

## Mary F Redden

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**From:** Mary F Redden  
**Sent:** Monday, July 06, 2009 3:29 PM  
**To:** John Szerlag; John M Lamerato; Brian P Murphy; Lori G Bluhm; 000schilling@ameritech.net; cristinabroomfield@yahoo.com; David Eisenbacher; Louise Schilling; Mary Kerwin; mfhowryl@umich.edu; rbeltram@wideopenwest.com; wade.fleming@proforma.com  
**Subject:** Responses to Council Questions on the July 6, 2009 City Council Agenda  
**Attachments:** 07.06.09 - Property Maint Code.pdf; City of Troy TPOA 2005-2008.pdf; TPOA TA's 2009-07-06.pdf; Settlement Cost as % of Payroll.pdf

Good afternoon.

Below are the answers to Council member questions on tonight's agenda. A hard copy of this email will also be placed at the table tonight.

### [D-01 - Amendments to Troy City Code Chapters 82, 48, 82-B, 88 and 89](#)

**Attached is a document that responds to several questions that Council members had regarding the property maintenance code. There was one additional question: How long does the property owner have to correct the violation before it is addressed by City Council?**

Mark Stimac reports that in the last 10 years, two property maintenance items have gone to Council: one item took 5 months and the other took 5 years before being addressed by City Council.

### [E-08 Oakland County Prosecutor's Office OWI Forfeiture Program](#)

**Could you please provide additional information regarding this item? There is very little information to support the resolution. It references a county program but the county program is not submitted with the material. Furthermore, a detailed Troy implementation plan has also not be submitted to Council.**

Police Chief Gary Mayer responds as follows: As we all know Operating While Intoxicated incidents have a major cost to our society in the form of people killed, personal injuries and property damage. I see this program as a method for us to recover some of the monetary costs to the people of Troy for policing these incidents where death, significant injury, child endangerment occurs or repeat offenders have not learned from the first time they were arrested.

There is no document provided from the Oakland County Prosecutors Office that directly describes the program. What was provided is essentially a protocol that describes step by step how to handle the legal paperwork necessary to proceed with forfeiture proceedings. We were provided a verbal explanation by the staff of Prosecutor Jessica Cooper.

We have changed our *Forfeiture* and *Traffic Enforcement* policies in anticipation of City Council approval but have not released them yet. These are essentially the step by step guide on how to process the legal paperwork. I intend to follow standard City of Troy methods already in place for depositing the funds into the account delineated by the Finance Department. I will also report the amount of money received into this account via our protocol of bi-annual reporting of revenue.

In anticipation of questions we have invited Assistant Prosecuting Attorney Kim Mitseff of the Oakland County Prosecutors Office Economic Recovery Unit as well as our Traffic Safety Unit Commander Lt.

David Livingston to tonight's meeting. Lieutenant Livingston has written a memorandum to me. It is attached below. It references the various legal forms required in forfeiture cases as supporting documentation, these suffice for law enforcement personnel but are not suitable to provide an explanation of the program. I can provide them upon request.

**E-04 – Standard Purchasing Resolution #8 – Interpretive Master Plan for Museum & Village**

**There is a reference to this item being paid for by a Kresge Foundation grant. Please advise as to whether or not the grant is fully funding the total cost or only partially funding the total cost.**

Museum Manager Loraine Campbell states that the Kresge Foundation is fully funding the interpretive master plan.

**E-06 - Donation of Historic Barn**

Museum Manager Loraine Campbell has requested that this item be pulled from tonight's agenda as she was not able to obtain the signed agreement before tonight; she is still working out the details of the agreement with the owner, George Spencer, Sr.

**E-07 - Pending Agenda Item - TPOA Agreement**

**Several Council members asked to see the complete contract.**

Mr. Szerlag indicates that all conditions he mentioned at the executive session are incorporated in the tentative agreements, with one exception: Retiree health care for new employees will occur on or after July 1, 2011 instead of July 1, 2012. That said, enclosed are the tentative agreements along with the contract that expired last year. Put the two together and we have a complete contract, after ratification by Council. So too, funds are budgeted for the 2008 retroactivity payments; and subsequent fiscal years will realize a cost savings to operate the Police Dept. Please refer to the attached chart.

Have a good meeting.

*Mary Redden*

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