

A Regular Meeting of the Troy City Council was held Monday, April 18, 2005, at City Hall, 500 W. Big Beaver Road. Mayor Schilling called the Meeting to order at 7:29 PM.

Father Emanuel Shaleta – St. Joseph Chaldean Catholic Church gave the invocation and the Pledge of Allegiance to the Flag was given.

ROLL CALL

PRESENT:

Mayor Louise E. Schilling
Robin E. Beltramini
Cristina Broomfield
David Eisenbacher
Martin F. Howrylak
David A. Lambert
Jeanne M. Stine

CERTIFICATES OF RECOGNITION:

A-1 Presentations: No Presentations

CARRYOVER ITEMS:

B-1 No Carryover Items

PUBLIC HEARINGS:

C-1 **Commercial Vehicle Appeal – 1102 Boyd**

Resolution #2005-04-176
Moved by Beltramini
Seconded by Howrylak

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A. The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site (e.g. employer).
- B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.

- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance:

- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s).

NOW, THEREFORE, BE IT RESOLVED, That the request from Irene Ianos, 1102 Boyd, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of a Dodge dump truck and wood chipper on a trailer in a residential district is hereby **APPROVED** for six (6) months to give the petitioner time to contact the appropriate facilities to park the vehicle off-site.

Yes: Beltramini, Broomfield, Eisenbacher, Howrylak, Lambert

No: Schilling, Stine

MOTION CARRIED

C-2 Commercial Vehicle Appeal – 1998 Kirkton

Resolution

Moved by Beltramini

Seconded by Lambert

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A. The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site (e.g. employer).
- B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.

- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance:

- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s).

NOW, THEREFORE, BE IT RESOLVED, That the request from William Hiner, 1998 Kirkton, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of a Ford dump truck in a residential district is hereby **APPROVED** for six (6) months.

Vote on Resolution to Amend

Resolution #2005-04-177

Moved by Howrylak

Seconded by Eisenbacher

RESOLVED, That the Resolution be **AMENDED** by **STRIKING** six (6) months and **INSERTING** two (2) years, and **INSERT**,

- "B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle." **BEFORE**,
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s).

Yes: Broomfield, Eisenbacher, Howrylak,

No: Beltramini, Lambert, Stine, Schilling

MOTION FAILED

Vote on Main Resolution

Resolution #2005-04-178

Moved by Beltramini

Seconded by Lambert

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A. The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site (e.g. employer).
- B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance:

- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s).

NOW, THEREFORE, BE IT RESOLVED, That the request from William Hiner, 1998 Kirkton, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of a Ford dump truck in a residential district is hereby **APPROVED** for six (6) months.

Yes: Broomfield, Eisenbacher, Howrylak, Lambert, Beltramini

No: Stine, Schilling

MOTION CARRIED

C-3 Commercial Vehicle Appeal – 6771 Westaway

Resolution #2005-04-179

Moved by Eisenbacher

Seconded by Howrylak

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A. The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site (e.g. employer).
- B. Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C. A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance:

- D. The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and

NOW, THEREFORE, BE IT RESOLVED, That the request from Henry Rowe, 6771 Westaway, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of a Ford cube van in a residential district is hereby **APPROVED** for two (2) years.

Yes: Eisenbacher, Howrylak, Lambert, Broomfield

No: Stine, Schilling, Beltramini

MOTION CARRIED

POSTPONED ITEMS:

D-1 Best Value Process Award – Audit Services – In a related matter, Item J-7 is a letter from Doeren Mayhew to City Council

Pending Resolution

Moved by Howrylak

Seconded by Eisenbacher

WHEREAS, The City Council of the City of Troy desires to utilize the services of a new auditor after fourteen years with Doeren Mayhew.

RESOLVED, That a three (3) year contract to provide audit services for years 2005, 2006 and 2007 with an option to renew for three (3) additional years is hereby **AWARDED** to the Rehmann Group as a result of the Best Value process at an estimated cost of \$63,820.00, as

outlined in the tabulation opened February 4, 2005; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of proper contract and proposal documents, including insurance certificates and all other specified requirements.

Vote on Resolution to Amend by Substitution

Resolution #2005-04-180

Moved by Schilling

Seconded by Beltramini

RESOLVED, That the Resolution be **AMENDED** by **SUBSTITUTION**, by **STRIKING** it in its entirety and **INSERTING**,

“RESOLVED, That a three-year contract to provide Audit Services for years 2005, 2006, and 2007 with an option to renew for three additional years is hereby AWARDED to Doeren Mayhew of Troy, Michigan, the lowest bidder with the highest score, as the result of a Best Value process at an estimated annual cost of \$55,695.00, as outlined in the tabulation opened February 4, 2005, a copy of which shall be ATTACHED to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is CONTINGENT upon contractor submission of proper contract and proposal documents, including insurance certificates and all other specified requirements. “

Yes: Stine, Schilling, Beltramini

No: Howrylak, Broomfield, Lambert, Eisenbacher

MOTION FAILED

Vote on Resolution to Amend by Substitution

Resolution #2005-04-181

Moved by Eisenbacher

Seconded by Beltramini

RESOLVED, That the Resolution be **AMENDED** by **SUBSTITUTION**, by **STRIKING** it in its entirety and **INSERTING**,

“WHEREAS, The Troy City Council does not wish to retain Doeren Mayhew to provide auditing services for another contract period since the firm has been engaged as the City’s auditors since 1991; and

WHEREAS, The Rehmann Group is the next most qualified firm as the result of a Best Value Process.

NOW, THEREFORE, BE IT RESOLVED, That, a three-year contract to provide Audit Services for years 2005, 2006, and 2007 with an option to renew for three additional years is hereby

AWARDED to The Rehmann Group, at an estimated annual cost of \$63,820.00, as outlined in the tabulation opened February 4, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of proper contract and proposal documents, including insurance certificates and all other specified requirements.”

Yes: Lambert, Stine, Beltramini, Broomfield, Eisenbacher, Howrylak
No: Schilling

MOTION CARRIED

Vote on Resolution as Amended by Substitution

Resolution #2005-04-182
Moved by Howrylak
Seconded by Eisenbacher

WHEREAS, The Troy City Council does not wish to retain Doeren Mayhew to provide auditing services for another contract period since the firm has been engaged as the City’s auditors since 1991; and

WHEREAS, The Rehmann Group is the next most qualified firm as the result of a Best Value Process.

NOW, THEREFORE, BE IT RESOLVED, That, a three-year contract to provide Audit Services for years 2005, 2006, and 2007 with an option to renew for three additional years is hereby **AWARDED** to The Rehmann Group, at an estimated annual cost of \$63,820.00, as outlined in the tabulation opened February 4, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of proper contract and proposal documents, including insurance certificates and all other specified requirements.

Yes: Stine, Beltramini, Broomfield, Eisenbacher, Howrylak, Lambert
No: Schilling

MOTION CARRIED

CONSENT AGENDA:

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

Resolution #2005-04-183
Moved by Lambert
Seconded by Broomfield

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

Yes: All-7

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

E-2 Approval of City Council Minutes

Resolution #2005-04-183-E-2

RESOLVED, That the Minutes of the Regular Meeting of April 4, 2005 at 7:30 PM be **APPROVED** as submitted.

E-3 City of Troy Proclamations:

Resolution #2005-04-183-E-3

- a) Recording for the Blind and Dyslexic Week – April 25-30, 2005
- b) Law Day – May 1, 2005

E-4 Standard Purchasing Resolutions

- a) **Standard Purchasing Resolution 1: Award to Low Bidder – Roof Replacement at Fire Station #4**

Resolution #2005-04-183-E-4a

RESOLVED, That a contract to replace the roof at Fire Station #4, located at 2103 E. Maple Road, is hereby **AWARDED** to the low bidder, Bloomfield Construction Company of Bloomfield Hills, MI, at an estimated total cost of \$31,190.00, which includes twenty (20) additional sheets of fire retardant plywood, and insurance; at unit prices contained on the attached bid tabulation opened March 29, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor submission of properly executed bid documents, including bonds, insurance certificates and all other specified requirements.

- b) **Standard Purchasing Resolution 3: Option to Renew – Towing and Storage Services**

Resolution #2005-04-183-E-4b

WHEREAS, On August 6, 2001, a three-year contract with two, one-year options to renew to provide towing and storage services was **AWARDED** to the low bidder, Coleman's Towing and Recovery, Inc. (formerly A Roadone Company) (Resolution #2001-08-394-E-3); and

WHEREAS, Coleman's Towing and Recovery, Inc. agreed to exercise the first of two one-year options to renew the contract under the same prices, terms, and conditions (Resolution #2004-05-268-E-9); and

WHEREAS, Coleman's Towing and Recovery, Inc. agrees to exercise the second one-year option to renew the contract;

NOW, THEREFORE, BE IT RESOLVED, That the second of two one-year options to renew the contract is hereby **EXERCISED** with Coleman's Towing and Recovery, Inc. to provide towing and storage services under the same contract prices, terms, and conditions expiring on July 31, 2006.

c) **Standard Purchasing Resolution 1: Award to Low Bidder – Contract 05-1 – Section 18 Bituminous Overlay, Big Oak Trail SAD and Somerton SAD**

Resolution #2005-04-183-E-4c

RESOLVED, That contract No. 05-1, Section 18 Bituminous Overlay, Big Oak Trail SAD and Somerton SAD, be **AWARDED** to John Carlo, Inc., 4500 River Ridge, Clinton Twp., MI 48038 at an estimated total cost of \$289,956.90.

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 such additional work is **AUTHORIZED** in an amount not to exceed 10% of the total project cost.

d) **Standard Purchasing Resolution 1: Award to Low Bidder – Aggregates**

Resolution #2005-04-183-E-4d

RESOLVED, That one-year contracts for Aggregates with an option to renew for one additional year are hereby **AWARDED** to the low bidders, Wolverine Contractors, Inc. of Lathrup Village, MI, Richmond Transport of Lenox, MI, United Soils, Inc. of Ray Township, MI, and Edw. C. Levy Co. of Detroit, MI, at unit prices contained in the bid tabulation opened March 21, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contracts expiring April 30, 2006; and

BE IT FURTHER RESOLVED, That the awards are **CONTINGENT** upon contractors' submission of properly executed bid and proposal documents, including insurance certificates and all other specified requirements.

e) **Standard Purchasing Resolution 2: Bid Award – Lowest Bidder Meeting Specifications – Printing of Troy Today, Quarterly Newsletter**

Resolution #2005-04-183-E-4e

RESOLVED, That a contract to provide printing of the quarterly Troy Today newsletter for one (1) year with an option to renew for two (2) additional one-year periods is hereby **AWARDED** to the lowest acceptable bidder meeting specifications, Grand River Printing & Imaging, for an

estimated annual cost of \$70,060.72, plus the actual cost of bulk rate postage; and additional charges as needed not to exceed 10% of the total contract cost or \$7,006.07, at unit prices contained in the bid tabulation opened March 30, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, to expire upon completion of the Spring 2006 issue.

f) **Standard Purchasing Resolution 1: Award to Sole Bidder – Transit Mixed Concrete**

Resolution #2005-04-183-E-4f

RESOLVED, That a contract to provide one-year requirements of Transit Mixed Concrete with an option to renew for one additional year is hereby **AWARDED** to the sole bidder, Nagy Ready Mix, Inc. of Utica, MI, the primary supplier, at unit prices contained in the bid tabulation opened March 14, 2005, a copy of which shall be **ATTACHED** to the original Minutes of this meeting at an estimated total cost of \$166,554.00.

BE IT FURTHER RESOLVED, That Clawson & Killins Concrete Co. is hereby named secondary supplier, utilizing the informal three-quote process at the following unit prices:

PROPOSAL A – WEEK DAY DELIVERY

ITEM	DESCRIPTION	UNIT PRICE
1.	6 Sack Mix	\$ 68.00/cy
2.	7 Sack Mix (High Early)	\$ 73.00/cy
3.	12 HR 300PSI Mix Flexural Strength/ 7 sack	\$ 73.00/cy
4.	<u>Split Load Charges</u>	
a.	2 Locations	\$ 100.00/ea
b.	3 locations	\$ 100.00/ea
5.	Below Minimum Load Charge	\$ 80.00/ea
6.	Cold Weather Protection	\$ 4.00/cy

PROPOSAL B – SATURDAY DELIVERY

ITEM	DESCRIPTION	UNIT PRICE
1.	6 Sack Mix	\$ 73.00/cy
2.	7 Sack Mix (High Early)	\$ 78.00/cy
3.	12 HR 300PSI Mix Flexural Strength/ 7 sack	\$ 78.00/cy
4.	<u>Split Load Charges</u>	
a.	2 Locations	\$ 100.00/ea
b.	3 locations	\$ 100.00/ea
5.	Below Minimum Load Charge	\$ 80.00/ea
6.	Cold Weather Protection	\$ 5.00/cy

NOW, THEREFORE, BE IT RESOLVED, That the awards are **CONTINGENT** upon contractors' submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements; and the contracts shall expire April 30, 2006.

g) **Standard Purchasing Resolution 10: Travel Authorization and Approval to Expend Funds for Troy City Council Members' Travel Expenses – National League of Cities (NLC) Congress of Cities and Exposition**

Resolution #2005-04-183-E-4g

RESOLVED, That the Mayor and City Council Members are **AUTHORIZED** to attend the National League of Cities' 82nd Congress of Cities and Exposition to be held in Charlotte, North Carolina from December 6 – 10, 2005, in accordance with accounting procedures of the City of Troy.

E-5 Approval of Relocation Claim, Barbara A. Stimac, 2827 Thames, Sidwell #88-20-25-226-004, Project No. 01.105.5 – Big Beaver Road Improvements, Rochester to Dequindre

Resolution #2005-04-183-E-5

RESOLVED, That as required by Michigan Laws and Federal Regulations, the City Council of the City of Troy hereby **APPROVES** the Relocation Claim from Barbara A. Stimac, pertaining to the City of Troy's acquisition of her property at 2827 Thames, having Sidwell #88-20-25-226-004, and **AUTHORIZES** payment in the amount of \$2,245.00

E-6 Acceptance of a Regrading and Temporary Construction Permit for the Troy Court Water Main Project #01.502.5 – Section 34

Resolution #2005-04-183-E-6

RESOLVED, That the Regrading and Temporary Construction Permit from property owner Strained Gator, LLC, having Sidwell #88-20-34-152-023, with a consideration of \$1,000.00, is hereby **ACCEPTED**, and payment of the stated consideration is **APPROVED**, for the construction, operation, maintenance and repair of the Troy Court Water Main improvement project; and

BE IT FURTHER RESOLVED, That a copy of said document shall be **ATTACHED** to the original Minutes of this meeting.

E-7 Acceptance of a Permanent Easement for Watermain – Republic of San Marino Hall, Incorporated – 1685 E. Big Beaver Road – Project No. 04.929.3 – Sidwell #88-20-23-401-033

Resolution #2005-04-183-E-7

RESOLVED, That the Watermain Easement from Republic of San Marino Hall, Incorporated, owner of property at 1685 East Big Beaver Road, having Sidwell #88-20-23-401-033, is hereby **ACCEPTED** for the operation, maintenance and repair or replacement of watermain; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED TO RECORD** said document with the Oakland County Register of Deeds Office, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

E-8 Private Agreement for San Marino Social Club

Resolution #2005-04-183-E-8

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and San Marino Social Club, is hereby **APPROVED** for the installation of water main and soil erosion controls 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.

E-9 Maria Hunciag v. City of Troy

Resolution #2005-04-183-E-9

RESOLVED, That the City Attorney is hereby **AUTHORIZED TO RETAIN** Laura S. Amtsbuechler, of the law firm of Johnson, Rosati, LaBarge, Aseltyne and Field, P.C., to represent the City of Troy in any and all claims and damages in the matter of Maria Hunciag v. City of Troy, and to retain any necessary experts and pay any reasonable expenses incurred in defense of the matter.

E-10 Acceptance of Private Road Agreement, Private Sidewalk Agreement, Emergency Storm Sewer Easement, Emergency Access Easement, Permanent Sanitary Sewer Easement, and Permanent Water Main Easement – Golf John R, L.L.C. – The Enclave of Troy – Sidwell #88-20-13-351-025

Resolution #2005-04-183-E-10

RESOLVED, That the Private Road Agreement, Private Sidewalk Agreement, Emergency Storm Sewer Easement, Emergency Access Easement, Permanent Sanitary Sewer Easement, and Permanent Water Main Easement, all being part of The Enclave of Troy Condominium project, are hereby **ACCEPTED**; and

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the Private Road Agreement and the Private Sidewalk Agreement on behalf of the City; and

BE IT FINALLY RESOLVED, That the City Clerk is hereby **DIRECTED TO RECORD** said documents with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

PUBLIC COMMENT: Limited to Items Not on the Agenda**REGULAR BUSINESS:**

F-1 Appointments to Boards and Committees: a) Mayoral Appointments: Brownfield Redevelopment Authority; b) City Council Appointments: Board of Zoning Appeals, Historic District Commission, Library Board

(a) Mayoral Appointments

Resolution #2005-04-184
 Moved by Schilling
 Seconded by Howrylak

RESOLVED, That the following persons are hereby **APPOINTED BY THE MAYOR** with **COUNCIL APPROVAL** to serve on the Boards and Committees as indicated:

Brownfield Redevelopment Authority

Mayor, Council Approval (7) – 3 years

Laurence R. Goss

Term Expires April 30, 2008

Katerine M. Lee

Term Expires April 30, 2008

Robert D. Swartz

Term Expires April 30, 2008

Yes: All-7

(b) City Council Appointments

Resolution #2005-04-185
 Moved by Beltramini
 Seconded by Lambert

RESOLVED, That the following persons are hereby **APPOINTED BY THE CITY COUNCIL** to serve on the Boards and Committees as indicated:

Board of Zoning Appeals

Appointed by Council (7) – 3 years

Mark Maxwell

Term Expires April 30, 2008

Matthew R. Kovacs

Term Expires April 30, 2008

Historic District Commission

Appointed by Council (7) – 3 years

One member must be an architect.

Two members-Historical Society recommendations.

One member – Historical Commission recommendation.

Ann Partlan (Historical Society) Term expires March 1, 2008

Library Board

Appointed by Council (5) – 3 years

Audre Zembrzuski Term Expires April 30, 2008

Yes: All-7

F-2 Approval of Contract with MDOT for Right-of-Way Acquisition for the Reconstruction and Widening of John R, from Square Lake to South Boulevard – Project No. 02.204.5

Resolution #2005-04-186

Moved by Eisenbacher

Seconded by Beltramini

RESOLVED, That the Agreement between the City of Troy and the Michigan Department of Transportation for right-of-way acquisition for John R, Square Lake to South Boulevard, Project No. 02.204.5, is hereby **APPROVED** 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.

Yes: All-7

F-3 Approval of Contract with MDOT for Right-of-Way Acquisition for the Reconstruction and Widening of John R, from Long Lake to Square Lake – Project No. 02.203.5

Resolution #2005-04-187

Moved by Stine

Seconded by Beltramini

RESOLVED, That the Agreement between the City of Troy and the Michigan Department of Transportation for right-of-way acquisition for John R, Long Lake to Square Lake, Project No. 02.203.5, is hereby **APPROVED** 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.

Yes: All-7

F-4 Bid Waiver – Purchase of Encoding Hardware and Hard Disk Array for Long-Term Archival Storage

Resolution #2005-04-188

Moved by Eisenbacher

Seconded by Broomfield

WHEREAS, Integrated Media Technologies, Inc. is the provider of DVTel hardware and application software used by the Police Department to record interviews and activity in the Lockup Section.

WHEREAS, Increased camera coverage and long-term storage will enhance Police Department Operations.

NOW, THEREFORE, BE IT RESOLVED, That, formal bidding procedures are hereby **WAIVED** and the City of Troy is **AUTHORIZED** to purchase hardware, licensing, and installation services from Integrated Media Technologies, Inc. to connect thirteen (13) cameras to the recording system, and a 4TB RAID-5 storage unit at an estimated total cost of \$36,077.00.

Yes: All-7

F-5 Amendment to Chapter 20 – Water and Sewer Rates - Update of Sanitary Sewer Benefit Fees

Resolution #2005-04-189
 Moved by Stine
 Seconded by Broomfield

RESOLVED, That the Sewer Benefit fees as provided in Chapter 20 – Water and Sewer Rates, Section 8 of the Troy City Code, last amended in 1989, are hereby **REVISED** as recommended in a report by the City Manager dated March 30, 2005, a copy of which shall be **ATTACHED** to and made a part of the Minutes of this meeting, as follows:

Single Family Residences

Zone Districts	Min. Lot Size	Existing Fee	Proposed Fee
R-1E	60	\$2,400	\$3,000
R-1D	75	\$3,000	\$3,750
R-1C	85	\$3,400	\$4,250
R-1B	100	\$4,000	\$5,000
R-1A	120	\$4,800	\$6,000

All Other Uses and Zones \$50/front foot
Minimum \$3,000

BE IT FURTHER RESOLVED, That the Sewer Benefit fee for any sanitary sewer constructed by the City of Troy after April 18, 2005 **SHALL BE DETERMINED** on a project-by-project basis based on the total cost of the sewer extension divided by the number of properties benefiting from the sewer at the time of construction; and

BE IT FURTHER RESOLVED, That for sewers constructed after April 18, 2005 by any entity or agency other than the City of Troy, the Sewer Benefit fee payable by all properties benefiting from the sewer construction **SHALL BE BASED** on the zoning classification of the property; and

BE IT FINALLY RESOLVED, That for any lot created from splitting property benefiting from a sanitary sewer extension constructed after April 18, 2005 by the City of Troy, the lot or lots created **SHALL PAY** either the Benefit Fee applicable to that property's zoning classification or the proportionate share of the benefit fee established at the time of sewer construction, whichever is greater.

Yes: All-7

F-6 Council Rules of Procedure Amendment to Accommodate SEMCOG and SOCRRA Member Appointments

Resolution #2005-04-190

Moved by Lambert

Seconded by Stine

RESOLVED, That Council Rules of Procedure be **AMENDED**, as recommended and to include additional revisions as set on the table, to incorporate Rule 15.1 Appointment of City of Troy Representation to SEMCOG and SOCRRA.

Yes: All-7

F-7 FOIA (Freedom of Information Act) / Enhanced Access Policy Proposed Revision

Resolution

Moved by Stine

Seconded by Beltramini

WHEREAS, The City of Troy is a public body within the meaning of the Michigan Freedom of Information Act (MFOIA, found in MCL 15.231 et seq.) and the Michigan Enhanced Access Act (MCL 15.441 et seq.);

WHEREAS, The declared public policy of the State of Michigan, as set forth in the MFOIA, is that all persons, except those incarcerated in state or local correctional facilities, are entitled to full and complete information regarding governmental decision-making;

WHEREAS, In its capacity as a public body, the City of Troy creates, possesses and maintains certain records which fit within the definition of the term "public records" as defined in the MFOIA;

WHEREAS, The City of Troy is required by the provisions of the MFOIA to grant requests by persons or corporations desiring to inspect or receive copies of public records when the requested documentation or information is described sufficiently to enable the public body to find the public record, except as provided in MCL 15.243;

WHEREAS, The City of Troy has the ability to provide some "public records" in a requested electronic format, but the cost of producing the requested public records exceeds normal MFOIA production costs and, therefore, is entitled to be reimbursed to the City; and

WHEREAS, The City of Troy desires to establish procedures, guidelines and fees in accordance with and pursuant to the provisions of MFOIA and the Michigan Enhanced Access Act for application to and for use in connection with requests received by it for the inspection or receipt of copies of public records.

NOW, THEREFORE, BE IT RESOLVED, That the City Clerk is hereby DESIGNATED as the FOIA / Enhanced Access Act Coordinator for the City of Troy.

BE IT FURTHER RESOLVED, That the attached FOIA / Enhanced Access policy is hereby ADOPTED by the City of Troy.

Vote on Resolution to Amend

Resolution #2005-04-191
Moved by Howrylak
Seconded by Eisenbacher

RESOLVED, That the Resolution be **AMENDED** by **STRIKING** "\$.32 per page" and **INSERTING**, "\$.20 per page."

Yes: Eisenbacher, Howrylak, Lambert
No: Beltramini, Broomfield, Stine, Schilling

MOTION FAILED

Vote on Resolution

Resolution #2005-04-192
Moved by Stine
Seconded by Beltramini

WHEREAS, The City of Troy is a public body within the meaning of the Michigan Freedom of Information Act (MFOIA, found in MCL 15.231 et seq.) and the Michigan Enhanced Access Act (MCL 15.441 et seq.);

WHEREAS, The declared public policy of the State of Michigan, as set forth in the MFOIA, is that all persons, except those incarcerated in state or local correctional facilities, are entitled to full and complete information regarding governmental decision-making;

WHEREAS, In its capacity as a public body, the City of Troy creates, possesses and maintains certain records which fit within the definition of the term "public records" as defined in the MFOIA;

WHEREAS, The City of Troy is required by the provisions of the MFOIA to grant requests by persons or corporations desiring to inspect or receive copies of public records when the requested documentation or information is described sufficiently to enable the public body to find the public record, except as provided in MCL 15.243;

WHEREAS, The City of Troy has the ability to provide some "public records" in a requested electronic format, but the cost of producing the requested public records exceeds normal MFOIA production costs and, therefore, is entitled to be reimbursed to the City; and

WHEREAS, The City of Troy desires to establish procedures, guidelines and fees in accordance with and pursuant to the provisions of MFOIA and the Michigan Enhanced Access Act for application to and for use in connection with requests received by it for the inspection or receipt of copies of public records.

NOW, THEREFORE, BE IT RESOLVED, That the City Clerk is hereby **DESIGNATED** as the FOIA / Enhanced Access Act Coordinator for the City of Troy.

BE IT FURTHER RESOLVED, That the attached FOIA / Enhanced Access policy is hereby **ADOPTED** by the City of Troy.

Yes: Broomfield, Eisenbacher, Lambert, Schilling, Beltramini

No: Howrylak, Stine

MOTION CARRIED

The meeting **RECESSED** at 9:34 PM.

The meeting **RECONVENED** at 9:44 PM.

Vote on Resolution to Reconsider

Resolution #2005-04-193

Moved by Stine

Seconded by Howrylak

RESOLVED, That Resolution #2005-04-192, FOIA (Freedom of Information Act) / Enhanced Access Policy Proposed Revision, Moved by Stine and Seconded by Beltramini be **RECONSIDERED**.

Yes: All-7

Vote on Resolution as Reconsidered

Resolution #2005-04-194

Moved by Stine

Seconded by Beltramini

WHEREAS, The City of Troy is a public body within the meaning of the Michigan Freedom of Information Act (MFOIA, found in MCL 15.231 et seq.) and the Michigan Enhanced Access Act (MCL 15.441 et seq.);

WHEREAS, The declared public policy of the State of Michigan, as set forth in the MFOIA, is that all persons, except those incarcerated in state or local correctional facilities, are entitled to full and complete information regarding governmental decision-making;

WHEREAS, In its capacity as a public body, the City of Troy creates, possesses and maintains certain records which fit within the definition of the term "public records" as defined in the MFOIA;

WHEREAS, The City of Troy is required by the provisions of the MFOIA to grant requests by persons or corporations desiring to inspect or receive copies of public records when the requested documentation or information is described sufficiently to enable the public body to find the public record, except as provided in MCL 15.243;

WHEREAS, The City of Troy has the ability to provide some "public records" in a requested electronic format, but the cost of producing the requested public records exceeds normal MFOIA production costs and, therefore, is entitled to be reimbursed to the City; and

WHEREAS, The City of Troy desires to establish procedures, guidelines and fees in accordance with and pursuant to the provisions of MFOIA and the Michigan Enhanced Access Act for application to and for use in connection with requests received by it for the inspection or receipt of copies of public records.

NOW, THEREFORE, BE IT RESOLVED, That the City Clerk is hereby **DESIGNATED** as the FOIA / Enhanced Access Act Coordinator for the City of Troy.

BE IT FURTHER RESOLVED, That the attached FOIA / Enhanced Access policy is hereby **ADOPTED** by the City of Troy.

Yes: Lambert, Stine, Schilling, Beltramini, Broomfield

No: Howrylak, Eisenbacher

MOTION CARRIED

F-8 Approval of Subdivision Entrance Sign / Agreement – Cedar Ridge Estates Subdivision

Resolution #2005-04-195

Moved by Stine

Seconded by Howrylak

RESOLVED; That the sign application submitted by the Cedar Ridge Estates Homeowners Association for the placement of a sign on the detention pond parcel adjacent to the intersection of Cedar Knoll Drive and Big Beaver Road is hereby **APPROVED** as to the design and materials proposed; and

BE IT FURTHER RESOLVED; That the agreement regarding the maintenance and liability coverage for the sign is also **APPROVED** and the Mayor and City Clerk are **AUTHORIZED** to sign the attached agreement on behalf of the City.

Yes: All-7

F-9 Planning Consultant Services Contract

Resolution #2005-04-196

Moved by Beltramini

Seconded by Lambert

WHEREAS, An Agreement for Consulting Services was entered into on August 15, 2001 between the City of Troy and Carlisle/Wortman Associates, Inc., for a period of two (2) years; and

WHEREAS, The terms of the Agreement provide for modification of the conditions and extension of the terms by mutual agreement for both parties; and

WHEREAS, The Agreement has been extended by mutual agreement by virtue of the fact that the City continues to seek the services of Carlisle/Wortman Associates, Inc., and Carlisle/Wortman Associates, Inc. continues to abide by the original terms and conditions of the Agreement; and

WHEREAS, Carlisle/Wortman Associates, Inc. has submitted a revised Agreement for Consulting Services, including an increase in the hourly rate schedule; and

WHEREAS, the term of the revised Agreement for Consulting Services shall be for a period of five (5) years; and

WHEREAS, City Management is satisfied with the service provided by Carlisle/Wortman Associates, Inc. and considers the proposed hourly rate schedule to be reasonable.

NOW, THEREFORE, BE IT RESOLVED, That City Council hereby **APPROVES** the Agreement for Consulting Services; and

BE IT FURTHER RESOLVED, That City Council **AUTHORIZES** the Mayor and City Clerk to execute the Agreement for Consulting Services.

Yes: Stine, Schilling, Beltramini, Broomfield, Eisenbacher, Lambert

No: Howrylak

MOTION CARRIED

F-10 Wireless Oakland Pilot Community

Resolution #2005-04-197

Moved by Beltramini

Seconded by Schilling

RESOLVED, That the City of Troy supports Oakland County's initiative to be wireless, and requests that Troy be selected as a pilot community, and

BE IT FURTHER RESOLVED, That the City of Troy **WILL PERMIT** the placement of wireless equipment on City-controlled infrastructure subject to such placement being performed in a responsive and responsible manner.

Yes: All-7

F-11 City Manager Employment Contract

Resolution

Moved by Beltramini

Seconded by Broomfield

RESOLVED, That the Employment Agreement between the City of Troy and City Manager John Szerlag, as reviewed and modified by Labor Attorney Craig Lange, is hereby **APPROVED**, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That the Annual Salary for the City Manager is hereby **ADJUSTED** from \$133,786.00 to \$137,036.00, effective January 1, 2005.

Vote on Resolution to Amend

Resolution #2005-04-198

Moved by Eisenbacher

Seconded by Stine

RESOLVED, That the Resolution be **AMENDED** by **STRIKING**, "January 1, 2005" and **INSERTING**, "April 18, 2005".

Yes: Eisenbacher, Howrylak, Stine

No: Beltramini, Broomfield, Lambert, Schilling

MOTION FAILED

Vote on Resolution

Resolution #2005-04-199
Moved by Beltramini
Seconded by Broomfield

RESOLVED, That the Employment Agreement between the City of Troy and City Manager John Szerlag, as reviewed and modified by Labor Attorney Craig Lange, is hereby **APPROVED**, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That the Annual Salary for the City Manager is hereby **ADJUSTED** from \$133,786.00 to \$137,036.00, effective January 1, 2005.

Yes: Broomfield, Eisenbacher, Stine, Schilling, Beltramini
No: Howrylak, Lambert

MOTION CARRIED

F-12 City Attorney Employment Contract

Resolution #2005-04-200
Moved by Beltramini
Seconded by Broomfield

RESOLVED, That the Employment Agreement between the City of Troy and City Attorney Lori Grigg Bluhm, as reviewed and modified by Labor Attorney Craig Lange, is hereby **APPROVED**, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the document, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FURTHER RESOLVED, That the Annual Salary for the City Attorney is hereby **ADJUSTED** from \$109,697.00 to \$112,947.00, effective January 1, 2005.

Yes: Eisenbacher, Stine, Schilling, Beltramini, Broomfield
No: Howrylak, Lambert

MOTION CARRIED**Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #26 – Continued Agenda Items Not Considered Before 1:00 AM**

Resolution #2005-04-201
Moved by Lambert
Seconded by Eisenbacher

RESOLVED, That City Council **SUSPEND** Rules of Procedure for the City Council, Rule #26 - *Continued Agenda Items Not Considered Before 12:00 AM* and **AUTHORIZE** City Council to **EXTEND** the adjournment time to 1:00 AM.

Yes: All-7

**F-13 Preliminary Site Condominium Review – Oak Forest South Site Condominium,
East Side of Willow Grove, South of Square Lake Road, Section 11 – R-1C**

Resolution

Moved by Lambert

Seconded by Eisenbacher

RESOLVED, That the Preliminary Plan as submitted under Section 34.30.00 of the Zoning Ordinance (Unplatted One-Family Residential Development) for the development of a One-Family Residential Site Condominium known as Oak Forest South Site Condominium, as submitted and as recommended for approval by the Planning Commission and City Management, located on the east side of Willow Grove, south of Square Lake Road, including 23 home sites, within the R-1C zoning district, being 10.03 acres in size, is hereby **APPROVED**.

Vote on Resolution to Amend

Resolution #2005-04-202

Moved by Beltramini

Seconded by Eisenbacher

RESOLVED, That the Resolution be **AMENDED** by **INSERTING** “with the addition of the following criteria to the existing plan: obtain FEMA approval, obtain MDEQ approval and specific assessment and permitting, obtain Oakland County Drain Commission approval, and management expects a public meeting with engineering and residents to review the final engineering before landwork begins.”

Yes: Beltramini, Broomfield, Eisenbacher Howrylak

No: Lambert, Stine, Schilling

MOTION CARRIED

Vote on Resolution to Amend

Resolution #2005-04-203

Moved by Howrylak

Seconded by Lambert

RESOLVED, That the Resolution be **AMENDED** by **INSERTING** “installation of a temporary barrier at Trevino and Willowbrook”

Yes: Stine, Schilling, Broomfield, Howrylak, Lambert

No: Beltramini, Eisenbacher

MOTION CARRIED

Vote on Resolution to Amend

Resolution #2005-04-204
Moved by Beltramini
Seconded by Broomfield

RESOLVED, That the Resolution be **AMENDED** by **INSERTING** “in addition to all other requirements for final plan approval.” **AFTER** “Willowbrook”

Yes: Schilling, Beltramini, Broomfield, Eisenbacher, Howrylak, Lambert
No: Stine

MOTION CARRIED**Vote on Amended Main Resolution**

Resolution #2005-04-205
Moved by Lambert
Seconded by Eisenbacher

RESOLVED, That the Preliminary Plan as submitted under Section 34.30.00 of the Zoning Ordinance (Unplatted One-Family Residential Development) for the development of a One-Family Residential Site Condominium known as Oak Forest South Site Condominium, as submitted and as recommended for approval by the Planning Commission and City Management, located on the east side of Willow Grove, south of Square Lake Road, including 23 home sites, within the R-1C zoning district, being 10.03 acres in size, is hereby **APPROVED** with the addition of the following criteria to the existing plan: obtain FEMA approval, obtain MDEQ approval and specific assessment and permitting, obtain Oakland County Drain Commission approval, and management expects a public meeting with engineering and residents to review the final engineering before landwork begins, installation of a temporary barrier at Trevino and Willowbrook, in addition to all other requirements for the final plan approval.

Yes: Beltramini, Broomfield, Eisenbacher, Howrylak, Lambert
No: Stine, Schilling

MOTION CARRIED

F-14 Preliminary Site Condominium Review – Oak Forest Site Condominium, South Side of Square Lake Road, Between Willow Grove and John R Road, Section 11 – R-1C

Resolution #2005-04-206
Moved by Beltramini
Seconded by Eisenbacher

RESOLVED, That the Preliminary Plan as submitted under Section 34.30.00 of the Zoning Ordinance (Unplatted One-Family Residential Development) for the development of a One-Family Residential Site Condominium known as Oak Forest Site Condominium, as submitted

and as recommended for approval by the Planning Commission and City Management, located on the south side of Square Lake, between Willow Grove and John R Road, including 76 home sites, within the R-1C zoning district, being 38.4 acres in size, is hereby **APPROVED** subject to the first four conditions by the planning commission in their recommendation for approval and that all other final approval requirements from government agencies as well as all other requirements for final plan approval be met prior to final plan submission and a public meeting be held by City management to review the final engineering.

Yes: Broomfield, Eisenbacher, Howrylak, Lambert, Beltramini

No: Stine, Schilling

MOTION CARRIED

F-15 Limited Public Forum – Selection Process

Resolution

Moved by Beltramini

Seconded by Broomfield

WHEREAS, The City Council approved the front lawn of City Hall, the parking lot area north of the Community Center as recommended by City Management and adjacent to the Reflective Head area and the area surrounding the Reflective Head as the designated limited public forum area.

RESOLVED, That the application, rules and procedures including selection processes allowing for time, place, and manner governing the limited public forum area are hereby **APPROVED**; and

BE IT FURTHER RESOLVED, That requests will be **ACCEPTED** and **APPROVED** on a first come, first served basis. All written requests received after April 4, 2005 will be **CONSIDERED** in the order received.

Vote on Resolution to Amend

Resolution #2005-04-207

Moved by Howrylak

Seconded by Stine

RESOLVED, That the Resolution be **AMENDED** by **STRIKING** 2 and 3 under *Procedures for Reserving Designated Limited Public Forum Area* of the Rules.

Yes: Eisenbacher, Howrylak, Lambert, Stine

No: Schilling, Beltramini, Broomfield

MOTION CARRIED

Vote on Resolution to Amend

Resolution #2005-04-208

Moved by Howrylak
Seconded by Lambert

RESOLVED, That the Resolution be **AMENDED** by **STRIKING** 2 and 9 under *Rules Governing Designated Limited Public Forum Area* of the Rules.

Yes: Howrylak, Lambert, Stine, Broomfield, Eisenbacher
No: Schilling, Beltramini

MOTION CARRIED

Vote on Resolution to Amend by Substitution

Resolution #2005-04-209
Moved by Lambert
Seconded by Broomfield

RESOLVED, That the Resolution be **AMENDED** by **SUBSTITUTION** by **STRIKING** the resolution and amendments in their entirety and **INSERT**, "RESOLVED, That the application submitted by the National Day of Prayer Task Force to observe the National Day of Prayer-Christian observance at the Veteran's Memorial Plaza on May 5, 2005 from 12:00 PM to 1:00 PM is hereby APPROVED."

Yes: Lambert, Stine, Broomfield, Howrylak
No: Schilling, Beltramini, Eisenbacher

MOTION CARRIED

Vote on Resolution as Amended by Substitution

Resolution #2005-04-210
Moved by Beltramini
Seconded by Broomfield

RESOLVED, That the application submitted by the National Day of Prayer Task Force to observe the National Day of Prayer-Christian Observance at the Veteran's Memorial Plaza on May 5, 2005 from 12:00 PM to 1:00 PM is hereby **APPROVED**.

Yes: Stine, Broomfield, Howrylak, Lambert
No: Schilling, Beltramini, Eisenbacher

MOTION CARRIED

Vote on Resolution to Suspend Rules of Procedure for the City Council, Rule #26 – Continued Agenda Items Not Considered Before 2:00 AM

Resolution #2005-04-211
Moved by Eisenbacher
Seconded by Broomfield

RESOLVED, That City Council **SUSPEND** Rules of Procedure for the City Council, Rule #26 - *Continued Agenda Items Not Considered Before 12:00 AM* and **AUTHORIZE** City Council to **EXTEND** the adjournment time to 2:00 AM.

Yes: All-7

Resolution to Designate Veteran's Memorial Plaza as a Public Forum

Resolution
Moved by Howrylak
Seconded by Lambert

RESOLVED, That Troy City Council hereby **DESIGNATES** the Veteran's Memorial Plaza as a Public Forum.

Vote on Resolution to Amend

Resolution #2005-04-212
Moved by Broomfield
Seconded by Eisenbacher

RESOLVED, That the Resolution be **AMENDED** by **INSERTING**, "Limited" **BEFORE** "Public Forum" and the guidelines established for Limited Public Forum including the **STRIKING** of, 2 and 3 under *Procedures for Reserving Designated Limited Public Forum Area* and, 2 and 9 under *Rules Governing Designated Limited Public Forum Area* of the Rules be hereby **ADOPTED**.

Yes: Broomfield, Eisenbacher, Howrylak, Lambert, Stine
No: Beltramini, Schilling

MOTION CARRIED

Vote on Resolution as Amended

Resolution #2005-04-213
Moved by Howrylak
Seconded by Lambert

RESOLVED, That Troy City Council hereby **DESIGNATES** the Veteran's Memorial Plaza as a Limited Public Forum; and

BE IT FURTHER RESOLVED, That the guidelines established for Limited Public Forums including the **STRIKING** of, 2 and 3 under *Procedures for Reserving Designated Limited Public Forum Area* and, 2 and 9 under *Rules Governing Designated Limited Public Forum Area* of the Rules be hereby **ADOPTED**.

Yes: Broomfield, Eisenbacher, Howrylak, Lambert, Stine
No: Schilling, Beltramini

MOTION CARRIED

MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

G-1 Announcement of Public Hearings:

G-2 Green Memorandums:

- a) City Manager's Letter to Ed Barlow Regarding the Proposal for Recalibration of Troy Futures Community Report
- b) Charter Revisions – 2005 Proposed Charter Committee Referrals
- c) Minutes from the Special/Joint Meeting of the City Council and Planning Commission, March 28, 2005

Noted and Filed

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

H-1 No Council Referrals Advanced

COUNCIL COMMENTS:

I-1 No Council Comments Advanced

REPORTS:

J-1 Minutes – Boards and Committees:

- a) Election Commission/Final – February 23, 2005
- b) Troy Youth Council/Final – February 23, 2005
- c) Advisory Committee for Persons with Disabilities/Draft – March 2, 2005
- d) Advisory Committee for Persons with Disabilities/Final – March 2, 2005
- e) Building Code Board of Appeals/Final – March 2, 2005
- f) Employees' Retirement System Board of Trustees/Draft – March 9, 2005
- g) Planning Commission Special/Study/Draft – March 22, 2005
- h) Planning Commission Special/Study/Final – March 22, 2005
- i) Troy Daze Advisory Committee/Draft – March 22, 2005
- j) Troy Youth Council/Draft – March 23, 2005
- k) Election Commission/Draft – April 12, 2005

Noted and Filed

J-2 Department Reports:

- a) Mayor Louise Schilling's Travel Expense Report for the NLC Annual Congressional City Conference
- b) Councilmember Robin Beltramini's Travel Expense Report for the MML Legislative Conference
- c) Councilmember Dave Lambert's Travel Expense Report for the National League of Cities Congressional Cities Conference
- d) Councilmember Dave Lambert's Travel Expense Report for the Michigan Municipal League Legislative Conference
- e) Permits Issued During the Month of March 2005
- f) 2005 First Quarter Litigation Report
- g) March 31, 2005 Quarterly Financial Report
- h) ICMA Survey

Noted and Filed

J-3 Letters of Appreciation: None Submitted.

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

J-5 Calendar

Noted and Filed

J-6 Realignment of Coolidge Road/Wattles Intersection Under Full Closure of Coolidge Road

Noted and Filed

J-7 Letter from Doeren Mayhew Regarding Audit Services

Noted and Filed

J-8 Letter of Transmittal; Proposed Fiscal Year 2005/06 Annual Budget

Noted and Filed

STUDY ITEMS:

K-1 Study Item – (Time Permitting) Update on Premature Concrete Pavement Deterioration from Alkali-Silica Reactivity (ASR)

PUBLIC COMMENT: Address of "K" Items

CLOSED SESSION:

L-1 Closed Session – Removed by City Management

The meeting **ADJOURNED** at 1:43 AM on Tuesday, April 19, 2005.

Louise E. Schilling, Mayor

Tonni L. Bartholomew, MMC
City Clerk