

Mayor Pro Tem Fleming gave the Invocation. The Pledge of Allegiance to the Flag was given.

A. CALL TO ORDER:

The Regular Meeting of the Troy City Council was held Monday, May 10, 2010, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:30 PM.

B. ROLL CALL:

Mayor Louise E. Schilling
 Robin Beltramini
 Mayor Pro Tem Wade Fleming
 Martin Howrylak
 Mary Kerwin
 Maureen McGinnis
 Dane Slater

C. CERTIFICATES OF RECOGNITION:

C-1 Presentations:

- a) On behalf of the City of Troy, Mayor Louise Schilling presented a proclamation to Jeff Roberts, Store Manager in appreciation and celebration of Gorman's 70th Anniversary.

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 Adoption of the 2010/11 Annual City Budget and Three-Year Budget (2011/12 – 2012/13)

The Mayor opened the Public Hearing and received comment from:

| | |
|------------------------|--|
| Gordon Schepke | Encouraged City Council to live within the approved budget; willing to pay additional tax dollars. |
| Glen Ellis | Supports the Library; would appreciate investigating other means to fund the library. |
| Charlie Langton | Discussed the budget reduction proposed for Community Media Network. |

The Mayor closed the Public Hearing.

Resolution #2010-05-097

Moved by Kerwin

Seconded by Fleming

WHEREAS, Section 8.3 of the City Charter directs the City Council to adopt a budget for the ensuing year, beginning July 1, 2010; and

WHEREAS, City Council directed City Management to also produce a three-year budget;

NOW, THEREFORE, BE IT RESOLVED, That the following listed re-appropriations, operating transfers-in, and operating revenues of the General Operating Fund are anticipated:

| | |
|--------------------------------|------------------|
| Taxes | \$32,622,500 |
| Licenses and Permits..... | 1,080,000 |
| Federal Grants | 17,600 |
| State Grants | 5,242,500 |
| Contributions – Local | 115,000 |
| Charges for Services..... | 7,158,250 |
| Fines and Forfeitures | 1,212,000 |
| Interest and Rents..... | 1,174,340 |
| Other Revenue..... | 742,500 |
| Operating Transfers – In | 6,032,810 |
| Re-appropriation | <u>2,400,000</u> |

Total \$57,797,500; and

BE IT FURTHER RESOLVED, That the tax rate for the General Operating Fund shall be six and fifty one-hundredths (6.50) mills on the 2010 taxable valuation; and

BE IT FURTHER RESOLVED, In order to meet anticipated expenditures, amounts from the following listed budgetary centers shall be appropriated from the General Operating Fund:

| | |
|--|------------------|
| Building Inspection | \$ 962,513 |
| Council/Executive Administration | 3,548,978 |
| Engineering..... | 1,951,997 |
| Finance | 2,825,836 |
| Fire..... | 4,238,338 |
| Library /Museum | 2,478,241 |
| Other General Government..... | 1,882,141 |
| Police | 27,008,140 |
| Parks and Recreation..... | 7,524,747 |
| Streets..... | <u>5,376,569</u> |

Total \$57,797,500; and

BE IT FURTHER RESOLVED, That the following listed re-appropriations and revenues of the Capital Fund are anticipated:

| | |
|-------------------------------|---------------------------|
| Taxes | \$ 7,190,000 |
| State Grants | 9,787,500 |
| Contributions – Local | 200,000 |
| Charges for Services..... | 272,000 |
| Fines and Forfeitures | 209,000 |
| Interest and Rents..... | 207,200 |
| Operating Transfer – In | 1,000,000 |
| Re-appropriation | <u>9,174,190</u> |
| Total | <u>\$28,039,890</u> ; and |

BE IT FURTHER RESOLVED, That the tax rate for the Capital Fund shall be one and fifty-three hundredths (1.53) mills on the 2010 taxable valuation; and

BE IT FURTHER RESOLVED, In order to meet anticipated expenses, amounts from the following listed budgetary centers shall be appropriated from the Capital Fund:

| | |
|--------------------------------|-------------------------------|
| Executive Administration..... | \$ 50,000 |
| Drains | 496,140 |
| Fire..... | 536,500 |
| Library..... | 425,000 |
| Museum | 75,000 |
| Other General Government | 9,953,200 |
| Police | 602,500 |
| Parks and Recreation | 3,917,640 |
| Streets | 10,865,000 |
| Public Works..... | 1,048,000 |
| Operating Transfer – Out..... | <u>70,910</u> |
| Total..... | <u>\$28,039,890</u> ; and |

BE IT FURTHER RESOLVED, That the following listed revenues of the Refuse Fund are anticipated:

| | |
|----------------------------|------------------------------|
| Taxes | \$4,092,000 |
| Charges for Services | 4,500 |
| Interest and Rents | <u>24,450</u> |
| Total..... | <u>\$4,120,950</u> ; and |

BE IT FURTHER RESOLVED, That the tax rate for the Refuse Fund shall be eighty-seven one-hundredths (0.87) mills on the 2010 taxable valuation; and

BE IT FURTHER RESOLVED, That the Refuse Fund shall be appropriated \$4,120,950; and

BE IT FURTHER RESOLVED, That the General Debt Service Fund shall be appropriated \$3,222,200; and

BE IT FURTHER RESOLVED, That there shall be a tax levy of fifty one-hundredths (0.50) mills on the 2010 taxable valuation for the General Debt Service Fund; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the following budgets as shown in the 2010/11 budget document:

| | |
|---|--------------|
| Major Road Fund | \$ 3,282,000 |
| Local Road Fund | \$ 1,726,150 |
| Community Development Block Grant Fund..... | \$ 260,600 |
| Budget Stabilization Fund..... | \$ 305,000 |
| 2000 MTF Debt Fund..... | \$ 221,200 |
| Proposal A Debt Fund | \$ 851,140 |

| | |
|--------------------------------------|-----------------|
| Proposal B Debt Fund..... | \$ 1,539,960 |
| Proposal C Debt Fund..... | \$ 758,100 |
| Special Assessment Fund..... | \$ 1,000,000 |
| Water Supply System | \$14,049,560 |
| Sanitary Sewer Fund..... | \$11,073,248 |
| Aquatic Center Fund | \$ 599,996 |
| Sylvan Glen Golf Course Fund | \$ 950,996 |
| Sanctuary Lake Golf Course Fund..... | \$ 1,901,902 |
| Building Operations..... | \$ 1,257,810 |
| Information Technology Fund | \$ 1,638,680 |
| Fleet Maintenance Fund | \$ 4,755,659 |
| Workers' Compensation Fund | \$ 433,760 |
| Compensated Absences Fund..... | \$ 4,251,300 |
| Unemployment Insurance Fund..... | \$ 221,000; and |

BE IT FURTHER RESOLVED, That the three-year budget (2011/12 – 2012/13) for the General Fund, Debt Service Fund, Refuse Fund and Capital Operating Fund be approved based on the following revenues and expenditures:

| | <u>2011/12</u> | <u>2012/13</u> |
|--------------------------------|------------------------|---------------------------|
| Taxes | \$30,113,500..... | \$28,642,500 |
| Licenses and Permits..... | 1,096,700..... | 1,111,400 |
| Federal Grants | 17,600..... | 17,600 |
| State Grants..... | 5,327,500..... | 5,327,500 |
| Contributions – Local | 15,000..... | 15,000 |
| Charges for Services..... | 3,937,850..... | 3,983,850 |
| Fines and Forfeitures | 1,112,000..... | 1,147,000 |
| Interest and Rents..... | 920,340..... | 941,340 |
| Other Revenue..... | 722,500..... | 745,500 |
| Operating Transfers – In | 7,190,250..... | 7,462,200 |
| Re-appropriation | <u>1,750,000</u> | <u>750,000</u> |
| Total | <u>\$52,203,240</u> | <u>\$50,143,890</u> ; and |

BE IT FURTHER RESOLVED, That the tax rate for the General Operating fund shall be six and fifty one-hundredths (6.50) mills on the 2011 and 2012 taxable valuation; and

BE IT FURTHER RESOLVED, That in order to meet anticipated expenditures, amounts from the following listed budgetary centers shall be appropriated from the General Operating Fund:

| | <u>2011/12</u> | <u>2012/13</u> |
|-------------------------------|-----------------|----------------|
| Building Inspection | \$ 748,500..... | \$ 748,500 |
| Council/Executive Admin. | 3,290,801..... | 3,319,931 |
| Engineering..... | 1,957,064..... | 1,966,944 |
| Finance | 2,645,656..... | 2,660,146 |
| Fire..... | 4,230,627..... | 4,247,307 |
| Library/Museum | 174,408..... | 174,408 |

| | | |
|--------------------------|---------------------------|---------------------------------|
| Other General Government | 1,780,909 | 1,808,299 |
| Police | 27,456,784 | 25,591,826 |
| Parks and Recreation | 4,822,465 | 4,844,322 |
| Streets | <u>5,096,026</u> | <u>4,782,207</u> |
| Total | <u>\$52,203,240</u> | <u>\$50,143,890</u> ; and |

BE IT FURTHER RESOLVED, That the following listed re-appropriations and revenues of the Capital Fund are anticipated:

| | <u>2011/12</u> | <u>2012/13</u> |
|-----------------------|---------------------------|---------------------------------|
| Taxes | \$ 6,605,000 | \$ 6,273,000 |
| State Grants | 560,000 | 880,000 |
| Charges for Services | 272,000 | 272,000 |
| Fines and Forfeitures | 209,000 | 209,000 |
| Interest and Rents | 207,200 | 157,200 |
| Operating Transfer-In | 1,500,000 | 1,000,000 |
| Re-appropriation | <u>2,554,370</u> | <u>2,821,700</u> |
| Total | <u>\$11,907,570</u> | <u>\$11,612,900</u> ; and |

BE IT FURTHER RESOLVED, That the tax rate for the Capital Fund shall be one and fifty-three hundredths (1.53) mills on the 2011 and 2012 taxable valuation; and

BE IT FURTHER RESOLVED, That in order to meet anticipated expenditures, amounts from the following listed budgetary centers shall be appropriated from the Capital Fund:

| | <u>2011/12</u> | <u>2012/13</u> |
|--------------------------|---------------------------|---------------------------------|
| Executive Administration | \$ 50,000 | \$ 0 |
| Drains | 1,685,570 | 1,375,900 |
| Fire | 500,000 | 0 |
| Police | 209,000 | 209,000 |
| Streets | 7,173,000 | 7,100,000 |
| Public Works | 715,000 | 625,000 |
| Operating Transfer-Out | <u>1,575,000</u> | <u>2,303,000</u> |
| Total | <u>\$11,907,570</u> | <u>\$11,612,900</u> ; and |

BE IT FURTHER RESOLVED, That the following listed revenues of the Refuse Fund are anticipated:

| | <u>2011/12</u> | <u>2012/13</u> |
|----------------------|--------------------------|--------------------------------|
| Taxes | \$4,216,640 | \$4,345,140 |
| Charges for Services | 4,500 | 4,500 |
| Interest and Rents | <u>20,000</u> | <u>15,000</u> |
| Total | <u>\$4,241,140</u> | <u>\$4,364,640</u> ; and |

BE IT FURTHER RESOLVED, That the tax rate for the Refuse Fund shall be ninety-eight one-hundredths (0.98) mills on the 2011 taxable valuation and one and six one-hundredths (1.06) mills on the 2012 taxable valuation; and

BE IT FURTHER RESOLVED, That the Refuse Fund shall be appropriated \$4,241,140 in 2011/12 and \$4,364,640 in 2012/13; and

BE IT FURTHER RESOLVED, That the General Debt Service Fund shall be appropriated \$3,157,870 in 2011/12 and \$3,178,020 in 2012/13; and

BE IT FINALLY RESOLVED, That there shall be a tax levy of fifty one-hundredths (0.50) mills on the 2011 and 2012 taxable valuation for the General Debt Service Fund.

Yes: Schilling, Kerwin, McGinnis, Slater

No: Beltramini, Fleming, Howrylak

MOTION CARRIED

Mayor Schilling suggested that the meeting recess to provide staff with the opportunity to research past City Council minutes to answer questions raised in regard to the Budget Stabilization Fund.

The meeting **RECESSED** at 8:24 PM.

The meeting **RECONVENED** at 8:39 PM.

John Lamerato, Assistant City Manager/Finance and Administration reported his findings in regard to utilizing funds from the Budget Stabilization Fund (Resolution #2009-02-045; E-8 *Adoption of Revenue Enhancements and Expenditure Reductions as Amended*).

Lori Grigg Bluhm, City Attorney provided additional clarification by stating that the 2009 resolution is not date specific and that the amount in the resolution is an approximation.

Mayor Schilling stated the findings provided by staff are sufficient and therefore, there shall be no further action taken in regard to the outcome of the vote for the *2010/11 Annual City Budget and Three-Year Budget (2011/12 – 2012/13)*. Mayor Schilling declared motion carried.

F. PUBLIC COMMENT:

Scott Foster
Troy Chamber of Commerce
Board Member

Spoke on behalf of the Chamber in regard to their appreciation of the City's commitment and pro-active stance to the community.

Robert Gosselin
Oakland County Commissioner
District 13

On behalf of Robert Gosselin, Mayor Schilling stated that there are brochures available to the public for Oakland County's *Operation Medicine Cabinet* program.

Donald Schenk

Memorial Day service scheduled for Monday, May 31st at 11:00 am in front of City Hall; commented on the budget and the work ahead that the city is facing.

G. POSTPONED ITEMS:**G-1 Standard Purchasing Resolution 3: Exercise Renewal Option–Concrete Pavement Repair**

Resolution #2010-05-098

Moved by Kerwin

Seconded by Slater

WHEREAS, On August 17, 2009, Troy City Council awarded contracts for concrete pavement repair with an option to renew for two (2) additional one-year periods to the four lowest total bidders: Hard Rock Concrete, Inc. of Westland for proposal A, Local Roads; Dominic Gaglio Construction, Inc. of Southgate for proposal B, Industrial Roads; Major Cement Company of Detroit, for proposal C, Major Roads; and Dilisio Contracting, Inc. of Clinton Township for proposal D, Tri-Party County Roads (Resolution #2009-08-250-F-4c);

WHEREAS, Hard Rock Concrete, Inc., Dominic Gaglio Construction, Inc., Major Cement Company, and Dilisio Contracting, Inc. have agreed to exercise the first option to renew for one (1) additional year under the same prices, terms, and conditions;

WHEREAS, Hard Rock Concrete, Inc., Dominic Gaglio Construction, Inc., Major Cement Company, and Dilisio Contracting, Inc. have also agreed to pay for overtime incurred by City of Troy inspectors for any inspections that fall outside the normal eight (8) hour work day at the rate of \$50.00 per hour; and

WHEREAS, The Tri Party County Road agreement will be contingent upon the County's terms and approval;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **EXERCISES** and **APPROVES** the first one-year renewal period to contract for concrete pavement repair with Hard Rock Concrete, Inc. of Westland, MI; Dominic Gaglio Construction, Inc. of Southgate, MI; Major Cement Company of Detroit, MI; and Dilisio Contracting, Inc. of Clinton Township, MI, at unit prices contained in the bid tabulation opened July 29, 2009, not to exceed amounts budgeted, with contracts expiring June 30, 2011.

Yes: Beltramini, Howrylak, Kerwin, McGinnis, Slater, Schilling

No: Fleming

MOTION CARRIED**H. REGULAR BUSINESS:**

H-1 Appointments to Boards and Committees: None Scheduled

H-2 Nominations for Appointments to Boards and Committees: None Scheduled

H-3 Bid Waiver – Workers' Compensation Insurance Renewal for Fiscal Year 2010-2011

Resolution #2010-05-099
Moved by Beltramini
Seconded by Fleming

WHEREAS, The Michigan Municipal League has provided Workers' Compensation Insurance for the City of Troy and the premium charged has been equitable based on the City's experience; and

WHEREAS, It is desirable to continue the program through the Michigan Municipal League due to the positive experience of participating in the MML program;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** formal bidding procedures and hereby **APPROVES** the net estimated premium cost of \$205,789.00 for Workers' Compensation Insurance through the MML for the 2010-2011 fiscal year.

Yes: Fleming, Howrylak, Kerwin, McGinnis, Slater, Schilling, Beltramini
No: None

MOTION CARRIED

H-4 Approval of the Troy Downtown Development Authority's Proposed Fiscal Year 2010/11 Budget

Resolution #2010-05-100
Moved by Beltramini
Seconded by McGinnis

WHEREAS, The Troy Downtown Development Authority has adopted and recommends that City Council approve its proposed fiscal year 2010/11 budget;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Troy Downtown Development Authority's annual budget for fiscal year July 1, 2010 through June 30, 2011.

Yes: Kerwin, McGinnis, Slater, Schilling, Beltramini, Fleming
No: Howrylak

MOTION CARRIED

H-5 Approval of the Troy Local Development Finance Authority (LDFA) Proposed Fiscal Year 2010/11 Budget

Resolution #2010-05-101
Moved by McGinnis
Seconded by Beltramini

WHEREAS, The Troy Local Development Finance Authority has adopted and recommends that City Council approve its proposed fiscal year 2010/11 budget;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Troy Local Development Finance Authority’s annual budget for fiscal year July 1, 2010 through June 30, 2011.

Yes: Kerwin, McGinnis, Slater, Schilling, Beltramini, Fleming
No: Howrylak

MOTION CARRIED

H-6 Troy City Code Ordinance Amendment to Add New Provisions Relating to Commercial Motor Carriers – Chapter 106 – Traffic

Resolution #2010-05-102
Moved by Beltramini
Seconded by Slater

RESOLVED, That Troy City Council hereby **ADOPTS** an ordinance to amend Chapter 106, Traffic, of the Troy City Code to add new provisions relating to commercial motor carriers by adding Section 11, including Sections 11.1 to 11.18 and Section 12, including Sections 12.1 to 12.20, as recommended by City Administration, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: McGinnis, Slater, Schilling, Beltramini, Fleming, Howrylak, Kerwin
No: None

MOTION CARRIED

H-7 Approval of Energy Efficiency & Conservation LED Demonstration Grant for the Transit Center

Resolution #2010-05-103
Moved by Kerwin
Seconded by Beltramini

RESOLVED, That Troy City Council hereby **APPROVES** the Energy Efficiency and Conservation LED Demonstration Grant #BES-10-048 in the amount of \$250,000.00 between the City of Troy and the Department of Energy, Labor & Economic Growth for the purpose of installing Light Emitting Diode (LED) products at the Transit Center, at no cost to the city, and hereby **AUTHORIZES** the City Manager, Mayor and City Clerk to execute the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Slater, Schilling, Beltramini, Fleming, Kerwin, McGinnis
No: Howrylak

MOTION CARRIED

I. CONSENT AGENDA:

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

Resolution #2010-05-104

Moved by Kerwin

Seconded by Howrylak

RESOLVED, That all items as presented on the Consent Agenda are hereby **APPROVED** with changes as laid on the table.

Yes: Schilling, Beltramini, Fleming, Howrylak, Kerwin, McGinnis, Slater

No: None

MOTION CARRIED

I-1b Address of “I” Items Removed for Discussion by City Council

I-2 Approval of City Council Minutes

Resolution #2010-05-104-I-2

RESOLVED, That Troy City Council hereby **APPROVES** the Minutes of the 7:30 PM Regular City Council Meeting of April 19, 2010 as submitted; the Minutes of the 7:00 PM Special Study Session Meeting of April 20, 2010 as amended; the Minutes of the 7:30 PM Special Study Session Meeting of April 26, 2010 as amended; and the Minutes of the 7:30 PM Special Study Session Meeting of May 3, 2010 as submitted.

I-3 City of Troy Proclamations:

Resolution #2010-04-104-I-3

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

- a) Celebration of Gorman’s 70th Anniversary
 - b) National Association of Letter Carriers Stamp Out Hunger Food Drive Day – May 8, 2010
-

I-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 9: Approval to Expend Funds for Membership Dues and Renewals over \$10,000 – Michigan Municipal League**

Resolution #2010-05-104-I-4a

RESOLVED, That Troy City Council hereby **AUTHORIZES** payment for annual membership dues to the Michigan Municipal League, for the time period of May 1, 2010 through April 30, 2011, in the amount of \$12,534.00.

I-5 Private Agreement for AxleTech Site Improvements – Project No. 09.917.3

Resolution #2010-05-104-I-5

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Bostick Rochester Road, for the installation of Concrete Approaches, Sanitary Monitoring Manhole, Underground Detention System, and Storm Sewer Connection, and hereby **AUTHORIZES** the Mayor and City Clerk to execute the documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

I-6 Ratification to Correct Organizational Name for Recognition as a Nonprofit Organization Status from Michael Lanctot, Trustee of Friends of Jacob

Resolution #2010-05-104-I-6

RESOLVED, That Troy City Council hereby **RATIFIES** Resolution #2009-08-231-F-12 to reflect a correction in the organizational name from *Friends of Jacob Foundation* to *Friends of Jacob*.

I-7 City of Troy v P/G Equities Cort Limited Partnership

Resolution #2010-05-104-I-7

RESOLVED, That Troy City Council hereby **APPROVES** the proposed Consent Judgment in the condemnation case of *City of Troy v P/G Equities Cort Limited Partnership* (Oakland County Circuit Court Case No. 09-097983-CC), and hereby **AUTHORIZES** payment in the amounts stated therein; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Attorney's Office to execute the document on behalf of the City of Troy, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

I-8 Assessment of Delinquent Accounts

Resolution #2010-05-104-I-8

WHEREAS, Section 1.167 of Chapter 5 and Section 6 of Chapter 20 of the Ordinance Code of the City of Troy require that delinquent payments and invoices, as of April 1st of each year, shall be reported and the City Council shall certify the same to the City Assessor who shall assess the same on the next annual City Tax Roll, to be collected as provided for collection of City Taxes;

WHEREAS, Section 10.8 of the Troy City Charter provides for the collection of delinquent invoices through property tax collection procedures; and

WHEREAS, A list of individual properties is on file in the Office of the Treasurer and comprises a summation of totals as follows:

| | |
|----------------------------------|-------------------|
| General Fund Invoices | |
| Including Penalties | \$ 11,633.76 |
| Special Assessments | |
| Including Penalties and Interest | 8,644.06 |
| Water & Sewer Accounts | |
| Including Penalties | <u>881,292.80</u> |
| Total | \$ 901,570.62; |

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** the City Assessor to assess these delinquent accounts on the annual City Tax Roll.

J. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

J-1 Announcement of Public Hearings: None Submitted

J-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time):

- a) Alcohol Sales at the Troy Community Center
Noted and Filed

K. COUNCIL REFERRALS:

K-1 Mayor Pro Tem Fleming Request for State Librarian of Michigan Minimum Hours of Operation Waiver Resolution

Resolution
Moved by Fleming
Seconded by Slater

WHEREAS, The Troy Public Library has been a part of the community for more than 40 years;

WHEREAS, Revenues generated from the Troy Public Library have regularly offset a portion of the Library's operations, however the City of Troy financially subsidizes the majority of the Library operations;

WHEREAS, The City of Troy is experiencing a declining revenue stream resulting in a reduction of City staff and resources, with all remaining City staff resources being dedicated to core services and public safety;

WHEREAS, The State of Michigan provides State Aid to public libraries based on certain criteria, one of which is 55 minimum hours of operation for a library that serves a population of 50,000 or more; and

WHEREAS, The State Librarian of Michigan has the authority to grant a waiver of the minimum number of operating hours;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **RECOGNIZES** the declined economic condition and negative impacts throughout all areas of the City by reductions of City staff and resources; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **DEEMS** it to be in the best interest of the Troy city residents to **REDUCE** the Troy Library hours of operation to less than the 55 hours required by the State Aid guidelines to a more reasonable number of operating hours, which will be determined by the library's operating budget, without affecting the Troy Public Library's receipt of State Aid and its resultant benefits; and

BE IT FINALLY RESOLVED, That Troy City Council hereby **FORWARDS** this request for waiver of the minimum number of hours of operations to fall below the required 55 hours to the State Librarian and Administrator of State Aid guidelines, Nancy Robertson, for consideration and approval.

Vote on Resolution to Postpone K-1 Mayor Pro Tem Fleming Request for State Librarian of Michigan Minimum Hours of Operation Waiver Resolution

Resolution #2010-05-105
 Moved by Beltramini
 Seconded by Fleming

RESOLVED, That Troy City Council hereby **POSTPONES** agenda item K-1 *Mayor Pro Tem Fleming Request for State Librarian of Michigan Minimum Hours of Operation Waiver Resolution* until a comprehensive analysis from staff has taken place as to what best strategies going forward will serve the City of Troy best.

Yes: Beltramini, Fleming, Howrylak, Kerwin, McGinnis, Slater, Schilling
 No: None

MOTION CARRIED

L. COUNCIL COMMENTS

L-1 Council Comments Advanced

Council Member Beltramini discussed the issue regarding boards and committees having difficulty meeting quorum.

Council Member Kerwin asked that Council Members consider dates for scheduling a study session to discuss issues such as: boards and committees; Council Rules; a Code of Conduct and other topics of concern.

Council Member McGinnis asked that City Council's outlook rankings be added as a discussion item to the study session meeting agenda.

M. REPORTS

M-1 Minutes – Boards and Committees:

- a) Retiree Health Care Benefits Plan and Trust/Final – January 13, 2010
- b) Joint Local Development Finance Authority/Final – February 1, 2010
- c) Youth Council/Final – February 24, 2010
- d) Employees' Retirement System Board of Trustees/Final – March 10, 2010
- e) Board of Zoning Appeals/Draft – March 16, 2010
- f) Board of Zoning Appeals/Final – March 16, 2010
- g) Planning Commission Special/Study/Final – March 23, 2010
- h) Building Code Board of Appeals/Draft – April 7, 2010
- i) Building Code Board of Appeals/Final – April 7, 2010
- j) Planning Commission/Draft – April 13, 2010
- k) Planning Commission/Final – April 13, 2010
- l) Planning Commission Special/Draft – April 20, 2010
- m) Planning Commission Special/Final – April 20, 2010
- n) Downtown Development Authority/Draft – April 21, 2010
- o) Youth Council/Draft – April 28, 2010

Noted and Filed

M-2 Department Reports:

- a) Council Member Kerwin Travel Expense Report – MML Capital City Conference in Lansing, Michigan on April 14, 2010
- b) Council Member McGinnis Travel Expense Report – MML Capital City Conference in Lansing, Michigan on April 14, 2010
- c) Council Member Beltramini Travel Expense Report – MML Capital City Conference in Lansing, Michigan on April 14, 2010
- d) Parks and Recreation – Senior Home Assistance Repair Program (SHARP) Annual Report – March 1, 2010
- e) City Attorney's Office – 2010 First Quarter Litigation Report
- f) City of Troy Quarterly Financial Report – March 31, 2010
- g) City Clerk's Office – Board and Committee Members – Advisory Committee for Senior Citizens
- h) Police Department – Year-To-Date Calls for Police Service Report
- i) Building Department – Permits Issued April 2010

Noted and Filed

M-3 Letters of Appreciation: None Submitted

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

M-5 Communication from the State of Michigan Public Service Commission Regarding Notice of Hearing for the Customers of The Detroit Edison Company – Case No. U-16246

Noted and Filed

M-6 Communication from the State of Michigan Public Service Commission Regarding Notice of Hearing for the Customers of The Detroit Edison Company – Case No. U-16358

Noted and Filed

M-7 Communication from Parks and Recreation Director Carol Anderson Regarding Financial Assistance for Community Center Passes and Recreation Programs

Noted and Filed

M-8 Communication from Acting Assistant City Manager/Economic Development Services Mark Miller to Grand Sakwa Regarding Midtown Square and Village at Midtown Square – Troy/Birmingham Intermodal Transit Facility

Noted and Filed

N. STUDY ITEMS

N-1 No Study Items Submitted

O. CLOSED SESSION:

O-1 Closed Session

Resolution #2010-05-106

Moved by Kerwin

Seconded by Howrylak

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL15.268 (e) Pending Litigation – *Mary Ann Hennig v. City of Troy et al.*

Yes: Fleming, Howrylak, Kerwin, McGinnis, Slater, Schilling, Beltramini

No: None

MOTION CARRIED

P. ADJOURNMENT

The meeting **RECESSED** at 9:26 PM.

The meeting **RECONVENED** at 9:40 PM.

The meeting **ADJOURNED** at 9:40 PM.

Louise E. Schilling, Mayor

Tonni L. Bartholomew, MMC
City Clerk