

Reverend Danielle Lindstrom from Beacon Unitarian Universalist Congregation performed the Invocation. The Pledge of Allegiance to the Flag was given.

**A. CALL TO ORDER:**

A Regular Meeting of the Troy City Council was held on Monday, March 18, 2019, at City Hall, 500 W. Big Beaver Rd. Mayor Slater called the meeting to order at 7:33 PM

**B. ROLL CALL:**

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

- b) Excuse Absent Council Members:

Resolution #2019-03-027  
Moved by Slater  
Seconded by Baker

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member Hodorek at the Special Study and Regular City Council Meeting of March 18, 2019, due to being out of the county.

Yes: Slater, Abraham, Baker, Hamilton, Henderson, Pennington  
No: None  
Absent: Hodorek

**MOTION CARRIED**

**C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:**

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**C-1** No Certificates of Recognition and Special Presentations

**D. CARRYOVER ITEMS:**

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**D-1** No Carryover Items

**E. PUBLIC HEARINGS:**

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**E-1** No Public Hearings

**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 Appointments – None

a) Mayoral Appointments: None

b) City Council Appointments: None

**I-2** Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority; b) City Council Nominations – Historic District Commission, Zoning Board of Appeals

a) Mayoral Nominations:

Resolution #2019-03-028

Moved by Slater

Seconded by Pennington

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:

**Brownfield Redevelopment Authority**

Appointed by Mayor

7 Regular Members

3 Year Term

**Nominations to the Brownfield Redevelopment Authority:**

**Unexpired Term Expiring:**  
**4/30/2020**

**Rami Sweidan**

Term currently held by: Vacancy - Mary Kerwin (Resigned)

**Term Expires: 4/30/2020**

**Carolina Noguez-Ortiz**

Term currently held by: Vacancy – Mr. Swartz’s expired term

Yes: Abraham, Baker, Hamilton, Henderson, Pennington, Slater

No: None

Absent: Hodorek

**MOTION CARRIED**

**b) City Council Nominations:**

Resolution #2019-03-029  
Moved by Baker  
Seconded by Pennington

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:

**Historic District Commission**

Appointed by Council  
7 Regular Members  
3 Year Term

**Nominations to the Historic District Commission:**

**Term Expires: 3/1/2022**

**W. Kent Voigt**

Term currently held by: W. Kent Voigt

Yes: Baker, Hamilton, Henderson, Pennington, Slater, Abraham  
No: None  
Absent: Hodorek

**MOTION CARRIED**

Resolution #2019-03-030  
Moved by Baker  
Seconded by Abraham

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:

**Zoning Board of Appeals**

Appointed by Council  
7 Regular Members; 2 Alternates  
3 Year Term

**Nominations to the Zoning Board of Appeals:**

**Term Expires: 4/30/2020**

**Michael Bossenbroek**

Term currently held by: Dave Lambert – Resigned 3/5/2019

**Term Expires: 1/31/2021**

**Aaron Green**

**(Alternate)**

Term currently held by: Vacancy (J. Mihelick’s expired term.)

**Term Expires: 4/30/2021**

**Thomas Desmond**

Term currently held by: Thomas Desmond

Yes: Hamilton, Henderson, Pennington, Slater, Abraham, Baker  
No: None  
Absent: Hodorek

**MOTION CARRIED**

**I-3 No Request for Closed Session**

**I-4 Adoption of the 2019-2020 City Strategies**

Resolution #2019-03-031  
Moved by Hamilton  
Seconded by Abraham

RESOLVED, That Troy City Council hereby **ADOPTS** the 2019-2020 Strategies for the upcoming fiscal year as presented by City Management.

Yes: Henderson, Pennington, Slater, Abraham, Baker, Hamilton  
No: None  
Absent: Hodorek

**MOTION CARRIED**

**J. CONSENT AGENDA:**

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

Resolution #2019-03-032-J-1a  
Moved by Henderson  
Seconded by Pennington

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with the exception of Item(s) J-4c, which shall be **CONSIDERED** after Consent Agenda (J) items, as printed.

Yes: Pennington, Slater, Abraham, Baker, Hamilton, Henderson  
No: None  
Absent: Hodorek

**MOTION CARRIED**

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

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

Resolution #2019-03-032-J-2

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

- a) Special City Council Study Session Minutes-Draft – March 4, 2019
- b) City Council Minutes-Draft – March 4, 2019

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**J-3 Proposed City of Troy Proclamations:**

Resolution #2019-03-032-J-3

- a) Childhood Abuse Prevention and Awareness Month – April, 2019
- b) National Library Month – April, 2019

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications - Printing Services for the Troy Today and Troy Recreation Quarterly Newsletters**

Resolution #2019-03-032-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a one (1) year contract to provide printing and delivery services of the Troy Today and Troy Recreation Quarterly Newsletters with an option to renew for two (2) additional years to the low bidder meeting specifications, *Grand Blanc Co., Inc., of Grand Blanc, MI*, at an estimated total cost of \$39,540.00 for the *Troy Today*, and \$51,860.00 for the *Troy Recreation* plus the actual cost of bulk rate postage and \$30.00 per issue to post the Flip Page newsletter on the City’s website, and additional charges if needed not to exceed budgetary limitations at prices contained in the bid tabulation opened March 7, 2019; a copy of which shall be **ATTACHED** to the original Minutes of this meeting; contract to expire April 30, 2022.

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

- b) **Standard Purchasing Resolution 4: Cooperative Contract Award – Sourcewell – Veeam Backup Software**

Resolution #2019-03-032-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** the purchase of Veeam Backup software from *CDW-G of Vernon, IL*, as per the Sourcewell Purchasing Cooperative contract #100614-CDW, for an estimated initial cost of \$19,585.00 and on-going costs of approximately \$10,165.00 every three years.

**J-5 Act 51 Mileage Confirmation**

Resolution #2019-03-032-J-5

WHEREAS, It is necessary to furnish certain road information to the state of Michigan for the purpose of obtaining funds under Act 51, P.A. 1951, as amended; and,

WHEREAS, The center line of said streets are described as:

*(Brook Hollow)* Commencing at the South  $\frac{1}{4}$  Corner of said Section 14; thence South 89 degrees 59 minutes 40 seconds West, along the South line of said Section 14, 670.85 feet and North 00 degrees 42 minutes 53 seconds West 636.46 feet and Due West 566.85 feet and North 00 degrees 37 minutes 40 seconds West 579.22 feet and South 89 degrees 52 minutes 40 seconds East 188.09 feet and North 00 degrees 07 minutes 20 seconds East 30.00 feet and South 89 degrees 52 minutes 40 seconds East 30.00 feet to the point of beginning of the centerline of Book Hollow; thence South 00 degrees 07 minutes 20 seconds West 458.72 feet to the point of ending of said road. Said centerline of road is 458.72 feet in length more or less.

*(Bloomingdale)* Commencing at the South  $\frac{1}{4}$  Corner of said Section 14; thence South 89 degrees 59 minutes 40 seconds West, along the South line of said Section 14, 670.85 feet and North 00 degrees 42 minutes 53 seconds West 636.46 feet and Due West 566.85 feet and North 00 degrees 37 minutes 40 seconds West 150.01 feet and Due East 13.49 feet to the point of beginning of the centerline of Bloomingdale; thence Due East 587.65 feet; thence on a curve to the left having an arc length of 100.46 feet, a radius of 163.00 feet, a delta angle of 35 degrees 09 minutes 03 seconds, and a chord bearing and distance of North 72 degrees 20 minutes 21 seconds East 98.88 feet; thence Due East 48.00 feet to the point of ending of said road. Said centerline of road is 736.11 feet in length more or less.

*(Cobblestone)* Commencing at the South  $\frac{1}{4}$  Corner of said Section 14; thence South 89 degrees 59 minutes 40 seconds West, along the South line of said Section 14, 670.85 feet and North 00 degrees 42 minutes 53 seconds West 466.46 feet to the point of beginning of the centerline of Cobblestone; thence North 89 degrees 17 minutes 07 seconds East 218.71 feet to the point of ending of said road. Said centerline of road is 218.71 feet in length more or less.

*(Edgehill)* Commencing at the South  $\frac{1}{4}$  Corner of said Section 14; thence South 89 degrees 59 minutes 40 seconds West, along the South line of said Section 14, 670.85 feet and North 00 degrees 42 minutes 53 seconds West 60.00 feet and North 89 degrees 59 minutes 40 seconds East 188.26 feet and North 00 degrees 38 minutes 56 seconds West 169.92 feet and North 89 degrees 54 minutes 58 seconds East 30.00 feet and North 00 degrees 38 minutes 56 West 10.00 feet to the point of beginning of the centerline of Edgehill; thence North 00 degrees 38 minutes 56 seconds West 386.52 feet to the point of ending of said road. Said centerline of road is 386.52 feet in length more or less.

WHEREAS, The above said streets are located within the City of Troy; right of way is under the control of the City of Troy; said streets are public streets and are for public street purposes and were open to the public prior to December 31, 2018;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **ACCEPTS** the following non-platted streets: Brook Hollow, Bloomingdale, Cobblestone and Edge Hill into the City of Troy local street system.

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**J-6 Request for Acceptance of Three Permanent Easements from Gabriel Place, LLC – Sidwell #88-20-12-200-027 and -028**

Resolution #2019-03-032-J-6

RESOLVED, That Troy City Council hereby **ACCEPTS** three permanent easements for sanitary sewers, water mains and storm sewers from Gabriel Place, L.L.C., owner of the properties having Sidwell #88-20-12-200-027 & -028.

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the permanent easements with Oakland County Register of Deeds, copies of which shall be **ATTACHED** to the original Minutes of this meeting.

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**J-7 Request for Acceptance of a Permanent Easement from 275 Big Beaver, LLC – Sidwell #88-20-22-379-021**

Resolution #2019-03-032-J-7

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for water main from 275 Big Beaver, LLC, owner of the property having Sidwell #88-20-22-379-021.

BE IT FURTHER RESOLVED, That the City Clerk is hereby **DIRECTED** to record the permanent easement with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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**J-8 Private Agreement – Contract for Installation of Municipal Improvements – Walnut Grove Estates Site Condominiums – Project No. 17.912.3**

Resolution #2019-03-032-J-8

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Walnut Grove Homes, LLC for the installation of Water Main, Sanitary Sewer, Storm Sewer, Detention Pond, and Concrete Road and Sidewalk, 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.

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**J-9 Bid Waiver and Budget Amendment – Emergency Vehicle Preemption – Opticom GPS**

Resolution #2019-03-032-J-9

WHEREAS, Troy City Council authorized the City of Troy to purchase the Opticom GPS Emergency Vehicle Preemption equipment from Carrier & Gable, Inc., of Farmington Hills, Michigan, in the amount of \$12,888.00, for the current (4) GPS Preemption Vehicle Kit Series 2000 equipment (emitters) that have been installed temporarily in TFD vehicles (Resolution #2017-11-179-J-7);

RESOLVED, That Troy City Council hereby **DEEMS** it is in the City's best interest to **WAIVE** the competitive bid process in order to authorize the purchase of Opticom GPS Emergency Vehicle Preemption equipment from *Global Traffic Technologies, LLC, of St. Paul, Minnesota*, in the amount of \$420,576.00, as detailed in the attached sales quote, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, for (93) GPS Preemption intersection kits (receivers) and (29) vehicle kits (emitters).

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a budget amendment to the Fire Department Capital Budget Account in the amount of \$350,580.00.

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#### **J-10 Updates to FOIA Policy**

Resolution #2019-03-032-J-10

RESOLVED, That Troy City Council hereby **APPROVES** the revisions to the City of Troy FOIA Policy, City of Troy FOIA Public Summary and related forms, as presented.

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#### **J-4c Standard Purchasing Resolutions:**

- c) **Standard Purchasing Resolution 8: Best Value Award – Sale of Real Estate – Southeast Corner of South Boulevard and Adams Road, Section 6, Old Stone School, Sidwell #88-20-06-101-001, and Request to Amend an Agreement By and Between Finn and Mary Bergishagen and the City of Troy**

*There was a consensus of City Council to request representative(s) of The Bharatiya Temple address questions from City Council. Mr. Ravindra Khattree, Chairman of the Board of Trustees for The Bharatiya Temple, addressed City Council to answer their questions.*

Resolution #2019-03-033

Moved by Henderson

Seconded by Baker

RESOLVED, That a contract to sell a surplus real estate parcel located at the Southeast Corner of Adams Road and South Boulevard, Section 6, also known as the Old Stone School and identified with #88-20-06-101-001, is hereby **AWARDED** to the highest sole responsive bidder, *The Bharatiya Temple of Troy, MI*, for \$149,108.00, as listed on the attached bid tabulation opened February 21, 2019, a copy of which shall be **ATTACHED** to the original Minutes of the meeting.

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are **AUTHORIZED** to execute an Amendment to an Agreement by and Between Finn and Mary Louise Bergishagen and the City of Troy for the Donation of an Historical Structure and Real Property.

BE IT FURTHER RESOLVED, That the Engineering Department is **AUTHORIZED** to expend necessary funds for title insurance, closing and recording costs.

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are **AUTHORIZED** to execute a Warranty Deed on behalf of the City of Troy to be delivered at closing.

BE IT FINALLY RESOLVED, That the City Clerk is **DIRECTED TO RECORD** said Warranty Deed, including all attachments, at the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to and made part of the original Minutes of this meeting.

Yes: Slater, Abraham, Baker, Hamilton, Henderson, Pennington  
 No: None  
 Absent: Hodorek

**MOTION CARRIED**

**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:**

|               |   |
|---------------|---|
| Thomas Pakula | Spoke about an issue with residents parking on residential lawns. |
|---------------|---|

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

|                          |   |
|--------------------------|---|
| Council Member Hamilton  | He commented that many subdivisions have Homeowner's Associations to address this type of situation and may be able to resolve it quicker and easier than to have the City create an ordinance  |
| Council Member Hamilton  | He asked City Administration if other municipalities prohibit parking on residential lawns. City Manager Miller commented that it is common for municipalities to prohibit parking on lawns.  |
| Council Member Henderson | He commented that the easiest solution is to have the resident park two vehicles in the street; he asked City Administration if any ordinances prohibit parking on the lawn. City Manager responded that it is legal to park on their lawn. Council Member Henderson commented that an ordinance would have to be enacted to prohibit people from parking on the lawn. City Manager Miller commented that an ordinance would likely be more prescriptive of where residents can park their vehicles. Council Member Henderson asked if an ordinance could specify between a subdivision with sidewalks versus a subdivision with blacktop roads. City Manager Miller commented that they would need to study the issue. |
| Mayor Slater             | He commented that Mr. Pakula has likely exhausted many avenues and there is no way to fast track establishing an  |

|  |  |
|--|--|
|  | ordinance. City Attorney Bluhm indicated that they will need to research the issue, but it will likely take months to resolve. |
|--|--|

Mayor Slater asked for consensus of City Council to have City Administration provide a report with possible solutions and what other communities are doing regarding this issue. There was a consensus of City Council.

|                           |  |
|---------------------------|--|
| Council Member Pennington | Commented to have Code Enforcement inspect to make sure all of the vehicles are licensed |
|---------------------------|--|

Mayor Slater asked for consensus of City Council to request a report from City Administration on possible options that could expedite the issue versus long term solutions. There was a consensus of City Council.

## **N. COUNCIL REFERRALS:**

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

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#### **N-1 No Council Referrals Submitted**

## **O. COUNCIL COMMENTS:**

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#### **O-1 No Council Comments Advanced**

Mayor Pro Tem Baker commented on the number of high school students present in the audience at tonight's meeting.

Council Member Henderson wished farewell to Ara Topouzian, President of the Troy Chamber of Commerce, who has served the community well and will be missed.

## **P. REPORTS:**

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#### **P-1 Minutes – Boards and Committees:**

- a) Zoning Board of Appeals-Final – January 15, 2019
  - b) Building Code Board of Appeals-Final –February 6, 2019
  - c) Building Code Board of Appeals-Draft – March 6, 2019
- Noted and Filed

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#### **P-2 Department Reports:**

- a) Building Department Activity Report – February, 2019
  - b) Troy Historic Village Annual Report Fiscal Year Ending June 30, 2018
  - c) Troy Historical Society Audited Financial Statements for the Year Ended June 30, 2018
  - d) Ordinance Concern – Cars Parking on Residential Lawns
  - e) Update on the Sale of 3385 Rochester Road, Former Taco Bell Site – Sidwell #88-20-22-401-067
  - f) Troy Community Coalition – Report to the Community
- Noted and Filed

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**P-3 Letters of Appreciation:**

- a) To Troy Fire Department Station 3 and Station 6 from Auburn Hills Fire Department Regarding Assistance with a Fire Incident  
Noted and Filed

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

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- P-5 Letter from the Arbor Day Foundation Regarding Tree City USA – Time for Trees Initiative**  
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**

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- S-1 No Closed Session**

**T. ADJOURNMENT:**

The Meeting **ADJOURNED** at 8:11 PM.

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Mayor Dane Slater

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Cheryl A. Stewart, CMC  
Deputy City Clerk