

Council Member Pennington performed the Invocation. Cub Scout Pack 1720 from Barnard Elementary School led the Pledge of Allegiance to the Flag.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, February 25, 2019, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:32 PM.

B. ROLL CALL:

- a) Mayor Dane Slater
- Edna Abraham
- Mayor Pro Tem Ethan Baker
- David Hamilton
- Dave Henderson
- Ellen Hodorek
- Ed Pennington

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

-
- C-1 League of Women Voters Troy Area President Pam Brady Will Present the New “They Represent You” Brochure to City Council**

D. CARRYOVER ITEMS:

-
- D-1 No Carryover Items**

E. PUBLIC HEARINGS:

-
- E-1 Reprogram Community Development Block Grant (CDBG) Program Year 2018 Funds (Introduced by: Cindy Stewart, Community Affairs Director)**

The Mayor opened the Public Hearing. The Mayor closed the Public Hearing after receiving no Public Comment.

Resolution #2019-02-016

Moved by Pennington

Seconded by Abraham

WHEREAS, The City Council of the City of Troy, after conclusion of a Public Hearing on this date, February 25, 2019, has determined that Program Year 2018 unexpended funds of \$105,082 from the Clearance & Demo account to the Non-Residential Historic Preservation account to complete the roofing project at the Troy Farm's barn;

BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** City Administration to reprogram funds from Program Year 2018 to the Non-Residential Historic Preservation account to complete the roofing project at the Troy Farm's barn.

Yes: All-7

No: None

MOTION CARRIED

E-2 Conditional Rezoning Application (File Number CR JPCR2016-001) – Proposed Cooper’s Hawk Winery and Restaurant, North Side of Big Beaver Between Troy and Frankton, Section 22, From R-1E (One Family Residential) to BB (Big Beaver) District (Introduced by: Brent Savidant, Planning Director)

The Mayor opened the Public Hearing. The Mayor closed the Public Hearing after receiving Public Comment from a resident near the development.

Resolution #2019-02-017

Moved by Baker

Seconded by Hodorek

WHEREAS, The City is in receipt of a proposed rezoning request from R-1E (One-Family Residential) District to BB (Big Beaver) District, located north of Big Beaver between Troy Drive and Frankton Drive; and,

WHEREAS, The parcel fronting on Big Beaver Road (88-20-22-357-031) is presently zoned BB Big Beaver, and the property to be rezoned to BB Big Beaver include parcels 88-20-22-357-006, 88-20-22-357-011, 88-20-22-357-012, 88-20-22-357-017 and 88-20-22-357-026, being approximately 1.9 acres in size, is described in the attached Topographic Survey drawing; and,

WHEREAS, The applicant has submitted a site plan and related drawings for a 12,164 square-foot Cooper’s Hawk Winery & Restaurant; and,

WHEREAS, The applicant voluntarily offered a number of conditions, as described in the Conditional Rezoning Agreement and related attachments, including the proposed Site Plan, as per Section 16.04 of the City of Troy Zoning Ordinance; and,

WHEREAS, The conditional rezoning was recommended for approval by the Planning Commission by a 7-0 vote; and,

WHEREAS, The proposed rezoning is supported by the Master Plan and advances the general and specific development policies of the Master Plan; and,

WHEREAS, The proposed rezoning meets the Standards for Rezoning Approval listed in Section 16.03.C of the City of Troy Zoning Ordinance; and,

WHEREAS, The proposed site design mitigates potential impacts on adjacent properties.

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the R-1E (One-Family Residential) District to BB (Big Beaver) District Conditional Rezoning Agreement and related attachments.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to sign the Conditional Rezoning Agreement on behalf of the City of Troy.

BE IT FINALLY RESOLVED, The City of Troy Zoning District Map is hereby **AMENDED**.

Yes: All-7
No: None

MOTION CARRIED

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

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

H. POSTPONED ITEMS:

H-1 No Postponed Items

I. REGULAR BUSINESS:

I-1 Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Confirmation/Appointments – Parks and Recreation Board, Election Commission, Traffic Committee

a) Mayoral Appointments: None

b) City Council Confirmation/Appointments:

Resolution #2019-02-018
Moved by Baker
Seconded by Hamilton

RESOLVED, That Troy City Council hereby **CONFIRMS** the appointment of the following person to serve on the Boards and Committees as indicated:

Parks and Recreation Board

Appointed by Council

7 Regular Members and 1 Troy School Board of Education Representative
Regular Member: 3 Year Term / Troy School Representative: 1 Year Term

Term Expires: 7/31/2019 Tim Fulcher Troy School Bd. of Education Rep.
Term currently held by: Gary Hauff (Resigned)

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

Election Commission

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

Term Expires: 1/31/2020

David C Anderson

Term currently held by: David C. Anderson

Term Expires: 1/31/2020

Harry Philo

Term currently held by: Harry Philo

Traffic Committee

Appointed by Council
7 Regular Members
3 Year Term

Term Expires: 1/31/2022

Cindy Nurak

Term currently held by: Cindy Nurak

Term Expires: 1/31/2022

Sunil Sivaraman

Term currently held by: Sunil Sivaraman

Yes: All-7

No: None

MOTION CARRIED

I-2 Board and Committee Nominations: a) Mayoral Nominations – Planning Commission; b) City Council Nominations – Parks & Recreation Board

a) Mayoral Nominations:

Resolution #2019-02-019

Moved by Slater

Seconded by Henderson

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

Planning Commission

Appointed by Mayor
9 Regular Members
3 Year Term

Nominations to the Planning Commission:

Term Expires: 12/31/2021

Dave Lambert

Term currently held by: Philip Sanzica (No Reappointment)

Yes: All-7
No: None

MOTION CARRIED

b) City Council Nominations:

Resolution #2019-02-020
Moved by Baker
Seconded by Hamilton

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

Parks and Recreation Board

Appointed by Council

7 Regular Members and 1 Troy School Board of Education Representative
Regular Member: 3 Year Term / Troy School Representative: 1 Year Term

Nominations to the Parks and Recreation Board:

Term Expires: 9/30/2021

Michael Brady

Term currently held by: Orestis Kaltsounis (Resigned)

Yes: All-7
No: None

MOTION CARRIED

I-3 No Request for Closed Session

**I-4 Amendment to Emergency Medical and First Responder Services Agreement
(Introduced by: Fire Chief Dave Roberts)**

Resolution #2019-02-021
Moved by Pennington
Seconded by Abraham

BE IT RESOLVED, That Troy City Council hereby **APPROVES** the attached Amendment to Agreement Between the City of Troy and Alliance Mobile Health For Emergency Medical and First Responder Services;

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to **EXECUTE** the attached Amendment to Agreement Between the City of Troy and Alliance Mobile Health For Emergency Medical and First Responder Services on behalf of the City of Troy.

Yes: All-7
No: None

MOTION CARRIED

I-5 Bid Waiver – Catering Contract for Community Center Events (*Introduced by: Brian Goul, Assistant Recreation Director*)

This Item has been removed by City Administration.

J. CONSENT AGENDA:

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

Resolution #2019-02-022-J-1a
Moved by Henderson
Seconded by Pennington

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as printed, including the amendment laid on the table.

Yes: All-7
No: None

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2019-02-022-J-2

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

- a) Special City Council Minutes-Draft – February 11, 2019
- b) City Council Minutes-Draft – February 11, 2019

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications – Type K Copper Tubing**

Resolution #2019-02-022-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase Type 'K' Copper Tubing to the low bidder meeting specifications, *Progressive Plumbing Supply of Warren, MI*, for an estimated total cost of \$21,390.00, at unit prices contained in the bid tabulation opened on February 7, 2019; a copy of which is **ATTACHED** to the original Minutes of this meeting.

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

b) Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications – Fertilizer/Herbicide Application Services

Resolution #2019-02-022-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract for Fertilizer/Herbicide Application Services to the low bidder meeting specifications, *Green Meadows Lawnscape of Rochester Hills, MI*, for an estimated annual cost of \$24,402.40, not to exceed budgetary limitations at the unit prices contained in the bid tabulation; a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring December 31, 2021.

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

c) Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications – Mosquito Control

Resolution #2019-02-022-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** a three (3) year contract to provide seasonal requirements for Mosquito Control to the low bidder meeting specifications, *Mosquito Pro of Flint, MI*, for an estimated total annual cost of \$38,548.52; not to exceed budgetary limitations at the unit prices contained in the bid tabulation, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contract expiring December 31, 2021.

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

d) Standard Purchasing Resolution 2: Award to Sole Bidder Meeting Specifications – Major Street Pavement Marking

Resolution #2019-02-022-J-4d

RESOLVED, That Troy City Council hereby **AWARDS** a two (2) year contract with the option to renew for one (1) additional year to the low bidder meeting specifications, *PK Contracting, Inc. of Troy, MI*, to provide Major Street Pavement Marking Services on as needed basis not-to-

exceed budgetary limitations at the unit prices as detailed in the bid tabulation opened February 5, 2019; a copy of which shall be **ATTACHED** to the original Minutes of this meeting and as detailed below by year; with the contract expiring June 30, 2021.

<u>2 Yr. Contract</u>	<u>Amount</u>
1	\$110,000.00
2	\$112,200.00
Total 2 Yr. Contract	\$222,200.00
1 Year Renewal	\$114,444.00

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

e) Standard Purchasing Resolution 2: Sole Bidder Meeting Specifications - Coughlin Farm (Troy Farm Park) Large Barn Roof Replacement and Budget Amendment

Resolution #2019-02-022-J-4e

RESOLVED, That Troy City Council hereby **AWARDS** a contract for the roof replacement for the Coughlin Farm Gambrel Roof Barn to the sole bidder meeting specifications, *George H. Pastor & Sons of Livonia, MI*, for an estimated total cost of \$338,481 at unit prices contained in the bid tabulation opened February 14, 2019; a copy of which shall be **ATTACHED** to the Minutes; with a 10% contingency of \$34,000 for an estimated grand total amount of \$372,481.

BE IT FURTHER RESOLVED, That Troy City Council **AUTHORIZES** City Administration to amend the Community Development Block Grant Fund (CDBG Fund) budget for Grant Revenues and a corresponding Transfer out to the Capital Projects Fund in the amount of \$127,490.

BE IT FINALLY RESOLVED, That Troy City Council **AUTHORIZES** City Administration to amend the Capital Projects Fund Budget for Transfers in from the CDBG Fund and the corresponding expenditures of \$127,490 in Project #2019CG0005.

J-5 Collection of Warren Consolidated Schools Annual School Property Taxes with the City of Troy Summer Tax Bills in 2019/2020

Resolution #2019-02-022-J-5

WHEREAS, The City of Troy has collected 100% of the Warren Consolidated School millage levy on the summer tax bill since the 1994/1995 fiscal year; and,

WHEREAS, The Warren Consolidated School District requests that the City of Troy continue to collect 100% of their school millage levy on the summer tax bill;

THEREFORE, BE IT RESOLVED, That Troy City Council **AGREES** to continue to collect 100% of the Warren Consolidated School millage levy on the summer 2019/2020 fiscal year tax bill, and forward, until a change is requested by the Warren Consolidated School District.

BE IT FURTHER RESOLVED, That the Mayor and City Clerk of the City of Troy are **AUTHORIZED** to sign the attached agreement between the City of Troy and the Warren Consolidated School District concerning the collection of taxes on the summer billing.

BE IT FINALLY RESOLVED, That the City Clerk of the City of Troy shall **FORWARD** a certified copy of this Resolution, and a fully executed original agreement to the Warren Consolidated School District.

J-6 Notice of Name Change - Comcast

Resolution #2019-02-022-J-6

RESOLVED, That Troy City Council hereby **APPROVES** the name change of our cable provider Comcast of Colorado/Florida/Michigan/New Mexico/ Pennsylvania/Washington, LLC, to Comcast of Florida/Michigan/New Mexico/Pennsylvania/Washington, LLC.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor to sign the name change document; a copy of which **SHALL BE FORWARDED** to Comcast of Florida/Michigan/New Mexico/Pennsylvania/Washington, LLC.

J-7 Declaration of Easement, Covenants and Restrictions for Walnut Grove Homes f/k/a Davis Site Condominiums

Resolution #2019-02-022-J-7

WHEREAS, As part of a City Council approved cluster development, the Troy Zoning Ordinance requires the developer to execute a recordable document permanently preserving the dedicated open space; and,

WHEREAS, The engineering phase for the development known as Walnut Grove Homes is nearing completion, and prior to final site plan approval, City Council must review and approve the document that sets aside the required open space; and,

WHEREAS, The attached Declaration of Easement, Covenants and Restrictions has been negotiated with the Developer, and if approved by City Council, would be recorded at the Oakland County Register of Deeds to require Developer and/or his successors to permanently maintain the dedicated open space.

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Declaration of Easement, Covenants and Restrictions for the cluster development known as Walnut Grove Homes; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings: None Submitted

K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted

L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

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

N. COUNCIL REFERRALS:

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

N-1 No Council Referrals Submitted

O. COUNCIL COMMENTS:

O-1 Council Comments

Council Member Hodorek discussed Troy Restaurant Week and Taste of Troy.

Mayor Pro Tem Baker commented on discussions with Chick-fil-A regarding expanding to a location on Big Beaver that would include a drive-thru, and if that is possible in the district, and if a change is possible that would allow a limited number of exceptions. There was a consensus of City Council to request additional information regarding the process and regulations of drive-thru businesses in the Big Beaver Corridor. Mr. Miller said he would prepare a report for City Council. Council Member Pennington commented that for Chick-fil-A to be located on Big Beaver, it would require a large parking lot area because the line can be very long. Mayor Slater commented that the information should be more general regarding drive-thru. Council Member Henderson asked if there is a distinction that allows for some restaurants to have a drive-thru but others are not.

Council Member Hamilton commented about the I-75 roadwork that will begin next week. Mr. Miller said that the details are on the City website and on the City's social media.

Council Member Abraham discussed the study session that occurred at 6pm today regarding green space. She encouraged all residents to watch that study session for information about the future of green space and open space in Troy.

P. REPORTS:

P-1 Minutes – Boards and Committees:

- a) Sustainable Design Review Committee-Final – January 4, 2018
 - b) Planning Commission-Final – October 23, 2018
 - c) Building Code Board of Appeals-Final – November 7, 2018
 - d) Volunteer Firefighters' Incentive Plan and Trust Board of Trustees-Final – November 14, 2018
 - e) Planning Commission-Final – January 22, 2019
 - f) Building Code Board of Appeals-Draft – February 6, 2019
 - g) Planning Commission-Draft – February 12, 2019
- Noted and Filed

P-2 Department Reports:

- a) Avondale Youth Assistance Year in Review
- b) Federal Funding for Major Road Work – 14 Mile Road, John R to Dequindre
- c) Interim Financial Report – Second Quarter for the Six Months Ended December 31, 2018
Noted and Filed

P-3 Letters of Appreciation:

- a) To Kurt Bovensiep from Randy Engle Regarding the Great Work the City Plows Did During the Last Storm
- b) To Nino Licari from Kim Weston Regarding the Excellent Assistance of Linda McMasters, City Appraiser
Noted and Filed

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

P-5 SOCRRA January 2019 Quarterly Report
Noted and Filed

Q. COMMENTS ON ITEMS ON OR NOT ON THE AGENDA FROM MEMBERS OF THE PUBLIC OUTSIDE OF TROY (NOT RESIDENTS OF TROY AND NOT FROM TROY BUSINESSES):

R. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT – ANY RESPONSES/REPLIES WILL BE PROVIDED AFTER ALL PERSONS HAVE FINISHED ADDRESSING CITY COUNCIL

S. CLOSED SESSION

S-1 No Closed Session

T. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:30 PM.

Mayor Dane Slater

M. Aileen Dickson, MMC
City Clerk