

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held electronically on Monday, August 24, 2020. Mayor Baker called the meeting to order at 7:30 PM.

CITY COUNCIL OATH OF OFFICE CEREMONY: City Clerk Dickson gave the Oath of Office to newly elected Council Member Rebecca Chamberlain-Creangă

B. ROLL CALL:

Mayor Ethan Baker
Edna Abraham
Theresa Brooks
Rebecca A. Chamberlain-Creangă
Ann Erickson Gault
Mayor Pro Tem David Hamilton
Ellen Hodorek

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 No Certificates of Recognition and Special Presentations

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 No Public Hearings

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:

| | |
|----------------|---|
| Jessica Bideau | Addressed complaints with a new home construction |
| Grace Johnson | Commented on the Coronavirus |

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 – Zoning Board of Appeals

a) **Mayoral Appointments:** None

b) **City Council Appointments:**

Resolution #2020-08-115

Moved by Hamilton

Seconded by Hodorek

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

Zoning Board of Appeals

Appointed by Council

7 Regular Members; 2 Alternates

3 Year Term

Nominations to the Zoning Board of Appeals:

Term Expires: 1/31/2021

Mahendra Kenkre

Alternate

Term currently held by: Vacancy–Aaron Green (Appointed as full member)

Yes: All-7

No: None

MOTION CARRIED

I-2 Board and Committee Nominations: a) Mayoral Nominations – None; b) City Council Nominations – None

a) **Mayoral Nominations:** None

b) **City Council Nominations:** None

I-3 Request for Closed Session

Resolution #2020-08-116

Moved by Baker

Seconded by Hamilton

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL 15.268 (e) – *Darling v. Troy et. al* and *Adam Community Center v. Troy/USA v. Troy*.

Yes: All-7

No: None

MOTION CARRIED

I-4 COVID Hazard Pay for City Employees (Introduced by: Jeanette Menig, Human Resources Director, and Mark F. Miller, City Manager)

Resolution #2020-08-117

Moved by Baker

Seconded by Abraham

RESOLVED, That Troy City Council hereby **APPROVES** a COVID hazard pay program for City of Troy employees, pending the approval of our First Responder Hazard Pay Program application from the State of Michigan, with a maximum possible unreimbursed cost of \$120,000 in FY2020/2021.

Yes: All-7

No: None

MOTION CARRIED

I-5 Budget Amendment and Construction Contract Amendment – Firefighters Memorial Project (Introduced by: David Roberts, Fire Chief, Kurt Bovensiep, Public Works Director, and Mark F. Miller, City Manager)

Resolution #2020-08-118

Moved by Hamilton

Seconded by Chamberlain-Creangă

RESOLVED, That Troy City Council, in the best interest of the City, hereby **APPROVES** the following: 1) a budget amendment in the amount of \$73,575.00; 2) approval of the change order for *New Era Concrete, LLC* in the amount of \$65,400; and 3) amending the contract to *Usztan, LLC, of Auburn Hills, MI*, in the amount of \$8,175, to perform the construction of the Firefighters Memorial for a new estimated cost of \$233,537.52 which includes the original cost approval of \$159,962.52.

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

Yes: All-7

No: None

MOTION CARRIED**J. CONSENT AGENDA:**

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

Resolution #2020-08-119-J-1a

Moved by Abraham

Seconded by Hamilton

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

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 #2020-08-119-J-2

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

- a) City Council Minutes-Draft – August 10, 2020

J-3 Proposed City of Troy Proclamations:

Resolution #2020-08-119-J-3

- a) Proclamation in Recognition of Kaori Marikawa for Donating Her Time and Talents to Her Community During the COVID-19 Pandemic (*Presentation on September 21, 2020*)
- b) Proclamation in Recognition of Constitution Week – September 17-23, 2020
- c) Proclamation to Declare September 2020 as National Recovery Month in the City of Troy
- d) Proclamation to Declare September 2020 as National Suicide Prevention Awareness Month in the City of Troy

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications – Installation and Replacement of the Holiday Lights – Lights of Hope**

Resolution #2020-08-119-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract for Proposals A, B, C, D and E for Holiday Lights as specified to the low bidder meeting specifications, *First Facility Services*, of *Royal Oak, MI*, for an estimated cost for installation and removal of \$26,300 and an estimated cost of \$35,000 for replacement materials at unit prices contained in the bid tabulation, opened August 6, 2020; not to exceed budgetary limitations; 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's submission of properly executed contract documents, including insurance certificates and all other specified requirements.

b) Standard Purchasing Resolution 2: Replacement Pistols – Police Department

Resolution #2020-08-119-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to *Vance's of Columbus, OH*, for the purchase of Sig P210 Target pistols at the quoted unit price for an estimated total cost of \$12,850.00.

c) Standard Purchasing Resolution 4: US Communities/OMNIA Cooperative – DPW Fleet Garage – LED Lighting Upgrade

Resolution #2020-08-119-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** a contract to *Graybar of Belleville, MI*, to purchase LED light fixtures for the Department of Public Works Fleet Maintenance garage for an estimated cost of \$17,612 at prices detailed in the quote and as per the US Communities/OMNIA Purchasing Cooperative Contract #EV-2370; not to exceed budgetary limitations of \$25,000.

d) Standard Purchasing Resolution 8: Best Value Award – Employee Assistance Program

Resolution #2020-08-119-J-4d

RESOLVED, That Troy City Council hereby **AWARDS** a one (1) year contract to *Ulliance, Inc. of Troy, MI*, to provide for an Employee Assistance Program for the City and its employees. The first year cost is based on \$1.90 per employee per month, and the contract will provide for ongoing annual renewals upon mutual agreement of both parties.

BE IT FINALLY RESOLVED, That the award is **CONTINGENT** upon the company's submission of properly executed proposal, insurance, contract documents that are approved by the City Attorney's Office, and all other specified requirements.

e) Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications and Standard Purchasing Resolution 4: Cooperative Purchasing Contract – Roof Replacements at the Community Center, Fire Station #2 and DPW Parks Maintenance Garage

Resolution #2020-08-119-J-4e

RESOLVED, That Troy City Council hereby **AWARDS** contracts for the Barrel Roof Replacement for the Troy Community Center, as per bid specifications to the low bidder meeting specifications, *Lutz Roofing Company, Inc. of Shelby Township, MI*, for an estimated total cost of \$172,000.00 at unit prices contained in the bid tabulation opened August 13, 2020; a copy of which shall be **ATTACHED** to the original Minutes of the meeting; and to *The Garland Company, Inc. of Cleveland, OH*, based on the US Communities/OMNIA Cooperative Purchasing Contract #14-5903 for \$247,877.08 for an estimated total of \$419,877.08 with a 10% contingency of \$41,988 for a not to exceed amount of \$461,865.08.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AWARDS** contracts for the Asphalt Roof Replacement for the Fire Station #2, as per bid specifications to the low bidder meeting specifications, *Schena Roofing & Sheet Metal Co. Inc. of Chesterfield, MI*, for an estimated total cost of \$45,685 at unit prices contained in the bid tabulation opened August 13, 2020; a copy of which shall be **ATTACHED** to the original Minutes of the meeting; and to *The Garland Company, Inc. of Cleveland, OH*, based on the US Communities/OMNIA Cooperative Purchasing Contract #14-5903 for \$10,168.49 for an estimated total of \$55,853.49 with a 20% contingency of \$11,171 for a not to exceed amount of \$67,024.49.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AWARDS** contracts for the Asphalt Roof Replacement for the Department of Public Works Parks Maintenance Garage, as per bid specifications to the low bidder meeting specifications, *Schena Roofing & Sheet Metal Co. Inc. of Chesterfield, MI*, for an estimated total cost of \$66,349 at unit prices contained in the bid tabulation opened August 13, 2020; a copy of which shall be **ATTACHED** to the original Minutes of the meeting; and to *The Garland Company, Inc. of Cleveland, OH*, based on the US Communities/OMNIA Cooperative Purchasing Contract #14-5903 for \$11,653.49 for an estimated total of \$78,002.49 with a 20% contingency of \$15,600 for a not to exceed amount of \$93,602.49.

BE IT FINALLY RESOLVED, That the above awards are **CONTINGENT** upon contractor submission of properly executed contract documents, including insurance certificates and all other specified requirements.

J-5 Bid Waiver – Awning Walls for Sanctuary Lake Golf Course Patio

Resolution #2020-08-119-J-5

RESOLVED, That Troy City Council, in the best interest of the City, hereby **WAIVES** the bid process and **AWARDS** a contract to *Marygrove Awning of Livonia, MI*, to replace the awning wall at Sanctuary Lake Golf Course for an estimated total cost of \$35,675, as detailed in the quote; a copy of which shall be **ATTACHED** to the Minutes of this meeting.

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

J-6 GLWA Updated Industrial Pretreatment Program Rules

Resolution #2020-08-119-J-6

WHEREAS, The Great Lakes Water Authority ("GLWA") is a Michigan municipal authority and public body corporate organized and existing pursuant to the provisions of Michigan Public Act No.233 of 1955, as amended, MCL 124.281, *et seq.* ("Act 233"), for the purpose of establishing a regional sewage disposal system to operate, control, and improve the sewage disposal system leased from the City of Detroit; and,

WHEREAS, Pursuant to Act 233, City of Troy is a constituent municipality of the GLWA; and,

WHEREAS, As authorized by Act 233, GLWA and the constituent municipalities are required by state and federal law to adopt binding rules and regulations (Exhibit A, attached hereto and incorporated herein by reference) as part of an Industrial Pretreatment Program ("IPP") in order to comply with all applicable state and federal laws, including, without limitation, the requirements of the Federal Water Pollution Control Act, 33 USC Section 1251, et. seq., the General Pretreatment Regulations for Existing and New Sources of Pollution, 40 CFR 403, and the National Categorical Pretreatment Standards contained in 40 CFR Sections 405-471; and,

WHEREAS, These rules and regulations were adopted by GLWA as a uniform code to: (1) regulate wastes and wastewaters discharged into the collection system for all participating municipalities; (2) prevent the introduction of pollutants into the wastewater systems which will interfere with the operation of the system, contaminate the resulting sludge, or pose a hazard to the health, safety or welfare of the people, the communities or to employees of GLWA; (3) prevent the introduction of pollutants into the wastewater system which will pass inadequately treated through the system and into the receiving waters, the atmosphere, and the environment, or will otherwise be incompatible with the system; (4) provide for the recovery of costs from users of the wastewater collection system sufficient to administer regulatory activities and meet the costs of operation, maintenance, improvement and replacement of the system; and,

WHEREAS, After a 45-day public comment period and public hearing, the Board of the GLWA approved the IPP Rules on November 13, 2019;

NOW THEREFORE, BE IT RESOLVED, That the governing body of City of Troy, in compliance with Act 233 and state and federal law, hereby concur in the IPP rules and regulations attached hereto as Exhibit A.

BE IT FURTHER RESOLVED, That the adoption and approval of the rules and regulations contained in Exhibit A **SHALL BE CONTRACTUALLY BINDING** on the parties, and no governing body of City of Troy **SHALL BE AUTHORIZED** or **EMPOWERED** to rescind or change the approval granted in this resolution without 180 day prior written notice to the GLWA.

J-7 City of Troy 2020 Transportation Asset Management Plan

Resolution #2020-08-119-J-7

RESOLVED, That Troy City Council hereby **ACCEPTS** and **APPROVES** the City of Troy 2020 Transportation Asset Management Plan.

BE IT FURTHER RESOLVED, That Troy City Council **AUTHORIZES** the City Manager and Chief Financial Officer to certify the City of Troy 2020 Transportation Asset Management Plan for compliance to Public Act 325.

BE IT FINALLY RESOLVED, That the City of Troy 2020 Asset Management Plan be **SUBMITTED** to the Transportation Asset Management Council (TAMC) prior to October 1, 2020 in accordance with Public Act 325, copies of which shall be **ATTACHED** to the original Minutes of this meeting.

J-8 Request for Approval of Additional Times for AV Ballots for November 3, 2020 Presidential Election, Other Important Dates, and Drop Box Update

Resolution #2020-08-119-J-8

RESOLVED, That Troy City Council hereby **APPROVES** City Management's request to authorize additional times for the City Clerk's Office to issue and receive absent voter ballots as detailed below, pursuant to requirements of Michigan Election Law:

Saturday, September 26 – 12:00-4:00pm (AV Ballot Pick-up Service)
Saturday, September 27 – 12:00-4:00pm (AV Ballot Pick-up Service)
Wednesday, October 14 – 8:00am-7:00pm (Drive Thru Clerk's Office)
Wednesday, October 21 – 8:00am-7:00pm (Drive Thru Clerk's Office)
Saturday, October 24 – 8:00am-4:00pm (Drive Thru Clerk's Office)
Friday, October 30 – 8:00am-5:00pm (Drive Thru Clerk's Office)
Saturday, October 31 – 8:00am-4:00pm (Drive Thru Clerk's Office)

J-9 Request for Acceptance of a Permanent Easement from Barnes Family Group Limited Partnership, Sidwell #88-20-29-477-025

Resolution #2020-08-119-J-9

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for water mains from Barnes Family Group Limited Partnership, owner of the property having Sidwell #88-20-29-477-025.

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

J-10 Request for Acceptance of a Quit Claim Deed for a Detention Facility from Elro Corporation, Sidwell #88-20-25-454-013

Resolution #2020-08-119-J-10

RESOLVED, That Troy City Council hereby **ACCEPTS** a Quit Claim Deed from Elro Corporation, owner of the property having Sidwell #88-20-25-454-013.

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

J-11 Request for Acceptance of Two Permanent Easements from Eureka Building Co., Sidwell #88-20-12-200-037

Resolution #2020-08-119-J-11

RESOLVED, That Troy City Council hereby **ACCEPTS** two permanent easements for water mains and sanitary sewers from Eureka Building Co., owner of the property having Sidwell #88-20-12-200-037.

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.

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:

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

N. COUNCIL REFERRALS:

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

N-1 No Council Referrals

O. COUNCIL COMMENTS:

O-1 Council Comments

Mayor Pro Tem Hamilton expressed his condolences, thoughts and prayers to Royal Oak City Commissioner Kim Gibbs' family and supporters.

Mayor Baker commented that Royal Oak Commissioner Kim Gibbs had a great laugh and smile and he said she will be missed. He offered prayers to her family, supporters, and fellow Council Members.

Council Member Chamberlain-Creangă commented that notices to neighbors of developments should be reviewed, and she supports expanding notices to more people and more often. She asked who does the notices and when can neighbors have their voices heard. She asked if beyond the notices for the Public Hearing, can there be signs or others things to help get information to neighbors.

Mayor Baker commented that this may be part of the report coming from management. He commented that there are property rights to develop property, but he suggested that there could be ways to streamline or do more to let people know what's going on especially when there's a long time between notices and when work begins.

Council Member Erickson Gault commented that the Planning portal is a great tool and she promotes it often.

Council Member Erickson Gault thanked the City Clerk's Office and spoke about J-8 with the additional dates for AV ballots for the November Election and the new drop boxes.

Mayor Baker thanked City Clerk Dickson and all her hard work preparing for the elections.

City Attorney Bluhm commented that Council Rules of Procedures will be addressed at the City Council Meeting. She said she will forward the document to City Council requests that they submit their suggested changes before the next meeting.

Council Member Hodorek welcomed Council Member Chamberlain-Creangă.

P. REPORTS:

P-1 Minutes – Boards and Committees: None Submitted

P-2 Department Reports:

- a) Capital Project Update – Fiscal Year 2021
 - b) Library Millage Community Engagement Plan Update
Noted and Filed
-

P-3 Letters of Appreciation:

- a) To Troy Fire Department from Rochester Hills Fire Chief Canto Regarding Assistance with a Structure Fire
Noted and Filed
-

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

The Meeting **RECESSED** at 8:43 PM.

The Meeting **RECONVENED** at 8:49 PM.

Q. CLOSED SESSION

Q-1 Closed Session

R. ADJOURNMENT:

The Meeting **ADJOURNED** at 9:51 PM.

Mayor Ethan Baker

M. Aileen Dickson, MMC, MiPMC II
City Clerk

2020 SCHEDULED SPECIAL CITY COUNCIL MEETINGS:**2020 SCHEDULED REGULAR CITY COUNCIL MEETINGS:**

| | |
|-------------------------|-----------------|
| September 14, 2020..... | Regular Meeting |
| September 21, 2020..... | Regular Meeting |
| October 12, 2020..... | Regular Meeting |
| October 26, 2020..... | Regular Meeting |
| November 9, 2020..... | Regular Meeting |
| November 23, 2020..... | Regular Meeting |
| December 7, 2020..... | Regular Meeting |
| December 14, 2020..... | Regular Meeting |