland County Circuit Court Case No. 13-131524-CL). Furthermore, the City Attorney is **AUTHORIZED** to pay necessary costs and fees in the defense of the action.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

a) February 18, 2013 – Zoning Ordinance Text Amendment (File Number ZOTA 244) – Miscellaneous Zoning Ordinance Revisions

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:

Hendrickson, Rhonda	Spoke in support of Library Director Cathy Russ and in response to public comment from the 1/14/2013 meeting.
Parsons, Eve	Spoke in support of Library Director Cathy Russ and in response to public comment from the 1/14/2013 meeting.
Wilsher, Cynthia	Spoke in support of the City Charter.

Cherasaro, Nicholas	Spoke about FOIA request for information on the Downtown Development Authority.
Peters, Richard	Spoke about the budget, City staff, gun control and other topics.
Brake, Dan	Spoke about Mayor Slater's pension.
Savage, James	Spoke in opposition of unnecessary surveys, specifically for Parks.

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

Council Member Tietz referenced that the City Charter can be viewed online www.troy.mi.gov.

O. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Traffic Committee-Final-November 14, 2012
 - b) Zoning Board of Appeals-Final-November 20, 2012
 - c) Planning Commission-Draft-January 8, 2013
 - d) Planning Commission-Final-January 8, 2013
- Noted and Filed

O-2 Department Reports:

- a) Transit Center Status Report
 - b) Planning Commission 2012 Annual Report
 - c) Multi Modal Transit Center Status Report
- Noted and Filed

O-3 Letters of Appreciation: None Submitted

Noted and Filed

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

Noted and Filed

The Meeting **RECESSED** at 8:38

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

P. STUDY ITEMS:

P-1 Visioning for Success

Q. CLOSED SESSION:

Q-1 No Closed Session Requested

R. ADJOURNMENT:

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



Mayor Dan Slater



M. Aileen Bittner, CMC
City Clerk