

A Regular Meeting of the Troy City Council was held Monday, June 15, 2009, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:29 PM.

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

### **ROLL CALL:**

Mayor Louise E. Schilling  
Robin Beltramini  
Cristina Broomfield  
David Eisenbacher  
Mary Kerwin

### **ABSENT:**

Wade Fleming – Out of county  
Mayor Pro Tem Martin Howrylak – Out of county

### **CERTIFICATES OF RECOGNITION:**

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#### **A-1 Presentations:**

- a) On behalf of the City of Troy, Mayor Louise Schilling presented a proclamation to Fred and Muriel Rounds on the occasion of their 50<sup>th</sup> Anniversary.
- b) On behalf of the City of Troy Employees' *Casual for a Cause* Program for the months of March and April, Community Affairs Director, Cindy Stewart presented a check in the amount of \$1,163.00 to Chris Nanny of *Autism Speaks*.
- c) A presentation was given by Police Chief Gary Mayer and Community Affairs Director Cindy Stewart regarding the Troy Police and Fire Benevolent Association and the Race for the Badge.

### **CARRYOVER ITEMS:**

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**B-1 No Carryover Items**

### **PUBLIC HEARINGS:**

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#### **C-1 Preliminary Development Plan Approval – BBK Mixed Use Project – Northeast Corner of Big Beaver and Kilmer, Section 22, Currently Zoned PUD-10**

The Mayor opened the Public Hearing for public comment.  
The Mayor closed the Public Hearing after receiving comment from the petitioner's representative, Ryan Marsh of Landus Development and the following members of the public:

Kevin Douglas – Opposed; James Savage; Marvin Reinhardt - Supports

Resolution #2009-06-180  
Moved by Beltramini  
Seconded by Eisenbacher

WHEREAS, The petitioner Landus Development has requested Preliminary Development Plan approval, pursuant to article 35.50.02, for BBK Mixed-Use Planned Unit Development (PUD 10), located on the northeast corner of Big Beaver and Kilmer, in Section 22, within the O-1 and R-1E zoning districts, being approximately 2.546 acres in size;

WHEREAS, City Council granted approval of the Concept Development Plan on December 15, 2008;

WHEREAS, The City's Planning Consultant Richard Carlisle of Carlisle/Wortman Associates, Inc. prepared a memorandum dated March 5, 2009 that recommends Preliminary Development Plan approval of BBK Mixed-Use Planned Unit Development;

WHEREAS, On March 10, 2009, the Planning Commission recommended to City Council that Preliminary Development Plan Approval for BBK Mixed-Use Development Planned Unit Development be granted, subject to the applicant completing the following prior to the application going before City Council for consideration:

1. Replace the six on-street parking spaces on Kilmer Drive.
2. Provide tree preservation information.
3. Verify landscape area calculations.
4. Submit executed easement.
5. Prepare a proposed amendment to the PUD Development Agreement correcting the error related to the description of the gross square footage of Buildings B and C.
6. Address residents' concerns about their driveways being used for turnarounds; and

WHEREAS, The applicant addressed the six items required by the Planning Commission;

WHEREAS, The abutting residents to the north of the subject property reviewed the Preliminary Development Plan and requested that the screening treatment along the northern property line be revised;

WHEREAS, The petitioner revised the Preliminary Development Plan, as requested by the abutting neighbors to the north of the subject property and based on input from the Planning Commission;

WHEREAS, On May 12, 2009, the Planning Commission held a public hearing and recommended to City Council that the screening treatment along the northern property line be revised as submitted;

WHEREAS, The City's Planning Consultant Richard Carlisle of Carlisle/Wortman Associates, Inc. prepared a memorandum dated May 7, 2009, that recommends approval of the screening treatment and furthermore recommended Preliminary Development Plan approval of BBK Mixed-Use Planned Unit Development;

WHEREAS, The proposed PUD meets the Standards for Approval set forth in Article 35.30.00; and

WHEREAS, The proposed Planned Unit Development, parcels 88-20-22-383-001, -002, -003 & -006 and 88-20-22-382-012, is described in the following legal description and illustrated on the attached boundary survey drawing:

T2N, R11E, SW 1/4 of Section 22

Commencing at the South ¼ corner of said Section 22; thence along the South line of said Section 22, N 88°40'00" W 165.42 ft.; thence N 01° 32' 14" E, 102.00 ft. to the North line of Big Beaver Rd. (102 ft. half width) and the point of beginning; thence along said North line, N 88°40'00" W, 272.73 ft. to the West line of "Replat of Out Lot A of Big Beaver Subdivision" (Liber 26, pg. 17, of Oakland County Records); thence along said West line and the West line of "Burgess Bungalow Subdivision" (Liber 46, pg. 34, of Oakland County Records), said line also being the East line of Kilmer Rd. (50 ft. width), N 01° 32' 14" E, 368.37 ft. to the North line of Lot 17 of Burgess Bungalow Subdivision; thence along said North line S 88°40'00" E, 122.88 ft. to the East line of said Lot 17; thence along said East line S 01°32'14" W, 22.50 ft. to the North line of Lot 20 of Burgess Bungalow Subdivision; thence along said North lines of Lots 20, 21 and 22 of Burgess Bungalow Subdivision, S 88°40'00" E, 149.85 ft. to the East line of the aforementioned subdivision, said line also being the West line of "Willow Centre" O. C. C. P. No. 1272, as recorded in Liber 21524, pg. 591 of Oakland County Records; thence along said lines S 01°32'14" W, 162.50 ft. to the South line of said condominium; thence along said South line S 88°40'00" E, 75.20 ft. to the West line of said condominium; thence along said West line, S 01°32'14" W, 183.37 ft. to the aforementioned North line of Big Beaver Rd.; thence along said North line, N 88°40'00" W, 75.20 ft. to the Point of Beginning. Containing 2.546 acres more or less, subject to all easements and restrictions of record;

BE IT RESOLVED, That Troy City Council hereby **APPROVES** the attached Preliminary Development Plan for BBK Mixed-Use Planned Unit Development; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the corrected PUD Agreement and hereby **AUTHORIZES** the Mayor and City Clerk to execute the corrected Planned Unit Development Agreement for BBK Mixed-Use Planned Unit Development on behalf of the City, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DIRECTS** the City Clerk to record the executed BBK Mixed-Use Planned Unit Development Agreement with the Oakland County Register of Deeds; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **AUTHORIZES** the petitioner to submit a Final Development Plan as per Section 35.50.03 of Chapter 39.

Yes: Schilling, Beltramini, Broomfield, Eisenbacher, Kerwin  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

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**C-2 Zoning Ordinance Text Amendment (File Number: ZOTA 238) – Article 28 – Social Service Facilities in M-1**

The Mayor opened the Public Hearing for public comment.

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

Resolution #2009-06-181

Moved by Eisenbacher

Seconded by Beltramini

RESOLVED, That Troy City Council hereby **AMENDS** Article XXVIII (M-1 Light Industrial District) of the City of Troy Zoning Ordinance, pertaining to permitting Social Service Agencies in the M-1 District subject to Special Use Approval, to read as written in the proposed Zoning Ordinance Text Amendment (ZOTA 238), City Council Public Hearing Draft, as recommended by the Planning Commission with a change made to Section 04.20.131A Social Service Facility by **STRIKING** “citizens” and **INSERTING** “individuals”.

Yes: Beltramini, Broomfield, Eisenbacher, Kerwin, Schilling

No: None

Absent: Fleming, Howrylak

**MOTION CARRIED****POSTPONED ITEMS:**

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**D-1 No Postponed Items****PUBLIC COMMENT: Limited to Items Not on the Agenda**

Marvin Reinhardt

Mark Deldin

**REGULAR BUSINESS:**

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**E-3 MDOT Resolution for Big Beaver/I-75 Interchange Enhancements**

Public Comment: James Savage

Resolution #2009-06-182

Moved by Beltramini

Seconded by Kerwin

WHEREAS, The I-75/Big Beaver interchange lies in the MDOT Right-of-Way (ROW) and within the boundaries of the City of Troy and the City of Troy’s Downtown Development Authority (DDA);

WHEREAS, The City of Troy has plans and specifications being prepared for an interchange enhancement project at I-75 and Big Beaver Road and permit application under the Michigan Department of Transportation (MDOT) Permit No. 63174-0019-09;

WHEREAS, The City of Troy will authorize a contract and provide all funds for the proposed construction of the improvements;

WHEREAS, The City of Troy will enter into a separate Maintenance Contract with MDOT for the maintenance of all improvements constructed within the interchange at no cost to MDOT;

WHEREAS, MDOT has a future widening project along I-75 in Oakland County that will impact the I-75/Big Beaver Road interchange; and

WHEREAS, When MDOT widens I-75 at Big Beaver Road, the interchange will be reconstructed and any proposed landscaping, monuments, decorative in-fill panels, detention ponds, sidewalk, pedestrian signals, etc. placed under MDOT Permit No. 63174-0019-09 impacted by the future I-75 widening will be removed to facilitate the work by MDOT;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **AFFIRMS** that the City of Troy will be required to remove, at their cost and with their resources, all landscaping, monuments, decorative in-fill panels, etc. constructed under MDOT Permit No. 63174-0019-09 that are impacted by the I-75 widening project, a minimum of 2 (two) months prior to the start of construction of the I-75 widening project and that MDOT will not be responsible or liable for replacing any landscaping, monuments, decorative in-fill panels, detention ponds, sidewalk, pedestrian signals, etc. constructed under MDOT Permit No. 63174-0019-09 and impacted by any future reconstruction of the I-75/Big Beaver interchange and/or future widening of I-75.

Yes: Broomfield, Kerwin, Schilling, Beltramini

No: Eisenbacher

Absent: Fleming, Howrylak

## **MOTION CARRIED**

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### **E-1 Appointments to Boards and Committees: None Scheduled**

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### **E-2 Nominations for Appointments to Boards and Committees: (a) Mayoral Nominations: None Forwarded (b) City Council Nominations: Advisory Committee for Persons with Disabilities; Historical Commission; Parks & Recreation Board; Traffic Committee; and Youth Council**

#### **a) Mayoral Nominations – None forwarded**

#### **b) City Council Nominations**

Resolution #2009-06-183

Moved by Kerwin

Seconded by Beltramini

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated persons to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

**Advisory Committee for Persons with Disabilities**

Appointed by Council – Student 1-Year Term

Anita Vasudevan-Student Term Expires 07/01/2010

**Historical Commission**

Appointed by Council (7 Regular) – 3-Year Terms; Student 1-Year Term

Terry Navratil Term Expires 07/31/2012

Yanyu (Andrew) Liu-Student Term Expires 07/31/2010

**Parks & Recreation Board**

Appointed by Council – Troy School District Rep. 1-Year Term; Student 1-Year Term

Divya Subramanian-Student Term Expires 07/31/2010

**Traffic Committee**

Appointed by Council – Student 1-Year Term

Yanting (Sam) Jiang-Student Term Expires 07/31/2010

**Youth Council**

Appointed by Council (13 Regular) – Student 1-Year Term

Willa Adamo-Student Term Expires 06/01/2010

Disha Bora-Student Term Expires 06/01/2010

Vikram Prasad-Student Term Expires 06/01/2010

Sevita Rama-Student Term Expires 06/01/2010

Shaina Sekhri-Student Term Expires 06/01/2010

Rachita Singh-Student Term Expires 06/01/2010

Emily Wang-Student Term Expires 06/01/2010

David Wylie-Student Term Expires 06/01/2010

Yes: Eisenbacher, Kerwin, Schilling, Beltramini, Broomfield  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

**c) City Council Nominations – Youth Council cont'd**

Resolution #2009-06-184  
Moved by Kerwin  
Seconded by Broomfield

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated persons to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

**Youth Council**

Appointed by Council (13 Regular) – Student 1-Year Term

Supriya Jalukar-Student Term Expires 06/01/2010

Ananya Mukundan-Student Term Expires 06/01/2010

Sumana Palle-Student Term Expires 06/01/2010

Yes: Kerwin, Schilling, Beltramini, Broomfield, Eisenbacher  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

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**E-4 Ratification of Contract Extension – Troy Fire Staff Officers Association (TFSOA) 2009-2011**

Resolution #2009-06-185  
Moved by Kerwin  
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **RATIFIES** a two-year extension of the 2006-2009 collective bargaining agreement between the City of Troy and Troy Fire Staff Officers Association (TFSOA) for the period July 1, 2009 through June 30, 2011, as recommended by City Administration, and hereby **AUTHORIZES** the Mayor and City Clerk to execute the final agreement.

Yes: Schilling, Beltramini, Broomfield, Eisenbacher, Kerwin  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

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**E-5 Standard Purchasing Resolution 1: Award to Low Bidder – Contract 09-4 – Park and Combermere Water Main Replacement**

Resolution #2009-06-186

Moved by Eisenbacher

Seconded by Kerwin

RESOLVED, That Troy City Council hereby **AWARDS** Contract No. 09-4, Park and Combermere Roads Water Main Replacement to DiPonio Contracting, Inc., 51173 Simone Industrial Dr., Shelby Twp., MI 48316 at an estimated total cost of \$1,536,759.68; and

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon submission of proper contract and bid documents, including bonds, insurance certificates and all specified requirements, and if additional work is required, Troy City Council hereby **AUTHORIZES** such additional work in an amount not to exceed 10% of the total project cost.

Yes: Beltramini, Broomfield, Eisenbacher, Kerwin, Schilling

No: None

Absent: Fleming, Howrylak

**MOTION CARRIED**The meeting **RECESSED** at 9:47 PM.The meeting **RECONVENED** at 9:58 PM.

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**E-6 Amendments to the Troy City Code: Update of Chapter 82 – Property Maintenance Code; Amendments to Chapter 48 – Litter; Chapter 82-B – Dangerous Buildings; Chapter 88 – Nuisance; and Deletion of Chapter 89 – Weed Control**

Resolution #2009-06-187

Moved by Eisenbacher

Seconded by Broomfield

RESOLVED, That Troy City Council hereby **POSTPONES** Agenda item E-06 *Amendments to the Troy City Code: Update of Chapter 82 – Property Maintenance Code; Amendments to Chapter 48 – Litter; Chapter 82-B – Dangerous Buildings; Chapter 88 – Nuisance; and Deletion of Chapter 89 – Weed Control* until the Regular City Council meeting scheduled for Monday, July 6, 2009.

Yes: Broomfield, Eisenbacher, Kerwin, Schilling, Beltramini

No: None

Absent: Fleming, Howrylak

**MOTION CARRIED**

**E-7 2008/09 Budget Amendment No. 3**

Resolution #2009-06-188  
Moved by Beltramini  
Seconded by Kerwin

RESOLVED, That Troy City Council hereby **APPROVES** the 2008/09 Budget Amendment No. 3 as submitted, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Eisenbacher, Kerwin, Schilling, Beltramini, Broomfield  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

**CONSENT AGENDA:**

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

Resolution #2009-06-189  
Moved by Eisenbacher  
Seconded by Broomfield

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** as presented with the exception of Item F-4a, which **SHALL BE CONSIDERED** after Consent Agenda (F) items, as printed.

Yes: Kerwin, Schilling, Beltramini, Broomfield, Eisenbacher  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

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

Resolution #2009-06-189-F-2

RESOLVED, That Troy City Council hereby **APPROVES** the Minutes of the 7:30 PM Regular City Council Meeting of June 1, 2009 as corrected.

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**F-3 City of Troy Proclamations:**

Resolution #2009-06-189-F-3

RESOLVED, That Troy City Council hereby **APPROVES** the following City of Troy Proclamation:

- a) Fred and Muriel Rounds – 50<sup>th</sup> Anniversary
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**F-4 Standard Purchasing Resolutions****b) Standard Purchasing Resolution 10: Travel Authorization and Approval to Expend Funds for Council Member Travel Expenses – 111<sup>th</sup> Michigan Municipal League Convention**

Resolution #2009-06-189-F-4a

RESOLVED, That Troy City Council **AUTHORIZES** Council Members to attend the 111<sup>th</sup> Michigan Municipal Convention on September 22 – 25, 2009 at the Radisson Plaza Hotel in Kalamazoo, MI, in accordance with accounting procedures of the City of Troy.

**c) Standard Purchasing Resolution 2: Bid Award – Lowest Bidder Meeting Specifications – Utility Vehicle**

Resolution #2009-06-189-F-4c

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase one (1) new Kubota Model RTV900W6-H utility vehicle to the lowest bidder meeting specifications, Weingartz Supply Company of Utica, MI, at an estimated total cost of \$16,364.00, including all necessary set-up, preparation, and delivery.

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**F-5 Approval of Request from DDC Hotels, Inc. for Transfer of Ownership of 2008 B-Hotel and SDM Licensed Business, Located at 575 West Big Beaver from Drury Hotels Company, LLC, and Request for New Official Permit (Food)****a) License**

Resolution #2009-06-189-F-5a

RESOLVED, That Troy City Council hereby **CONSIDERS** for **APPROVAL** the request from DDC Hotels, Inc. (A Missouri Corporation), to transfer ownership of 2008 B-Hotel and SDM Licensed Business, located at 575 West Big Beaver, Troy, MI 48084, Oakland County, from Drury Hotels Company, LLC (A Nevada Limited Liability Company); and the request for new official permit (food); and

BE IT FURTHER RESOLVED, That Troy City Council hereby **RECOMMENDS** issuance of this license.

**(b) Agreement**

Resolution #2009-06-189-F-5b

WHEREAS, The Troy City Council deems it necessary to enter agreements with applicants for liquor licenses for the purpose of providing civil remedies to the City of Troy in the event licensees fail to adhere to Troy Codes and Ordinances;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** an agreement with DDC Hotels, Inc. (A Missouri Corporation), to transfer Ownership of 2008 B-Hotel and

SDM Licensed Business, located at 575 West Big Beaver, Troy, MI 48084, Oakland County, from Drury Hotels Company, LLC (A Nevada Limited Liability Company); and a new official permit (food), and hereby **AUTHORIZES** the Mayor and City Clerk to execute the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**F-6 Approval of Request for Recognition as a Nonprofit Organization Status from Mary Lou DiSessa, Board Member of Springhill Housing Corporation**

Resolution #2009-06-189-F-6

RESOLVED, That Troy City Council hereby **APPROVES** the request from Springhill Housing Corporation, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license as recommended by City Management.

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**F-7 Appointment of SOCRRA Representative and Alternate Representative**

Resolution #2009-06-189-F-7

RESOLVED, That Troy City Council hereby **DESIGNATES** Brian P. Murphy as the SOCRRA Representative and Timothy L. Richnak as the Alternate SOCRRA Representative for the term beginning July 1, 2009 and expiring on June 30, 2010.

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

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**F-4 Standard Purchasing Resolutions**

**a) Standard Purchasing Resolution 3: Exercise Second Year Renewal Option – Sidewalk Replacement and Installation Program**

Resolution #2009-06-190  
Moved by Eisenbacher  
Seconded by Beltramini

WHEREAS, On August 20, 2007, a contract to complete the Sidewalk Replacement and Installation Program for 2007/08 with an option to renew for two additional one-year periods was awarded to the low total bidder, Viking Construction, Inc. of Warren, Michigan (Resolution #2007-08-250-E-4e);

WHEREAS, On August 11, 2008, Troy City Council exercised the first option to renew for the 2008/2009 construction season with Viking Construction under the same prices, terms, and conditions (Resolution #2008-08-254-F4c); and

WHEREAS, Viking Construction has agreed to exercise the second one-year option to renew the contract under the same pricing, terms and conditions as the original contract;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **EXERCISES** the second one-year option to renew the contract with Viking Construction to provide sidewalk replacement and

installation for the 2009/10 construction season under the same prices, terms, and conditions as contained in the bid tabulation opened July 19, 2007, not to exceed budgetary limitations to expire June 30, 2010.

Yes: Schilling, Beltramini, Broomfield, Eisenbacher, Kerwin

No: None

Absent: Fleming, Howrylak

**MOTION CARRIED**

**Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #22 – Suspend Rules**

Resolution #2009-06-191

Moved by Kerwin

Seconded by Broomfield

RESOLVED, That Troy City Council hereby **SUSPENDS** Rules of Procedure for the City Council, Rule #22 - Suspend Rules and **AUTHORIZE** Troy City Council to discuss and take action on an item that does not appear on the agenda.

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

No: None

Absent: Fleming, Howrylak

**MOTION CARRIED**

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**E-8 Scheduling of Closed Session with Executive Search Firm on Monday, June 22, 2009 at 7:00 PM**

Resolution #2009-06-192

Moved by Beltramini

Seconded by Broomfield

WHEREAS, Troy City Council after receiving proposals from executive search candidates for the Troy City Manager;

WHEREAS, A Closed Session has been scheduled for Monday, June 22, 2009 from 5:00 PM to 7:00 PM; and

WHEREAS, The length of time to review the proposals may exceed two hours; and

WHEREAS, There is no City Council meeting scheduled for Monday, June 22, 2009 that would start at 7:30 PM, and therefore, no end time restriction;

NOW, THEREFORE BE IT RESOLVED, That Troy City Council hereby **SCHEDULES** a closed City Council Meeting as outlined below:

- Monday, June 22, 2009, at 7:00 PM in the Council Board Room of Troy City Hall, 500 W. Big Beaver – Troy, Michigan 48084 for the purpose of meeting in CLOSED Session, as permitted by MCL 15.268(f) and MCL 15.268(h) – MCL 15.243(e) and (k), to review material and deliberate and/or select finalists to be scheduled for interviews.

Yes: Broomfield, Eisenbacher, Kerwin, Schilling, Beltramini  
No: None  
Absent: Fleming, Howrylak

**MOTION CARRIED**

**MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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**G-1 Announcement of Public Hearings: None Submitted**

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**G-2 Memorandums: None Submitted**

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

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**H-1 No Council Referrals Advanced**

**COUNCIL COMMENTS:**

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**I-1 No Council Comments Advanced**

**REPORTS:**

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

- a) Animal Control Appeal Board/Final – September 3, 2008
- b) Animal Control Appeal Board/Final – March 4, 2009
- c) Youth Council/Final – March 25, 2009
- d) Parks and Recreation Advisory Board/Final – April 8, 2009
- e) Ethnic Issues Advisory Board/Final – April 14, 2009
- f) Building Code Board of Appeals/Final – May 6, 2009
- g) Advisory Committee for Senior Citizens/Final – May 7, 2009
- h) Planning Commission/Draft – May 12, 2009
- i) Planning Commission/Final – May 12, 2009
- j) Board of Zoning Appeals/Draft – May 19, 2009
- k) Animal Control Appeal Board/Draft – May 27, 2009
- l) Youth Council/Draft – May 27, 2009
- m) Ethnic Issues Advisory Board/Draft – June 2, 2009
- n) Advisory Committee for Senior Citizens/Draft – June 4, 2009
- o) Liquor Advisory Committee Minutes/Draft – June 8, 2009

Noted and Filed

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**J-2 Department Reports:**

- a) Building Department – Permits Issued May 2009  
Noted and Filed

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**J-3 Letters of Appreciation:**

- a) Letter of Thanks to Chief Nelson from Troy Resident Florence Ewald Regarding Assistance Received from Lt. Bovensiep  
Noted and Filed

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**J-4 Proposed Proclamations/Resolutions from Other Organizations:**

- a) Oakland County Board of Commissioners Resolution #09097 – Encouraging Voluntary Boat Disinfection Stations  
b) Board of Road Commissioners for Oakland County Resolution Calling on the State Legislature to Fund Michigan’s Crumbling Road Systems by Enacting the Bills Proposed by the Bi-Partisan Members of the Transportation Funding Task Force  
Noted and Filed

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**J-5 Communication from City Attorney Lori Grigg Bluhm Regarding Kocenda v. Troy et. al.**

Noted and Filed

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**J-6 Communication from Parks and Recreation Director Carol Anderson Regarding Solar House Update**

Noted and Filed

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**J-7 Communication from Planning Director Mark Miller Regarding Update of Comprehensive Zoning Ordinance Rewrite (File Number: ZOTA 236)**

Noted and Filed

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**J-8 Communication from Assistant City Manager/Economic Development Services Brian Murphy Regarding Automation Alley Audit Report**

Noted and Filed

The meeting **RECESSED** at 10:49 PM.

The meeting **RECONVENED** at 10:59 PM.

**STUDY ITEMS:**

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**K-1 Potential Charter Revision Referrals**

1. **Increasing the time an Acting City Manager can serve prior to the appointment of a permanent City Manager to something more than the current 120-day period – Section 3.10 – City Manager; Appointment and Qualification**

There was a consensus of council members present to strike one hundred and twenty (120) and insert 180, and to refer this item to the Charter Revision Committee.

**2. Annual Term of Mayor Protem – Section 3.7 – Election of Mayor Protem**

There was a consensus of council members present to renumber Section 3.7 to 3.7.5; strike “following each regular City Election, and after the newly elected members take office,”; insert “in November, annually,” following the word “meeting”; insert the words “or she” after the word “He”; and to refer this item to the Charter Revision Committee.

**3. Election of Mayor by the Council or in a manner other than directly by the electorate – Sections 3.7 Election of Mayor (new), 3.1 – City Council, 3.4 – Elective Officers and Terms of Office, 3.41 – Elective Officers Term Limitations, 3.5 Qualifications of Councilmen, and 3.6 – Compensation of Councilmen**

Although there was no general consensus, council members present discussed a wide range of possible ramifications associated with this item.

**4. Additional consideration of the process wherein a Council member chooses to run for an elected office other than their own – Section 6.2(g)**

There was a consensus of council members present to delete Section 6.2(g) in its entirety and insert, “Any member of City Council whose term is not expiring at the next General City Election and who timely files for any City elective office except to succeed oneself, shall file an irrevocable letter of resignation that shall be effective no later than the next General City Election Day, and which shall be filed with the City Clerk no later than 4:00 PM on the 120<sup>th</sup> day prior to the next General Election.”

**5. Requirement of the minimum number of Charter Revision Committee members present and voting to recommend items to Council**

There was no general consensus of council members present, it was recommended that this item not be considered as a charter revision referral

**PUBLIC COMMENT: Address of “K” Items****CLOSED SESSION:**

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**L-1 No Closed Session Requested**

The meeting **ADJOURNED** at 11:50 PM.

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Louise E. Schilling, Mayor

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Tonni L. Bartholomew, MMC  
City Clerk