



CITY COUNCIL

REGULAR MEETING

AGENDA

MAY 10, 2021
CONVENING AT 7:30 P.M.

Submitted By
The City Manager

NOTICE: Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk at (248) 524-3316 or via e-mail at clerk@troymi.gov at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.



500 West Big Beaver
Troy, MI 48084
troymi.gov

The Honorable Mayor and City Council Members

City of Troy
500 West Big Beaver
Troy, MI 48084

Dear Mayor and City Council Members:

In this packet, you will find the agenda for the City Council meeting. To help facilitate an informed discussion, the packet provides you with agenda items and additional details. The packet also contains recommended courses of action for your consideration and seeks to aid you in adopting sound policy decisions for the City of Troy.

This comprehensive agenda has been put together through the collaborative efforts of management and staff members. We have made all attempts to obtain accurate supporting information. It is the result of many meetings and much deliberation, and I would like to thank the staff for their efforts.

If you need any further information, staff is always available to provide more information and answer questions that may arise. You can contact me at CityManager@troymi.gov or 248.524.3330 with questions.

Respectfully,

Mark F. Miller,
City Manager



Troy City Council Code of Ethics

1. The Troy City Council shall:

- Respect the confidentiality of privileged information;
- Recognize that an individual council member has no authority to speak or act for Council;
- Work with other council members to establish effective policies;
- Delegate authority for the running of the City to the administrative staff;
- Encourage the free expression of opinion by all council members;
- Seek systematic communications between council, administrative staff, and all elements of the community;
- Render all decisions in a fair and impartial manner, based on the available facts and independent judgment rather than succumbing to the influence of individuals or special interest groups;
- Make every effort to attend all meetings;
- Become informed concerning the issues to be considered at each meeting;
- Avoid actual or apparent conflicts of interest, and make appropriate disclosures;
- Refrain from using this position for personal benefit, nor for the benefit of family members or business associates;
- Use the same care and caution when using electronic media as would be exercised when speaking face-to-face or through written memorandum;
- Avoid use of derogatory or denigrating language;
- Treat all people fairly and with dignity and respect;
- Abstain from harassing or discriminatory behavior of any kind;
- Participate in annual ethics training provided by City Administration or a qualified outside contractor.
- Avoid any situation that could undermine public confidence, and neither solicit nor accept gifts offered for any official actions. There may be times when unsolicited items of a trivial value (less than \$25) are provided to City Council members in connection with marketing of new businesses or economic development and organizations, and such items can be retained as long as the aggregate value of gifts per year does not exceed \$250. City Council members shall annually submit a report of all unsolicited items received to the Troy City Clerk as part of the mandatory disclosure statements. City Council members and/or their significant others can accept invitations for ribbon cutting/grand openings and other ceremonial or celebratory events where food and/or beverages will be consumed.
- Adhere to the following tenets in the ICMA Code of Ethics (revised June 2020):
 - Affirm the dignity and worth of local government services and maintain a deep sense of social responsibility as a trusted public servant. (Tenet 2)
 - Demonstrate by word and action the highest standards of ethical conduct and integrity in all public, professional, and personal relationships in order to merit the trust and respect of elected and appointed officials, employees, and the public. (Tenet 3)
 - Serve the best interest of the people. (Tenet 4)

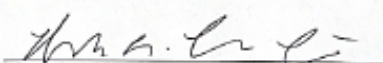
2. Any City Council member may detail a suspected violation of this Code of Ethics by another City Council member, and forward this to the Troy City Council for action. The accused City Councilmember shall have an opportunity to respond to the allegations. If after considering all of the information, the Troy City Council determines that there was a violation of this Code of Ethics, then City Council may censure the offending City Council member, or take any other action that is allowed under the law, including but not limited to a request for a criminal misconduct investigation.


Signed this 9th day of February, 2021.



Mayor Ethan D. Baker


Council Member Edna Abraham


Mayor Pro Tem Theresa Brooks


Council Member Rebecca Chamberlain-Creanga


Council Member Ann Erickson Gault


Council Member David Hamilton


Council Member Ellen Hodorek



CITY COUNCIL AGENDA

May 10, 2021 – 7:30 PM

View the Meeting Live at:

www.troymi.gov/webcast

or on Local Access Cable Channels

(WOW – Ch 10, Comcast – Ch 17, AT&T – Ch 99)

A. CALL TO ORDER: **1**

B. ROLL CALL: **1**

Resolution to Amend the City Council Rules of Procedure 1

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS: **1**

C-1 Proclamation for Asian and Pacific Islander Heritage Month – May, 2021
(Presented by: Mayor Ethan Baker) 1

C-2 Proclamation for Do Something Good For Your Neighbor Day – May 16, 2021
(Presented by: Mayor Ethan Baker) 1

C-3 Proclamation for National Police Memorial Week – May 9-15, 2021 (Presented by:
Mayor Ethan Baker) 2

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A. CALL TO ORDER:**B. ROLL CALL:**

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

Excuse Absent Council Members:

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the Regular City Council Meeting of May 10, 2021, due to _____.

Yes:

No:

Resolution to Amend the City Council Rules of ProcedureSuggested Resolution

Resolution #2021-05-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **ADOPTS** the Troy City Council Rules of Procedure, as amended; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes:

No:

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Proclamation for Asian and Pacific Islander Heritage Month – May, 2021 (*Presented by: Mayor Ethan Baker*)

C-2 Proclamation for Do Something Good For Your Neighbor Day – May 16, 2021 (*Presented by: Mayor Ethan Baker*)

C-3 Proclamation for National Police Memorial Week – May 9-15, 2021 (Presented by: Mayor Ethan Baker)

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 Adoption of the 2021/22 Annual and Three-Year City Budget

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

WHEREAS, Section 8.3 of the City Charter directs the City Council to adopt a budget for the ensuing year, beginning July 1, 2021; and,

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

NOW, THEREFORE, BE IT RESOLVED, That the following listed operating revenues including tax revenues and operating transfers “to” the General Operating Fund are **ANTICIPATED** and that the General Operating Fund has sufficient Fund Balance to appropriate as follows:

Taxes.....	\$36,285,700
Licenses and Permits	2,692,978
Federal Grants.....	10,000
State Grants	38,020
State Shared Revenues	8,406,429
Contributions – Local	26,000
Charges for Services	7,448,396
Fines and Forfeitures.....	887,700
Interest and Rents	1,458,280
Other Revenue	1,282,300
Operating Transfers – In.....	315,835
Total Revenues and Transfers.....	58,851,638
Appropriation of Fund Balance	<u>4,143,383</u>

Total Revenues, Transfers and Appropriations..... \$62,995,021

BE IT FURTHER RESOLVED, That the tax rate for the General Operating Fund **SHALL BE** six and fifty one-hundredths (6.50) mills on the 2021 taxable valuation.

BE IT FURTHER RESOLVED, In order to meet anticipated service delivery levels, expenditures amounts from the following listed budgetary activity level **SHALL BE** appropriated from the General Operating Fund:

General Government:

Council	\$103,598
Manager	1,816,467
City Attorney.....	1,395,010
City Clerk.....	917,275
Human Resources.....	714,020
Finance	1,196,616
Treasurer.....	571,670
Purchasing	283,250
Assessing.....	1,029,220
Building Operations.....	1,500,451
Total General Government:	\$9,527,577

Public Safety:

Police	\$29,159,895
Fire.....	6,448,894
Building Inspection	2,560,090
Total Public Safety	\$38,168,879

Public Works:

Streets/Drains	\$1,698,670
Transportation	438,400
Total Public Works	\$2,137,070

Community Development:

Engineering	\$3,343,500
Planning	1,105,620
Total Community Development	\$4,449,120

Recreation and Culture:

Parks	\$2,582,800
Recreation.....	4,699,326
Nature Center.....	164,750
Museum/Historic Village.....	265,499
Total Recreation and Culture	\$7,712,375

Other

Operating Transfers Out	\$1,000,000
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Total General Fund:.....\$ 62,995,021

BE IT FURTHER RESOLVED, That the following listed operating revenues of the Capital Projects Fund including tax revenues and transfers "to" the Capital Projects Fund are **ANTICIPATED** and that the Capital Projects Fund has sufficient Fund Balance to appropriate as follows:

Taxes	\$7,008,000
Grants	1,720,000
Contributions	570,000
Charges for Services.....	326,000
Interest and Rents.....	36,600

Other Revenues	30,000
Operating Transfer – In	<u>8,858,000</u>
Total Revenues and Transfers	18,548,600
Appropriation (Surplus) of Fund Balance.....	<u>5,949,472</u>

Total Revenues, Transfers and Appropriations **\$24,498,072**

BE IT FURTHER RESOLVED, That the tax rate for the Capital Fund **SHALL BE** one and three thousand three hundred twelve ten-thousandths (1.3312) mills on the 2021 taxable valuation.

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

Finance.....	\$5,000
Clerk	80,000
Building Operations	610,000
Police.....	1,779,000
Fire	1,885,842
Engineering	30,000
Streets	12,870,000
Public Works.....	396,000
Parks	1,905,000
Recreation	2,905,000
Library	1,433,000
Museum/Historic Village	325,000
Nature Center	60,000
Debt and Other Financing Uses	<u>214,230</u>

Total Expenditures **\$24,498,072**

BE IT FURTHER RESOLVED, That the following listed operating revenues including tax revenues and operating transfers “to” the Refuse Fund are **ANTICIPATED** and that the Refuse Fund has sufficient Fund Balance to appropriate as follows:

Taxes.....	\$5,717,000
Grants.....	30,000
Charges for Services	500
Interest and Rents	10,000
Appropriation (Surplus) of Fund Balance.....	(10,040)

Total Revenues, Transfer, and Appropriations **\$5,747,460**

BE IT FURTHER RESOLVED, That the tax rate for the Refuse Fund **SHALL BE** one and nine one-hundredths (1.09) mills on the 2021 taxable valuation.

BE IT FURTHER RESOLVED, In order to meet anticipated expenses, amounts from the following listed budgetary centers **SHALL BE** appropriated from the Refuse Fund:

Refuse and Recycling.....	\$5,747,460
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Total Expenditures\$5,747,460

BE IT FURTHER RESOLVED, That the following listed operating revenues including tax revenues and operating transfers “to” the Library Fund are **ANTICIPATED** and that the Library Fund has sufficient Fund Balance to appropriate as follows:

Taxes\$5,800,000
 Grants53,000
 Contributions131,000
 Charges for Services8,900
 Fines and Forfeitures25,000
 Interests and Rents3,000
 Other Revenue7,000
 Appropriation (Surplus) of Fund Balance (200,002)

Total Revenues, Transfers, And Appropriations\$5,827,898

BE IT FURTHER RESOLVED, That the tax rate for the Library Fund **SHALL BE** one and nine one-hundredths and forty-two thousandths (1.0942) mills on the 2021 taxable valuation.

BE IT FURTHER RESOLVED, In order to meet anticipated expenses, amounts from the following listed budgetary centers **SHALL BE** appropriated from the Library Fund:

Library\$5,827,898

Total Expenditures\$5,827,898

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the following budgets as shown in the 2021/22 budget document:

Major Road Fund

Revenue:

Grants\$6,948,200
 Interests and Rent35,000
 Appropriation (Surplus) of Fund Balance1,359,864
Total Revenues, Transfers, and Appropriations\$8,343,064

Expenditures:

Streets\$3,230,757
 Parks112,307
 Other Finances Uses5,000,000
Total Expenditures\$8,343,064

Local Road Fund:

Revenue

Grants\$2,742,000
 Interest and Rents32,000
 Operating Transfers – In1,500,000
 Appropriation (Surplus) of Fund Balance909,577
Total Revenues, Transfers, and Appropriations\$5,183,577

Expenditures

Streets.....	\$2,488,977
Parks.....	694,600
Other Financing Uses	2,000,000
Total Expenditures	\$5,183,577

Transit Center:

Revenue

Charges for Services.....	\$117,180
Total Revenues, Transfers and Appropriations	\$117,180

Expenditures

Building and Facility Maint.....	\$103,180
Grounds and Common Area	14,000
Total Expenditures	\$117,180

Forfeiture Fund

Revenue

Fines and Forfeitures	\$131,000
Interest and Rents	10,000
Appropriation (Surplus) of Fund Balance	803,040
Total Revenue, Transfers, and Appropriations	\$944,040

Expenditures

Police Forfeitures	\$144,040
Other Finances Uses	800,000
Total Expenditures	\$944,040

Community Development Block Grant Fund

Revenue

Grants	\$170,000
Total Revenue, Transfers, and Appropriations	\$170,000

Expenditures

Home Chore.....	\$45,000
Park Improvements	125,000
Total Expenditures	\$170,000

Cemetery Fund

Revenue

Charges for Services.....	\$4,000
Interest and Rents	2,200
Appropriation (Surplus) of Fund Balance	(5,000)
Total Revenue, Transfers, and Appropriations	\$1,200

Expenditures

Other Financing Uses	\$1,200
Total Expenditures	\$1,200

Series 2013 and 2020 DDA Debt Fund

Revenue

DDA	\$596,913
Total Revenue, Transfers, and Appropriations	\$596,913

Expenditures...

Gen Obligation Debt.....	\$596,913
Total Expenditures	\$596,913

Sanctuary Lake Golf Course Fund

Revenue

Charges for Services.....	\$1,775,350
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Appropriation (Surplus) of Fund Balance	775,070
Total Revenue, Transfers, and Appropriations	\$2,550,420
Expenditures	
Sanctuary Lake	\$2,550,420
Total Expenditures	\$2,550,420
Sylvan Glen Golf Course Fund	
Revenue	
Charges for Services	\$1,180,120
Interest and Rent	182,400
Appropriation (Surplus) of Fund Balance	(59,370)
Total Revenue, Transfers, and Appropriations	\$ 1,303,150
Expenditures	
Sylvan Glen	\$1,303,150
Total Expenditures	\$1,303,150
Aquatic Center Fund	
Revenue	
Charges for Services	\$600,000
Interest and Rent	33,000
Appropriation (Surplus) of Fund Balance	8,774
Total Revenue, Transfers, and Appropriations	\$641,774
Expenditures	
Aquatic Center	\$641,774
Total Expenditures	\$641,774
Sanitary Sewer Fund	
Revenue	
Charges for Services	\$14,721,800
Interest and Rents	200,000
Appropriation (Surplus) of Fund Balance	3,049,803
Total Revenue, Transfers, and Appropriations	\$17,971,603
Expenditures	
Sanitary Sewer	\$17,971,603
Total Expenditures	\$17,971,603
Water Fund	
Revenue	
Charges for Services	\$21,406,500
Interest and Rent	104,400
Other Rent	100,100
Appropriation (Surplus) of Fund Balance	1,300,336
Total Revenue, Transfers, and Appropriations	\$22,911,336
Expenditures	
Water	\$22,911,336
Total Expenditures	\$22,911,336
Building Operations	
Revenue	
Charges for Services	\$1,508,410
Interest and Rent	1,000
Appropriation (Surplus) of Fund Balance	52,426
Total Revenue, Transfers, and Appropriations	\$1,561,836
Expenditures	
Building Operations	\$1,561,836

Total Expenditures	\$1,561,836
Fleet Maintenance Fund	
Revenue	
Charges for Services.....	\$12,000
Interest and Rent.....	4,549,700
Other Revenue.....	639,540
Appropriation (Surplus) of Fund Balance	3,556,740
Total Revenue, Transfers, And Appropriations	\$8,757,980
Expenditures	
Administration	\$762,220
Equipment Operation and Maint.....	2,690,690
DPW Facility Maintenance	375,070
Capital.....	4,930,000
Total Expenditures	\$8,757,980
Information Technology	
Revenue	
Charges for Services.....	\$2,287,292
Interest and Rent.....	10,000
Appropriation (Surplus) of Fund Balance	(62,056)
Total Revenue, Transfers, and Appropriations	\$2,235,236
Expenditures	
Information Technology.....	\$2,235,236
Total Expenditures	\$2,235,236
Unemployment Insurance Fun	
Revenue	
Charges for Service	\$3,710
Total Revenue, Transfers, and Appropriations	\$3,710
Expenditures	
Unemployment Insurance	\$3,710
Total Expenditures	\$3,710
Worker's Compensation Fund	
Revenue	
Charges for Service	\$775,000
Other Revenue.....	15,000
Total Revenue, Transfers, and Appropriations	\$790,000
Expenditures	
Worker's Compensation.....	\$790,000
Total Expenditures	\$790,000
Compensated Absences Fund	
Revenue	
Interest and Rent.....	\$35,000
Other Revenue.....	4,785,240
Total Revenue, Transfers, and Appropriations	\$4,820,240
Expenditures	
Compensated Absences	\$820,240
Total Expenditures	\$4,820,240

BE IT FURTHER RESOLVED, That the three-year budget (2022/23 – 2023/24) for the General Fund, Capital Projects Fund, Refuse Fund, and Library Fund be **APPROVED** based on the following revenues, expenditures and available, if needed, Fund Balance:

General Fund Operating	<u>2022/23</u>	<u>2023/24</u>
Taxes	\$36,633,700.....	\$37,081,700
Licenses and Permits	2,938,829.....	3,187,952
Federal Grants	10,000.....	10,000
State Grants	38,040.....	38,040
State Shared Revenues	8,781,182.....	8,940,343
Contributions – Local.....	26,000.....	26,000
Charges for Services.....	7,803,536.....	8,006,906
Fines and Forfeitures	939,900.....	1,039,900
Interest and Rents.....	1,514,280.....	1,545,280
Other Revenue	1,310,200.....	1,334,650
Operating Transfers – In	311,315.....	316,265
Total Revenues & Transfers	\$60,306,982.....	\$61,527,036
Appropriation of Fund Balance	3,959,187.....	4,210,322
Total Revenue, Transfers and Appropriations	\$64,266,169.....	\$65,737,358

BE IT FURTHER RESOLVED, That the tax rate for the General Operating fund **SHALL BE** six and fifty one-hundredths (6.50) mills on the 2022 and 2023 taxable valuation.

BE IT FURTHER RESOLVED, That in order to meet anticipated service delivery levels expenditures amounts from the following listed budgetary centers **SHALL BE** appropriated from the General Operating Fund:

	<u>2022/23</u>	<u>2023/24</u>
General Government.....	\$9,681,406.....	\$9,971,635
Public Safety	38,932,332.....	39,819,462
Public Works	2,176,175.....	2,217,780
Community Development	4,535,880.....	4,632,070
Recreation and Culture	7,940,376.....	8,096,411
Operating Transfers Out.....	1,000,000.....	1,000,000
Total Expenditures	\$64,266,169.....	\$65,737,538.

BE IT FURTHER RESOLVED, That the following listed revenues and appropriation Fund Balance of the Capital Projects Fund are **ANTICIPATED**:

	<u>2022/23</u>	<u>2023/24</u>
Taxes	\$7,074,000.....	\$7,156,000
Grants	2,320,000.....	280,000
Contributions	570,000.....	570,000
Charges for Services.....	326,000.....	326,000
Interest and Rents.....	36,600.....	36,600
Other	30,000.....	30,000
Operating Transfer-In	7,331,500.....	7,105,000
Total Revenues and Transfers	\$17,688,100.....	\$15,503,600
Appropriation (Surplus) of Fund Balance	8,709,700.....	3,471,130
Total Revenues, Transfers and Appropriations.....	\$26,397,800.....	\$18,974,730

BE IT FURTHER RESOLVED, That the tax rate for the Capital Projects Fund **SHALL BE** one and three thousand four hundred eighty-six ten-thousandths (1.3312) mills on the 2022 and 2023 taxable valuation.

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

	<u>2022/23</u>	<u>2023/24</u>
Finance.....	\$5,000	\$5,000
Building Operations	2,696,000	125,000
Police.....	929,500	565,000
Fire	1,715,000	1,000,000
Streets	14,250,000	12,425,000
Public Works.....	250,000	270,000
Parks	2,460,000	1,175,000
Recreation	2,010,000	1,610,000
Library	1,450,000	1,460,000
Nature Center.....	75,000	75,000
Museum.....	386,000	95,000
Debt and Other Financing Uses	<u>171,300</u>	<u>169,730</u>
Total Expenditures	<u>\$26,397,800</u>	<u>\$18,974,730</u>

BE IT FURTHER RESOLVED, That the tax rate for the Refuse Fund **SHALL BE** one and nine one-hundredths (1.09) mills on the 2022 taxable valuation and the 2023 taxable valuation.

BE IT FURTHER RESOLVED, That the Refuse Fund **SHALL BE** appropriated \$5,918,380 in 2022/23 and \$6,094,530 in 2023/24.

BE IT FURTHER RESOLVED, That the tax rate for the Library Fund **SHALL BE** one and nine one-hundredths and forty-two thousandths (1.0942) mills on the 2022 taxable valuation and the 2023 taxable valuation.

BE IT FURTHER RESOLVED, That the Library Fund **SHALL BE** appropriated \$5,921,700 in 2022/23 and \$6,144,300 in 2023/24.

Yes:

No:

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:

In accordance with the Rules of Procedure for the City Council:

Any person not a member of the City Council may address the Council with recognition of the Chair, after clearly stating the nature of his/her inquiry or comment. **NOTE TO THE PUBLIC:** *City Council requests that if you do have a question or concern, to bring it to the attention of the appropriate department(s) whenever possible. If you feel that the matter has not been resolved*

satisfactorily, you are encouraged to bring it to the attention of the City Manager, and if still not resolved satisfactorily, to the Mayor and Council.

- Petitioners of items that are included in the pre-printed agenda booklet shall be given a fifteen (15) minute presentation time that may be extended with the majority consent of City Council.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any Public Hearing item.
- Any member of the public, not a petitioner of an item, does not have the right to engage in discussion or debate with City Council during the Public Comment portions of the meeting.
- All members of the public who wish to address the Council at a meeting shall be allowed to speak only if they have signed up to speak within thirty minutes before or within fifteen minutes after the meeting's start time. Signing up to speak requires each speaker provide his or her name. If the speaker is addressing an item(s) that appears on the pre-printed agenda, then the speaker shall also identify each such agenda item number(s) to be addressed.
- City Council may waive the requirements of this section by a consensus of the City Council.
- Agenda items that are related to topics where there is significant public input anticipated should initiate the scheduling of a special meeting for that specific purpose.

Prior to Public Comment for Items On the Agenda, the Mayor may provide a verbal notification of the rules of decorum for City Council meetings or refer to the pre-printed agenda booklet, which will include the following language, as approved by City Council:

The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Anyone who wishes to address the Council is required to sign up to speak within thirty minutes before or within fifteen minutes of the start of the meeting. There are three Public Comment portions of the agenda. For Items On the Agenda, visitors can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the agenda. All other topics are addressed under Items Not on the Agenda. There is a timer on the City Council table in front of the Mayor that turns yellow when there is one minute of speaker time remaining, and turns red when the speaker's time is up. In order to make the meeting more orderly and out of respect, please do not clap during the meeting, and please do not use expletives or make derogatory or disparaging comments about any one person or group. If you do so, then there may be immediate consequences, including having the microphone turned off, being asked to leave the meeting, and/or the deletion of speaker comments for any re-broadcast of the meeting. Speakers should also be careful to avoid saying anything that would subject them to civil liability, such as slander and defamation. Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.

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 – Brownfield Redevelopment Authority; b) City Council Appointments – Building Code Board of Appeals, Charter Revision Committee, Parks and Recreation Board, Personnel Board, Traffic Committee

a) Mayoral Appointments:

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

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

Brownfield Redevelopment Authority

Appointed by Mayor

6 Regular Members

3 Year Term

Nominations to the Brownfield Redevelopment Authority:

Term Expires: 4/30/2024

Joseph Beyer

Term currently held by: Vacancy–Mr. Salgat resigned 10/15/19

Yes:

No:

b) City Council Appointments:

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

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

Building Code Board of Appeals

Appointed by Council

5 Regular Members: Three (3) Residents with background, training or experience in construction or similar trades; at least one shall be a professional structural or civil engineer of architectural engineering experience; Two (2) by Ordinance - City Manager and Oakland County Health Department Representative

5 Year Term

Nominations to the Building Code Board of Appeals:

Term Expires: 1/1/2025**Sande Frisen**

Term currently held by: Sande Frisen

Charter Revision Committee

Appointed by Council

7 Regular Members

3 Year Term

Nominations to the Charter Revision Committee:**Term Expires: 4/30/2024****Mark Bartnik**

Term currently held by: Mark Bartnik

Term Expires: 4/30/2024**Toby Buechner**

Term currently held by: Toby Buechner

Term Expires: 4/30/2024**Susan Matthews**

Term currently held by: William Murray

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 Board Member: 1 Year Term

Nominations to the Parks and Recreation Board:**Term Expires: 9/30/2022****Govindrajan Thattai**

Term currently held by: Julia (Judy) Baker – Resigned 3/1/2021

Personnel Board

Appointed by Council

5 Regular Members

3 Year Term

Nominations to the Personnel Board:**Term Expires: 4/30/2024****Jeffrey Forster**

Term currently held by: Jeffrey Forster

Term Expires: 4/30/2024**Pamela Gordon**

Term currently held by: Pamela Gordon

Term Expires: 4/30/2024**Jane Parpart**

Term currently held by: Jane Parpart

Traffic Committee

Appointed by Council

7 Regular Members

3 Year Term

Nominations to the Traffic Committee:**Term Expires: 1/31/2024****Abiramasundari Swaminathan**

Term currently held by: Donald Johnson-No Reappointment

Term Expires: 1/31/2024**Cynthia Wilsher**

Term currently held by: Cynthia Wilsher

Yes:

No:

I-2 Board and Committee Nominations: a) Mayoral Nominations – Brownfield Redevelopment Authority, Downtown Development Authority, Global Troy Advisory Committee, Local Development Finance Authority; b) City Council Nominations – Historic District Commission, Zoning Board of Appeals

a) Mayoral Nominations:Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

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

6 Regular Members

3 Year Term

Current Members:

Last Name	First Name	App/Resume Expire	Appointment Expire	Notes 2
Beyer	Joseph	10/26/2022	4/30/2024	
Gottlieb	Steven	11/24/2016	4/30/2022	
Kornacki	Rosemary	12/14/2022	4/30/2023	

Noguez-Ortiz	Carolina	12/19/2019	4/30/2023	GTAC exp 10/30/2022
Sweidan	Rami	4/28/2022	4/30/2023	
Vassallo	Joseph	3/27/2020	4/30/2021	

Nominations to the Brownfield Redevelopment Authority:**Term Expires: 4/30/2024**

Term currently held by: Joseph Vassallo

Interested Applicants:

Last Name	First Name	App/Resume Expire	Notes 1
Chanda	Hirak	12/30/2022	Hist. Dist. Comm exp 5/15/2021
Marrero-Laureano	Alexander	10/26/2022	
McGerty	Ryan	9/18/2022	
Rahman	Mahfuzur	9/24/2022	
Swaminathan	Abiramasundari	3/6/2022	

Downtown Development Authority

Appointed by Mayor
13 Regular Members
4 Year Term

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1	Notes 2
Baker	Ethan		11/13/2023	At Large	City Council exp. 11/13/2023; DDA; GTAC, LDFA
Blair	Timothy	6/17/2017	9/30/2023	In District	
Bush	Cheryl	7/13/2022	9/30/2024	In District	
Keisling	Laurence	9/11/2022	9/30/2024	At Large	
Kiriluk	Alan	9/29/2022	9/30/2024	In District	
Knollenberg	Martin	6/28/2021	9/30/2023	In District	
Koza	Kenny	9/18/2019	9/30/2021	In District	
MacLeish	Daniel	6/15/2019	9/30/2021	In District	
Reschke	Ernest	10/4/2020	9/30/2022	At Large	
Schroeder	Douglas	10/23/2016	9/30/2022	At Large	
Stone	David		9/30/2023	In District	
Tomcsik-Husak	Tara	9/22/2022	3/30/2024	In District	

Vacancy			9/30/2022	At Large	Ward Randol Jr. resigned 2/1/2021
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Nominations to the Downtown Development Authority:**Term Expires: 9/30/2022**

Term currently held by: Vacancy – Ward Randol Jr. resigned
2/1/2021

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 1	Notes 2
Ashland	David	11/14/2021	At Large	Liquor Adv Comm exp 1/31/2021
Beyer	Joseph	10/26/2022	In District	
Crawford	Timothy	6/26/2021	At Large	
Forster	Jeffrey	3/23/2023	At Large	Personnel Bd exp 4/30/2021
Goetz	John	3/4/2023	At Large	
Kornacki	Rosemary	12/14/2022	At Large	Brownfield Redev Auth exp 4/30/2023
McGerty	Ryan	2/25/2022	At Large	
Patel	Hitesh	3/23/2023	At Large	
Schick	Michael	12/22/2022	At Large	
Sekhri	Suneel	12/20/2021	At Large	
Sekhri	Arun	9/24/2022	At Large	
Shepherd	John	4/22/2021	At Large	
Singh	Inderpal	11/12/2021	At Large	
Vassallo	Joseph	3/4/2023	At Large	Brownfield Redev Auth exp 4/30/2021

Global Troy Advisory Committee

Appointed by Mayor
12 Regular Members
3 Year Term

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1
Baker	Ethan			Council Member
Bica-Grodsky	Lisa	9/23/2022	10/30/2023	
Burrus	MiVida	7/15/2018	10/30/2022	
Fakhoury	Awni	4/28/2018	10/30/2021	
Hao	Kaitlin		10/30/2022	

Lu	Allison	10/1/2022	7/31/2021	Student
Mohideen	Syeda	8/24/2020	10/30/2021	
Natcheva	Daniela	11/8/2021	10/30/2022	
Noguez-Ortiz	Carolina	12/19/2019	10/30/2022	Brownfield Redev Auth exp 4/30/2023
Sekhri	Suneel	12/20/2021	10/30/2021	
Tholakapalli	Arjun	4/10/2021	7/31/2020	Student
Vacancy			10/30/2020	Rebecca Chamberlain-Creangă resigned 2/26/2020
Vacancy			10/30/2020	Cathleen Francois requested No Reappointment
Zhou	Yudong	10/23/2021	10/30/2022	

Nominations to the Global Troy Advisory Authority:**Unexpired Term Expiring:
10/30/2023**

Term currently held by: Vacancy–Rebecca Chamberlain-Creangă resigned 2/26/2020

Term Expires: 10/30/2023

Term currently held by: Vacancy – Cathleen Francois – No Reappointment

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 1
Cicchini	Philippe	4/13/2023	
DiFalco	Melissa	12/2/2021	
Faiz	Iqbal	12/4/2022	
Fox	Tyler	11/15/2021	
Patel	Hitesh	3/23/2023	
Jones	Kelly	12/11/2021	Liquor Adv Comm exp 1/31/2023
MacDonell	Sharon	4/13/2023	
Marrero-Laureano	Alexander	10/26/2022	
McGee	Timothy	3/2/2023	
Patel	Hitesh	2/2/2023	
Rahman	Mahfuzur	9/24/2022	
Swaminathan	Abiramasundari	3/6/2022	
Sweidan	Rami	3/2/2023	

Local Development Finance Authority (LDFA)

Appointed by Mayor
5 Regular Members
Staggered 4 Year Term

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1	Notes 2
Baker	Ethan		11/13/2023	Alternate; City Council	City Council exp. 11/13/2023; DDA; GTAC, LDFA
Beltramini	Robin	7/17/2021	6/30/2022	Resident Member	Charter Rev Comm exp 4/30/2022
Hodorek	Ellen		11/8/2021	Alternate; City Council	City Council, LDFA exp 11/8/2021
Hunter	Daniel			Oakland County Designee	
Vacancy			6/30/2023	Resident Member	Paul V. Hoef resigned 4/27/2021
Vacancy			6/30/2024	Resident Member	D. Shield's term exp 6/30/2016 - No Reappointment
Vacancy			6/30/2024	Resident Member	John Sharp's unexpired term
Vitale	Nickolas	3/7/2021	6/30/2023	Resident Member	

Nominations to the Local Development Finance Authority (LDFA):**Term Expires: 6/30/2023****Resident Member**

Term currently held by: Vacant

Term Expires: 6/30/2024**Resident Member**

Term currently held by: Vacant

Term Expires: 6/30/2024**Resident Member**

Term currently held by: Vacant – Sharp's unexpired term

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 1
Crawford	Timothy	6/26/2021	
D'Aoust	Allen	5/23/2021	
DiFalco	Melissa	12/2/2021	
Rahman	Mahfuzur	9/24/2022	

Schick	Michael	12/22/2022	
Shepherd	John	4/22/2021	
Sweidan	Rami	4/28/2022	Brownfield Redev Auth exp 4/30/2023
Vassallo	Joseph	3/4/2023	Brownfield Redev Auth exp 4/30/2021
Yu	Fu-Shin	8/20/2021	

Yes:

No:

b) City Council Nominations:

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

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

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1	Notes 3
Adams	John Howard	3/12/2020	5/15/2021		
Chambers	Barbara	12/5/2021	3/1/2023	HC Recommendation	
Chanda	Hirak	3/22/2023	5/15/2021		Requests Reappointment
Dicker	Susanne Forbes	8/15/2022	3/1/2023		
McGee	Timothy	3/23/2020	5/15/2021		Requests Reappointment
Petrulis	Al	12/16/2021	3/1/2023	ACAB exp 9/30/2021; Traffic Comm. exp 1/31/2020	
Voigt	W. Kent	1/16/2021	3/1/2022	HC Recommendation	

Nominations to the Historic District Commission:

Term Expires: 5/15/2024

Term currently held by: John Howard Adams

Term Expires: 5/15/2024

Term currently held by: Hirak Chanda

Term Expires: 5/15/2024

Term currently held by: Timothy McGee

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 2
Cicchini	Philippe	4/13/2023	
Forster	Jeffrey	1/13/2022	Personnel Bd exp 4/30/2024
Jennings	Janet	8/12/2022	
MacDonell	Sharon	4/13/2023	

Zoning Board of Appeals

Appointed by Council

7 Regular Members; 2 Alternates

3 Year Term

Current Members:

Last Name	First Name	App Res Expire	Appointment Expire	Notes 1	Notes 3
Bossenbroek	Michael	4/27/2022	4/30/2023		
Clark	Glenn	4/21/2021	4/30/2021		
Desmond	Thomas	5/7/2017	4/30/2021		
Eisenbacher	David	3/16/2018	4/30/2022		
Green	Aaron	7/14/2022	4/30/2022		
Kaltsounis	Orestis Rusty	10/14/2022	1/31/2021	Alternate	Requests Reappointment
Kenkre	Mahendra	1/4/2023	1/31/2021	Alternate	Requests Reappointment
McCauley	James	1/12/2019	4/30/2023		
Rahman	Sadek	10/15/2022	12/31/2021		

Nominations to the Zoning Board of Appeals:**Term Expires: 1/31/2024****Alternate**

Term currently held by: Orestis Rusty Kaltsounis

Term Expires: 1/31/2024**Alternate**

Term currently held by: Mahendra Kenkre

Term Expires: 4/30/2024

Term currently held by: Glenn Clark

Term Expires: 4/30/2024

Term currently held by: Thomas Desmond

Interested Applicants:

Last Name	First Name	App Resume Expire	Notes 1
Abdullah	Nehar	2/3/2023	
Chambers	Barbara	12/4/2021	
Forster	Jeffrey	3/22/2023	
Frisen	Sande	12/4/2021	
Goetz	John	3/4/2023	
Hashmi	Amin	12/16/2021	
Patel	Hitesh	3/23/2023	
Premo	John	1/2/2022	
Sweidan	Rami	6/26/2021	

Yes:

No:

I-3 No Closed Session Requested**I-4 Budget Amendment and Standard Purchasing Resolution 4: Oakland County Purchasing Cooperative – Replacement of Electrical Service Line and Panel Located at the Sylvan Glen Golf Course (*Introduced by: Brian Goul, Recreation Director*)**Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for the Replacement of Electrical Service Line and Panel at Sylvan Glen Golf Course to *Shaw Service and Maintenance of Southfield, MI*, based on the Oakland County Purchasing Contract #005446 for an estimated cost of \$66,166 with a 15% contingency and not to exceed amount of \$76,090.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a budget amendment in the amount of \$76,090 to the Sylvan Glen Golf Course Buildings and Improvements General Repairs Capital Fund.

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

I-5 Bid Waiver – Storm Pipe Repairs (Introduced by: Kurt Bovensiepe, Public Works Director)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to *Trojan Development of Oxford, MI* to repair the damaged City of Troy storm drain behind 4493 Riverchase, for an estimated cost of \$15,074.84 as detailed in the proposal with a 10% contingency for additional repairs if necessary;

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

Yes:

No:

I-6 Standard Purchasing Resolution 2: Low Bidders Meeting Specifications – Town Center Public Space (Introduced by: Kurt Bovensiepe, Public Works Director)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **AWARDS** a contract to the low bidder meeting specifications; *Brix Corporation of Livonia, MI*, at the unit prices contained in the bid tabulation opened April 29, 2021, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, for an estimated cost of \$729,000 and a contingency amount of \$25,000. City Management also recommends awarding a contract to; *OHM Advisors, of Livonia, MI*, for the Construction Phase Services for a total estimated cost of \$96,000 but not to exceed budgetary limitations.

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.

Yes:

No:

I-7 Approval of the Troy Brownfield Redevelopment Authority (TBRA) Proposed Fiscal Year 2021/22 and Three-Year Budget (*Introduced by: Glenn Lapin, Economic Development Specialist*)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

WHEREAS, The Troy Brownfield Redevelopment Authority has adopted and recommends that City Council approve its proposed fiscal year 2021/22 Budget and Three-Year Budget;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Troy Brownfield Redevelopment Authority's Annual Budget for fiscal year July 1, 2021 through June 30, 2022 and Three-Year Budget.

Yes:

No:

I-8 Approval of the Joint Local Development Finance Authority Troy Subcommittee Proposed Fiscal Year 2021/22 and Three-Year Budget (*Introduced by: Glenn Lapin, Economic Development Specialist*)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

WHEREAS, The Joint Local Development Finance Authority Troy Subcommittee has adopted and recommends that City Council approve its proposed fiscal year 2021/22 Budget and Three-Year Budget;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Joint Local Development Finance Authority Troy Subcommittee Annual Budget for fiscal year July 1, 2021 through June 30, 2022 and Three-Year Budget.

Yes:

No:

I-9 Approval of the Troy Downtown Development Authority (TDDA) Proposed Fiscal Year 2021/22 and Three-Year Budget (*Introduced by: Mark F. Miller, City Manager*)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

WHEREAS, The Troy Downtown Development Authority has adopted and recommends that City Council approve its proposed fiscal year 2021/22 Budget and Three-Year Budget;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Troy Downtown Development Authority's Annual Budget for fiscal year beginning July 1, 2021 through June 30, 2022 and Three-Year Budget.

Yes:

No:

I-10 Amendment to Chapter 20, Water and Sanitary Sewer Rates, of the Troy City Code
(Introduced by: Robert Maleszyk, Chief Financial Officer)

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

BE IT RESOLVED, That Troy City Council hereby **AMENDS** Sections 5.01 and 5.02 of Chapter 20, Water and Sewer Rates, as recommended by City Administration; a copy of the amendments shall be **ATTACHED** to the original Minutes of this meeting.

Yes:

No:

I-11 State of Emergency (Introduced by: Robert J. Bruner, Assistant City Manager)

J. CONSENT AGENDA:

J-1a Approval of "J" Items NOT Removed for Discussion

Suggested Resolution

Resolution #2021-05-

Moved by

Seconded by

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

Yes:

No:

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

J-2 Approval of City Council Minutes

Suggested Resolution

Resolution #2021-05-

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

- a) City Council Minutes-Draft – April 26, 2021

J-3 Proposed City of Troy Proclamations:

Suggested Resolution

Resolution #2021-05-

- a) Proclamation for Mental Health Awareness Month – May, 2021
- b) Proclamation to Declare June 4, 2021 National Gun Violence Awareness Day in the City of Troy
- c) Proclamation in Recognition and Appreciation of the Troy Public Library on Their 50th Anniversary at the 510 W. Big Beaver Location

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Low Bidders Meeting Specifications - Snow Removal Services**

Suggested Resolution

Resolution #2021-05-

RESOLVED, That Troy City Council hereby **AWARDS** a contract to provide seasonal requirements of Snow Removal Services with an option to renew for two (2) additional seasons to *Xpert Lawn and Snow, of Warren, MI*, for Proposal (C) and to *Brantley Development, LLC, of Inkster, MI* for Proposal (D) at prices detailed and contained in the attached bid tabulation opened on April 1, 2021, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

J-5 Assessment of Delinquent Accounts

Suggested Resolution

Resolution #2021-05-

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

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

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

General Fund Invoices Including Penalties	\$ 61,192.77
Water & Sewer Accounts Including Penalties	649,351.79
Total	\$ 710,544.56

NOW, THEREFORE, BE IT RESOLVED, That the City Assessor is hereby **AUTHORIZED** to assess these delinquent accounts on the annual City Tax Roll.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

- a) May 24, 2021 – Zoning Ordinance Text Amendment (File Number ZOTA 254) – Cluster Square Footage
- b) May 24, 2021 – Zoning Ordinance Text Amendment (File Number ZOTA 255) – Transitions in NN (Neighborhood Node) Zoning District
- c) May 24, 2021 – Rezoning Request (File Number Z 2019-0039) – Proposed Addison Heights Subdivision Rezoning, East of Livernois, South Side of Arthur (Sidwell #88-20-27-307-033), Section 27, From P (Vehicular Parking) District to R-1E (One Family Residential) District

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. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Zoning Board of Appeals-Final – December 15, 2020
- b) Zoning Board of Appeals-Final – January 19, 2021
- c) Zoning board of Appeals-Final – March 16, 2021

O-2 Department Reports: None Submitted

O-3 Letters of Appreciation: None Submitted

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

O-5 Notice of Hearing for the Electric Customers of DTE Case No. U-20528

P. COUNCIL COMMENTS:

P-1 No Council Comments

Q. CLOSED SESSION

Q-1 No Closed Session

R. ADJOURNMENT:

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark F. Miller', with a stylized flourish at the end.

Mark F. Miller
City Manager

2021 SCHEDULED SPECIAL CITY COUNCIL MEETINGS:**2021 SCHEDULED REGULAR CITY COUNCIL MEETINGS:**

May 24, 2021	Regular Meeting
June 14, 2021	Regular Meeting
June 28, 2021	Regular Meeting
July 12, 2021	Regular Meeting
July 26, 2021	Regular Meeting
August 9, 2021	Regular Meeting
August 30, 2021	Regular Meeting
September 13, 2021	Regular Meeting
September 27, 2021	Regular Meeting
October 11, 2021	Regular Meeting
October 25, 2021	Regular Meeting
November 8, 2021	Regular Meeting
November 22, 2021	Regular Meeting
December 6, 2021	Regular Meeting
December 13, 2021	Regular Meeting



500 West Big Beaver
Troy, MI 48084
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B-01

CITY COUNCIL AGENDA ITEM

Date: May 6, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
M. Aileen Dickson, City Clerk

Subject: City Council Rules of Procedure
(Introduced by: M. Aileen Dickson, City Clerk)

History

City Council amended its Rules of Procedure (Resolution #2020-04-054) on April 13, 2020. Resolution #2020-04-054 amended the Rules of Procedure as follows:

21. WIRE COMMUNICATIONS BY AND TO COUNCIL MEMBERS DURING ANY MEETING OF COUNCIL:

Members of Council shall not engage in electronic communication with each other or a member of the public during a regular or special meeting. Electronic communication is defined as e-mail, text message, instant message, website, social media, blog posting, or any other form of communication transmitted or retrieved through the use of an electronic device. This rule does not apply to participation of a Council Member in a meeting via electronic means, subject to the approval of City Council for such participation.

April 13, 2020 Amendment: That as allowed by Council Rules of Procedure Rule 21, the Troy City Council hereby **ALLOWS** all Troy City Council Members to electronically participate in any Council meeting during the pendency of the declared State of Emergency. However, consistent with State of Michigan Executive Directive 2020-02 and Executive Order 2020-15, Council Members shall not use email, texting, instant messaging, or any other internet communication during the meeting.

Proposed Amendment

Replace this: *This rule does not apply to participation of a Council Member in a meeting via electronic means, subject to the approval of City Council for such participation.*

With this: *This rule does not apply to remote attendance and participation in meetings pursuant to the Open Meetings Act, as amended.*



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CITY COUNCIL AGENDA ITEM

5. REGULAR MEETINGS:

b) REGULAR MEETING ORDER OF BUSINESS:

See attached.

April 13, 2020 Amendment: As allowed by Council Rules of Procedure 18, the Troy City Council hereby AMENDS the Rules of Procedure for the duration of the declared state of emergency to modify the Order of the Agenda, as set forth in Rule 5b, to consolidate the Public Comment sections of the meeting.

Proposed Amendment

Replace this:

- F. Public Comment for Items on the Agenda
- G. City Council/City Administration Response/Reply to Public Comment
- L. Public Comment for Items Not on the Agenda
- M. City Council/City Administration Response/Reply to Public Comment

With this:

- F. Public Comment ~~for Items on the Agenda~~
- G. City Council/City Administration Response/Reply to Public Comment
- ~~L. Public Comment for Items Not on the Agenda~~
- ~~M. City Council/City Administration Response/Reply to Public Comment~~



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CITY COUNCIL AGENDA ITEM

15. MEMBERS OF THE PUBLIC AND VISITORS

See attached.

April 13, 2020 Amendment: As allowed by Council Rules of Procedure 18, the Troy City Council hereby AMENDS Council Rule of Procedure 15 for the duration of the declared emergency to provide for two methods for receiving Public Comment for virtual meetings. During this time, public comments can be submitted for the City Council meeting through email sent to: PublicComment@TroyMI.Gov, and timely emails will be administratively read at the City Council meeting. Public comments can also be submitted by calling and leaving a voicemail on the following phone number: 248-524-3302. Voicemails received prior to 4 pm on the day of a City Council meeting will be played at the meeting, in compliance with the Rules of Procedure.

Proposed Amendment

Replace this: *The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.*

With this:

Members of the public who wish to address an electronic meeting of the City Council are permitted to do so in one of three ways:

1. Public comments may be submitted via email to PublicComment@TroyMI.Gov. Email received before 4:00 PM on the day of the meeting will be read aloud during the meeting. Email comments are limited to three minutes.
2. Public comments may be submitted via voicemail by calling (248) 524-3302. Voicemail received before 4:00 PM on the day of the meeting will be played during the meeting. Voicemail comments are limited to three minutes.
3. Members of the public may attend the electronic meeting remotely and participate in a public comment period by following the instructions on the City's website. Those who wish to participate in a public comment period are asked to provide their name so they may be recognized by the City Clerk. If participating via video conferencing, click "Raise Hand" to be recognized or press star nine (*9) if participating via telephone. After you are recognized by the City Clerk, click "Unmute" or press star six (*6) on your phone to unmute yourself. Each member of the public will be allowed to speak for up to three (3) minutes.

Please direct your comments to the City Council as a whole rather than to any individual. Please do not use expletives or make derogatory or disparaging comments about any individual or group. If you do, there may be immediate consequences including being muted and having your comments omitted from any re-broadcast of the meeting. Please abide by these rules in order to minimize the possibility of disrupting the meeting.



RULES OF PROCEDURE FOR THE CITY COUNCIL CITY OF TROY, MICHIGAN

Adopted: ~~February 8~~May 10, 2021

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1. APPOINTMENT OF MAYOR PRO TEM:

The selection of Mayor Pro Tem shall rotate annually in the following order: Brooks, Erickson Gault, Chamberlain-Creanga, Hodorek, Abraham, Hamilton

2. CODE OF ETHICS:

a) CITY COUNCIL CODE OF ETHICS:

In November of each year, City Council shall thoroughly review its Code of Ethics at a City Council meeting, and thoughtfully consider and discuss its effectiveness and/or the need for any revisions. In November of each year, all City Council members shall agree to abide by the approved City Council Code of Ethics, and shall evidence this agreement by affixing their signature to a written copy of the Code of Ethics at the earliest opportunity, and providing an executed copy to the City Clerk. The Council Code of Ethics shall be prominently placed on the City's website and shall also be included in each City Council agenda meeting packet. City Council members shall hold themselves to the highest level of integrity.

b) BOARD AND COMMITTEE CODE OF ETHICS:

City Council shall review and revisit the Board and Committee Code of Ethics in November of each calendar year, and upon appointment, all Board and Committee members shall agree to abide by the adopted Board and Committee Code of Ethics, and shall evidence this agreement by affixing their signature to a written copy of the Code of Ethics at the earliest opportunity, and providing an executed copy to the City Clerk. A generic version of the Board and Committee Code of Ethics shall be prominently placed on the City's website which is applicable to all City Boards and Committees, and each meeting agenda packet shall also include the applicable Code of Ethics.

c.) ETHICS TRAINING:

At least one time per year, City Administration shall provide at least one hour of ethics and professional responsibility training to the Troy City Council and the Boards and Committees. City Administration can internally provide this training, or can enter into a contract with a qualified person or entity.

3. DESIGNATION OF ACTING MAYOR:

In the absence or disability of both the Mayor and the Mayor Pro Tem, the Council Member present who has served longest shall be designated Acting Mayor and shall perform the duties of the Mayor.

4. SPECIAL MEETINGS:

Special meetings may be called in accordance with the City Charter and the Open Meetings Act. Special meetings shall be held at 6:00 P.M. in the Council Board Room unless the written notice to each member of the Council provides for a different time and/or place.

a) SPECIAL MEETING AGENDAS:

The City Manager shall be responsible for the preparation of an agenda for each special meeting. The agenda packet, excluding material exempt from disclosure by state or federal statute, shall be posted on the City's website and distributed to the City Council at least eighteen (18) hours in advance of the meeting.

b) SPECIAL MEETING ORDER OF BUSINESS:

- A. Call to Order
- B. Roll Call
- C. Public Comment
- D. Business Stated in the Special Meeting Notice
- E. Other Business (Only with consent in accordance with City Charter Section 4.3).
- F. Adjournment

5. REGULAR MEETINGS:

Regular meetings shall be held at 7:30 P.M. in the Council Chambers. A schedule of regular meetings for the subsequent calendar year shall be adopted by resolution in accordance with the City Charter and the Open Meetings Act.

a) REGULAR MEETING AGENDAS:

The City Manager shall be responsible for the preparation of an agenda for each regular meeting. The agenda packet, excluding material exempt from disclosure by state or federal statute, shall be posted on the City's website and distributed to the City Council at least forty-eight (48) hours in advance of the meeting. When City Council meets in a closed session pursuant to MCL 15.268 (c), for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement, the collective bargaining agreement shall be identified on the agenda. When City Council meets in a closed session pursuant to MCL 15.268 (e), to consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, the specific pending litigation shall be identified on the agenda.

b) REGULAR MEETING ORDER OF BUSINESS:

- A. Call to Order
- B. Roll Call
- C. Certificates of Recognition and Special Presentations

- D. Carryover Items
- E. Public Hearings
- F. Public Comment ~~for Items On the Agenda~~
- G. City Council/City Administration Response/Reply to Public Comment
- H. Postponed Items
- I. Regular Business
- J. Consent Agenda
- K. Memorandums and Future Council Agenda Items
- ~~L. Public Comment for Items Not on the Agenda~~
- ~~M. City Council/City Administration Response/Reply to Public Comment — Any Responses/Replies will be provided after all persons have finished addressing City Council~~
- N.L. Council Referrals - Items appearing under Council Referrals are items intended for City Council action that are brought forward by the Mayor or Council Members in accordance with the Rules of Procedure
- O.M. Reports
- P.N. Council Comments - Items for the good of the order brought forward by Mayor and Council
- Q.O. Closed Session
- R.P. Adjournment

6. BROADCASTING OF CITY COUNCIL MEETINGS:

All regular meetings of the City Council will be broadcast on the City's government access cable channel and/or made available through online streaming or similar media formats.

7. MINUTES:

The draft City Council meeting minutes will be available on the City's website prior to their inclusion in the next regular agenda packet. The requested approval of the minutes will be included on the Consent Agenda.

8. PROCLAMATIONS AND CONGRATULATORY CERTIFICATES:

City Council receives requests for proclamations to honor or celebrate milestones or achievements of Troy residents and businesses, and also to raise awareness of certain events or causes. Proclamations are intended to positively impact the community and convey an affirmative message to Troy residents, and are discretionary. Any person requesting a proclamation for presentation at a regular City Council meeting shall submit a written request to the City Manager or his/her designee. Proclamations must be approved by City Council at a regular meeting preceding the requested presentation date. If a presentation is requested, the proclamation will be included under the topic of Certificates of Recognition and Special Presentations.

Congratulatory certificates are public announcements made by City Council at ribbon cutting ceremonies, grand openings and other events outside of regular City Council meetings. Any request for such a congratulatory certificate should be submitted to the City Manager or his/her designee in advance of the planned business celebration and will not require City Council action.

9. RECONSIDERATION OF RESOLUTIONS:

A motion to reconsider any vote of the Council may be made by either side of the voted motion and shall require the affirmative vote of the majority of the Council Members elect. A motion to reconsider can be made only if no action was taken as a result of the previous vote. If such a motion to reconsider passes, and new information has been brought forward, then any member of Council may move to take action on the motion that is to be reconsidered, and any such motion would pass by an affirmative vote of the majority of the Council Members elect.

10. RESCISSION OF RESOLUTIONS

Rescission of any vote of the Council shall require the affirmative vote of the majority of the Council Members elect only if no action was taken as a result of the previous vote.

11. PUBLIC HEARINGS:

Public hearings will be held after required notice has been provided. The City Council may upon affirmative vote of a majority of its members "continue" said hearing at a future date designated in the resolution, without the necessity of re-notification. If the City Council elects to continue the public hearing it will appear in the designated meeting agenda under the topic of Public Hearings.

12. CONSENT AGENDA:

The Consent Agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the Consent Agenda. Any Council Member may remove an item from the Consent Agenda and have it considered as a separate item. Any item(s) so removed from the Consent Agenda shall be considered after approval of the motion for all non-removed items on the consent portion of the agenda. Public comment on Consent Agenda items will be permitted pursuant to the Rules of Procedure.

13. APPOINTMENTS TO BOARDS AND COMMITTEES:

a) MAYORAL APPOINTMENTS:

The Mayor shall, with City Council concurrence, appoint members of the following boards or committees as governed by state statute or city ordinances: Board of Review, Brownfield Redevelopment Authority, Civil Service Commission (Act 78), Downtown Development Authority, Economic Development Corporation, Global Troy Advisory Committee, Local Development Finance Authority, Planning Commission, Volunteer Firefighter Incentive Board

b) CITY COUNCIL APPOINTMENTS:

The Mayor Pro Tem shall contact candidates or incumbents for City Council appointments to determine their interest in being nominated or reappointed. Any Council Member, but usually the Mayor Pro Tem, may put forth nominees to the following boards or committees: Animal Control Appeal Board, Building Code Board of Appeals, Charter Revision Committee, Election Commission, Historic District Commission, Liquor Advisory Committee, Municipal Building Authority, Parks and Recreation Board, Personnel Board, Retiree Health Care Benefits Plan & Trust, SOCRRA, SEMCOG, Sustainable Design Review Committee, Traffic Committee, Zoning Board of Appeals

c) NOMINATIONS:

The Mayor or any Council Member desiring to nominate a person for appointment to a board, commission, or committee shall submit the person's name for nomination at a regular meeting during the item Board and Committee Nominations. The person's name will be placed on the agenda for the next regular meeting under the item Board and Committee Appointments. A brief summary of background and personal data as to nominee's qualifications (or a resume) should be submitted on or before the time of nomination, except that such a resume shall not be required for the re-nomination of a current board or commission member, or if the Council unanimously agrees that a resume is not necessary. In the event that more nominees are put forth than positions available, the City Clerk will conduct a roll call vote.

14. CITY COUNCIL REPRESENTATION ON BOARDS AND COMMITTEES:

a) SEMCOG (Southeastern Michigan Council of Governments) Representation:

The Mayor and City Council shall appoint one delegate and one alternate to serve on the SEMCOG General Assembly for a term of two-years expiring at 7:30 PM on the Monday following the City Council general election.

b) SOCRRA (South Oakland County Resource Recovery Authority) Representation:

The Mayor and City Council shall appoint one delegate and one alternate to serve on the SOCRRA Board for a term of one-year expiring on June 15th.

c) No member of the City Council shall serve on any committee, commission or board of

the City of Troy, except the Retirement System Board of Trustees, Retiree Health Care Benefits Plan and Trust, Volunteer Firefighter Incentive Plan & Trust, Global Troy Advisory Committee, Downtown Development Authority and Local Development Finance Authority (LDFA), unless membership is required by ordinance, statute or the City Charter.

- d) Because quasi-judicial boards and commissions are appointed by Council, and make recommendations to the Council, these recommendations should be made independent of the influence of individual Council Members. As a result, members of City Council shall not appear before or attend meetings of City boards or commissions if they are not appointed members of the City board or committee.

15. MEMBERS OF THE PUBLIC AND VISITORS:

Any person not a member of the City Council may address the Council with recognition of the Chair, after clearly stating the nature of his/her inquiry or comment. **NOTE TO THE PUBLIC:** *City Council requests that if you do have a question or concern, to bring it to the attention of the appropriate department(s) whenever possible. If you feel that the matter has not been resolved satisfactorily, you are encouraged to bring it to the attention of the City Manager, and if still not resolved satisfactorily, to the Mayor and Council.*

- Petitioners of items that are included in the pre-printed agenda booklet shall be given a fifteen (15) minute presentation time that may be extended with the majority consent of City Council.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any Public Hearing item.
- Any member of the public, not a petitioner of an item, does not have the right to engage in discussion or debate with City Council during the Public Comment portions of the meeting.
- All members of the public who wish to address the Council at a meeting shall be allowed to speak only if they have signed up to speak within thirty minutes before or within fifteen minutes after the meeting's start time. Signing up to speak requires each speaker provide his or her name. If the speaker is addressing an item(s) that appears on the pre-printed agenda, then the speaker shall also identify each such agenda item number(s) to be addressed.
- City Council may waive the requirements of this section by a consensus of the City Council.
- Agenda items that are related to topics where there is significant public input anticipated should initiate the scheduling of a special meeting for that specific purpose.

Prior to Public Comment for Items On the Agenda, the Mayor may provide a verbal notification of the rules of decorum for City Council meetings or refer to the pre-printed agenda booklet, which will include the following language, as approved by City Council:

Members of the public who wish to address an electronic meeting of the City Council are permitted do so in one of three ways:

1. Public comments may be submitted via email to PublicComment@TroyMI.Gov. Email received before 4:00 PM on the day of the meeting will be read aloud during the meeting. Email comments are limited to three minutes.

2. Public comments may be submitted via voicemail by calling (248) 524-3302. Voicemail received before 4:00 PM on the day of the meeting will be played during the meeting. Voicemail comments are limited to three minutes.
3. Members of the public may attend the electronic meeting remotely and participate in a public comment period by following the instructions on the City's website. Those who wish to participate in a public comment period are asked to provide their name so they may be recognized by the City Clerk. If participating via video conferencing, click "Raise Hand" to be recognized or press star nine (*9) if participating via telephone. After you are recognized by the City Clerk, click "Unmute" or press star six (*6) on your phone to unmute yourself. Each member of the public will be allowed to speak for up to three (3) minutes.

Please direct your comments to the City Council as a whole rather than to any individual. Please do not use expletives or make derogatory or disparaging comments about any individual or group. If you do, there may be immediate consequences including being muted and having your comments omitted from any re-broadcast of the meeting. Please abide by these rules in order to minimize the possibility of disrupting the meeting.

~~The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Anyone who wishes to address the Council is required to sign up to speak within thirty minutes before or within fifteen minutes of the start of the meeting. There are three Public Comment portions of the agenda. For Items On the Agenda, visitors can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the agenda. All other topics are addressed under Items Not on the Agenda. There is a timer on the City Council table in front of the Mayor that turns yellow when there is one minute of speaker time remaining, and turns red when the speaker's time is up. In order to make the meeting more orderly and out of respect, please do not clap during the meeting, and please do not use expletives or make derogatory or disparaging comments about any one person or group. If you do so, then there may be immediate consequences, including having the microphone turned off, being asked to leave the meeting, and/or the deletion of speaker comments for any re-broadcast of the meeting. Speakers should also be careful to avoid saying anything that would subject them to civil liability, such as slander and defamation. Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.~~

16. RULES OF ORDER:

Robert's Rules of Order Newly Revised, as clarified by the City Clerk, is hereby adopted, except as modified by these Rules of Procedure, the Charter, or the City Code.

17. ABSENCES AT COUNCIL MEETINGS:

Members of Council who are unable to attend a Council meeting and desire an excused absence shall notify the City Attorney or City Manager of their absence in writing as soon as possible prior to the meeting and indicate the reason for the absence. The reason shall be

entered in the proceedings of the Council at the time of each absence.

18. SUSPEND RULES:

The Rules of Procedure may be waived by a simple majority vote, unless specifically noted that a consensus of City Council is sufficient.

19. COUNCIL DISCUSSION:

No member of Council shall speak a second time on any item under discussion until all other members desiring to speak on that item have been heard. No member of Council shall be allowed to speak for more than five (5) minutes at a time.

20. AGENDA ITEMS SUBMITTED BY COUNCIL MEMBERS:

Timely submitted agenda items that, in the City Manager's judgment, do not require a professional opinion from City Administration, will be placed on the next regular agenda for City Council action. These items include, but are not limited to proclamations and celebratory matters. If the City Manager believes that City Council could benefit from additional input from City Administration prior to voting on a referral, then the next regular agenda will contain only a resolution directing City Administration to provide additional input to accompany the Council referral for a future City Council meeting.

21. WIRE COMMUNICATIONS BY AND TO COUNCIL MEMBERS DURING ANY MEETING OF COUNCIL:

Members of Council shall not engage in electronic communication with each other or a member of the public during a regular or special meeting. Electronic communication is defined as e-mail, text message, instant message, website, social media, blog posting, or any other form of communication transmitted or retrieved through the use of an electronic device. *This rule does not apply to remote attendance and participation in meetings pursuant to the Open Meetings Act, as amended.* ~~This rule does not apply to participation of a Council Member in a meeting via electronic means, subject to the approval of City Council for such participation.~~

**PROCLAMATION
ASIAN AND PACIFIC ISLANDER HERITAGE MONTH
MAY 2021**

WHEREAS, The City of Troy is one of the most diverse communities in the State of Michigan, with over 80 languages spoken in homes across its neighborhoods and businesses, and over 27% of its residents of Asian descent, and

WHEREAS, The vast diversity of languages, religions, and cultural traditions of Asian Americans and Pacific Islanders continues to strengthen the fabric of American society and within our Troy community; and

WHEREAS, From the arrival of the first Asian and Pacific Islander immigrants more than 150 years ago to those who arrive today, as well as those native to the Hawaiian Islands and to our Pacific Island territories, all possess the common purpose of fulfilling the American dream and leading a life bound by the American ideals of life, liberty, and the pursuit of happiness; and

WHEREAS, During **Asian and Pacific Islander Heritage Month**, we remember the challenges and celebrate the achievements that define our history. Asian Americans and Pacific Islanders have endured and overcome hardships and heartaches; and

WHEREAS, Amidst these struggles, Asian Americans and Pacific Islanders have contributed in great and significant ways to all aspects of society. They have created works of literature, music, and art, thrived as American athletes, and prospered in the world of academia. Asian Americans and Pacific Islanders have played a vital role in our Nation's economic and technological growth by establishing successful enterprises and pushing the limits of science; and

WHEREAS, They are serving in positions of leadership within the government more now than ever before, and along with all of our great service men and women, they have defended and served the United States with valor from threats at home and abroad;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Troy hereby proclaim the **Month of May 2021 as Asian and Pacific Islander Heritage Month**; and

BE IT FURTHER RESOLVED, That we invite all Troy residents to recognize and celebrate the vital role Asian Americans and Pacific Islanders have played in our Nation's history, as well as their outstanding achievements today and into the future.

Presented this 10th day of May 2021.

**PROCLAMATION
DO SOMETHING GOOD FOR YOUR NEIGHBOR DAY
MAY 16, 2021**

WHEREAS, **Do Something Good for Your Neighbor Day** was established in 2010 as a way to bring individuals together to spread love and kindness to all neighborhoods; and

WHEREAS, Founder Starr Valentino created this global-wide effort to unite humanity and has worked tirelessly to spread a message of performing acts of kindness across the United States; and

WHEREAS, During the past year our country has faced difficult times and daunting challenges from a world pandemic to economic turmoil. The vision for **Do Something Good for Your Neighbor Day** is to bring everyone closer together even while socially distancing, and

WHEREAS, Our community has always come together spreading love and acts of kindness and this was especially true since the start of the pandemic in March of 2020. Our Troy School District put out the call for their Bridge the Gap program to ensure that no person in Troy went hungry due to loss of jobs and income related to the pandemic; and

WHEREAS, We saw so many residents and businesses donating paper products and food which was distributed weekly, serving tens of thousands of daily meals for more than a year now. People volunteer their time and talents to help in any way possible to lend a hand to their Troy neighbors; and

WHEREAS, This past fall, a total of 145 volunteers from Troy and Athens High Schools - Project Lead, Student Council, and National Honor Society, St. Anastasia Catholic Church, Troy Rotary Club, Total Package Hockey Center, MYVA Group, and five Troy families raked 50 yards for seniors without the means to perform this work; and

WHEREAS, From elementary and middle school students coming up with creative ways to help their neighbors to high school students holding their annual Spirit Week to raise money for worthy nonprofit organizations, to a talented young musician playing music from a pedalboat in one of Troy's small lakes to make people smile, to residents sewing masks and caps and restaurants bringing food to our health care heroes, our entire community continues to **Do Something Good for Our Neighbors** each and every day; and

WHEREAS, It is a blessing to have a good neighbor, but it is an even greater blessing to be a good neighbor;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Troy hereby proclaim **May 16, 2021 as Do Something Good for Your Neighbor Day in the City of Troy**; and

BE IT FURTHER RESOLVED, That we invite all Troy residents to do something good for their neighbor and take a moment out of this day to bring people together through a show of love and care throughout our community.

Presented this 10th day of May 2021.

**PROCLAMATION
NATIONAL POLICE MEMORIAL WEEK
MAY 9 – 15, 2021**

WHEREAS, In 1962, President John F. Kennedy signed a proclamation which designated May 15 as Peace Officers Memorial Day and the week in which that date falls as National Police Memorial Week. Currently, tens of thousands of law enforcement officers from around the world converge on Washington, DC to participate in a number of planned events which honor those that have paid the ultimate sacrifice; and

WHEREAS, Our law enforcement officers are the guardians of life and property; defenders of the individual right to be free; warriors in the battle against crime; and are dedicated to the preservation of life and property; and

WHEREAS, The City of Troy honors the valor, service, and dedication of all Police Officers, and publicly salutes the service of each and every one of our own Troy Police Officers;

NOW, THEREFORE, BE IT RESOLVED, That the Mayor and City Council of the City of Troy hereby proclaims **May 9 – 15, 2021 as Police Week** in the City of Troy, and call upon all our citizens to make every effort to express appreciation to these men and women who are willing to sacrifice their lives, if necessary, to guard us and our loved ones against all who would violate the law; and

BE IT FURTHER RESOLVED, That we invite all citizens to reflect and remember four Troy Police Officers, **Charles Smetana, Martin Chivas, Charles Mulvihill, and William McCabe** who lost their lives in service to our community. These men will forever be remembered for their ultimate sacrifice.

Presented this 10th day of May 2021.



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager
Robert J Bruner, Assistant City Manager

From: Robert Maleszyk, Chief Financial Officer
Lisa Burnham, Controller

Subject: Adoption of the 2021/22 Annual and Three-Year City Budget

Attached is a resolution to formally adopt both the 2021/22 annual City budget and three-year budget, as discussed at the Special City Council meeting on April 19th.

The budget resolution reflects a total millage rate of 10.0154 mills for the 2021/22 through 2023/24 fiscal years. Final millage rate requirements can be summarized as follows:

	<u>2021/22</u>	<u>2022/23</u>	<u>2023/24</u>
General Operating	6.5000	6.5000	6.5000
Capital	1.3312	1.3312	1.3312
Refuse	1.0900	1.0900	1.0900
Library	1.0942	1.0942	1.0942
Debt	<u>0.0000</u>	<u>TBD</u>	<u>TBD</u>
Total Millage Rate	10.0154	10.0154	10.0154



500 West Big Beaver
Troy, MI 48084
troymi.gov

I-04

CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Robert C. Maleszyk, Chief Financial Officer
Lisa Burnham, Controller
Kurt Bovensiep, Public Works Director
Dennis Trantham, Facilities and Ground Operation Manager
Brian Goul, Recreation Director
Emily Frontera, Purchasing Manager

Subject: Budget Amendment and Standard Purchasing Resolution 4 – Oakland County Purchasing Cooperative - Replacement of Electrical Service Line and Panel located at the Sylvan Glen Golf Course (Introduced by Brian Goul, Recreation Director)

History

- Established in 1922 Sylvan Glen is a traditional tree lined golf course offering four sets of tees, ranging from 5,000 to 6,700 yards.
- In 2008, Billy Casper Golf (now Indigo Golf) was awarded a management contract for Troy's two golf courses.
- The original 500-foot electrical service line that travels south along Square Lake Road from a DTE pole to a restroom building on the golf course, needs to be replaced.
- The service line provides the electrical needs including lighting for the restrooms located between the #3 and #16 greens. These restrooms happen to be the only restroom facilities actually on the course. The service line failure has resulted in the loss of lighting and is considered a matter of life and safety.
- The existing electrical service line has been repaired multiple times over the years resulting in numerous splices leaving the current electrical service unreliable. Due to the number of splices it is not recommended to repair the line but rather to replace it.

Purchasing

- Pricing for the Service Line and Panel Replacement at Sylvan Glen Golf Course including all labor, materials and equipment has been secured from *Shaw Service and Maintenance of Southfield, MI* as per the attached proposal S210423001 and through the Oakland County Cooperative Contract #005446.
- City Council authorized participation in the Cooperative Purchasing Programs on November 9, 2020 (Resolution #2020-11-165-J-8).
- The estimated total cost of the project would be \$66,166 with a 15% contingency and not to exceed amount of \$76,090.



500 West Big Beaver
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CITY COUNCIL AGENDA ITEM

Financial

This project will require a budget amendment to the Sylvan Glen Buildings and Improvements General Repairs Capital Fund account in the amount of \$76,090. Expenditures will be charged to account number 584.788.7975.900.

Recommendation

City management recommends awarding a contract to *Shaw Service and Maintenance of Southfield, MI* for the Replacement of the Electrical Service Line and Panel at Sylvan Glen Golf Course for an estimated cost of \$66,166 with a 15% contingency not to exceed budgetary limitations, as detailed in the attached proposal and as per the Oakland County Cooperative Contract #005446. It is also recommended that City Council approve a budget amendment to the Sylvan Glen Building and Improvements General Repairs Capital Fund Account in the amount of \$76,090. The award is contingent upon the contractor's submission of properly executed insurance documents and all other specified requirements.



Proposal & Scope of Work

Date: 4/30/2021

Proposal ID: S210423001

TO: Dennis Trantham

FROM: Mark A Fethers

City of Troy
4695 Rochester Road
Troy, MI 48065

PROJECT: City of Troy Sylvan Glen Golf Course New Feeders

Shaw Service and Maintenance Contacts

Mark Fethers, Service Manager	Direct (248) 228-2019 Cell (248) 345-9538 mfethers@shawsi.com
Dispatch	Direct (248) 228-2028
After Hours Emergency Number	(877) 370-7076
Service Email	service@shawsi.com

Included	Excluded		Included	Excluded	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Use Tax	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Payment & Performance Bonds
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Electrical Permit Costs & Fees	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Overtime Costs
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Fire Division Inspection Fees	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Temperature Controls
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Building Permit Fees	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Patching &/or repair of holes in walls or floors

This Proposal is based upon Shaw Service & Maintenance's Standard Terms and Conditions (see Page 2) unless otherwise indicated below.

SCOPE OF WORK:

Furnish and install (1) new 200A Single Phase Meter Can
Furnish and install (1) new 200A Single Phase Disconnect (Service Entrance Rated) fused at 100A
Furnish and install (1) new Meter Rack Unistrut Assembly remote from Utility Pole.
Furnish and install new ground rod and correct bonding of current service.
Furnish and install (1) New NEMA 3R 100A Single Phase Panel mounted on exterior of building.
Furnish and install necessary conduit and wire to connect existing circuits to new panel location.
Provide underground directional boring with 2" HDPE from utility pole to building ~500' with 2 hand holes for pulling points and future access.
Furnish and install 100A Feeders including grounded and grounding conductors from new Service to new sub panel.
Furnish and install (1) new bonding conductor to incoming main water of building within 3' of entry point to new sub panel

Labor	: \$29,347.00
Equipment	: \$1,269.00
Material	: \$17,087.00
Boring	: \$18,462.15
Offering Price	: \$66,166.00

EXCLUSIONS & ASSUMPTIONS:

Existing Panel location is not NEC code compliant for working clearances and grounding posing an electrical hazard. Relocation required to meet required working clearances. Additional grounding and bonding required to meet NEC article 250
Work is expected to be performed during Monday through Friday during normal working hours excluding holidays.
Quoted as time and material not to exceed
DTE Budget for connections not included. Customer should have ~\$1,000.00 contingency for DTE costs.
Pricing per Oakland County contract 5446

Mark A Fethers

Shaw Service & Maintenance



Proposal & Scope of Work

Standard Terms & Conditions

1. Payment terms are monthly progress payments net 30 days due.
2. The offering price is valid for 30 days. Shaw Service & Maintenance reserves the right to extend this term without notice.
3. Subcontract terms and conditions are subject to review and approval prior to award of a subcontract to Shaw Service & Maintenance.
4. Terms are pending approval by Shaw Service & Maintenance credit manager.
5. This Proposal is based on the schedule and time durations presented at time of bid. A change in schedule shall constitute a change in scope of work.
6. All equipment furnished is F.O.B. shipping points with freight allowed to jobsite.
7. The price includes a warranty as specified in the Bid Documents. No other warranty is expressed or implied.

22100 TELEGRAPH RD SOUTHFIELD MICHIGAN 48033
PHONE: 248-228-2000 FAX: 248-228-2080

www.shawelectric.com

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22100 Telegraph
Southfield, MI 48033
Phone: (248) 228-2000
Fax: (248) 228-2080

CITY OF TROY BULLETIN BREAKDOWN

PROJECT: CITY OF TROY		SHAW PROJECT #:	S210423001
QUOTE FOR: Sylvan Glen Golf Course New Feeder		SHAW MMS RFC #:	
DATED: 4/25/2021		SHAW REVISION #:	0
DESCRIPTION: New Service and Feeders Sylvan Glen Golf Course			
PLANS ISSUED: n/a			
SPECS. ISSUED: "			
SKETCHES ISSUED: "			
QTY ELEC/TECH DWGS ISSUED: 0			
MATERIAL	Materials		\$9,428
		0	\$4,965
		0	
	0%		\$0
	MI USE TAX @ 6%		\$864
	MARKUP 12%		\$1,831
	MATERIAL TOTAL		\$17,087
DIRECT INSTALLATION LABOR COST - PER ATTACHED SHEETS			
	0 HOURS @ Straight	\$ 82.00	\$0
	120 HOURS @ "	\$ 97.00	\$11,640
	136 HOURS @ "	\$ 119.00	\$16,184
	0 HOURS @ Time & 1/2	\$ 105.00	\$0
	0 HOURS @ "	\$ 130.00	\$0
	0 HOURS @ "	\$ 151.00	\$0
	0 HOURS @ Double	\$ 130.00	\$0
	0 HOURS @ "	\$ 164.00	\$0
	0 HOURS @ "	\$ 189.00	\$0
SUPERVISION - 5% OF DIRECT LABOR HOURS (DETAILING, LOGISTICS) or PER ATTACHED SHEETS AS DIRECT LABOR			
	12.8 HOURS @ Straight	\$ 119.00	\$1,523
	0 HOURS @ "		\$0
	0 HOURS @ Time & 1/2		\$0
	0 HOURS @ "		\$0
	0 HOURS @ Double		\$0
	0 HOURS @ "		\$0
	0%	INCREASE RATES FOR NON DAY SHIFT/FUTURE RATES	\$0
	LABOR TOTAL		\$29,347
DJE EQUIPMENT - LARGE OR SPECIAL TOOLING			
	MAN LIFTS / SNORKEL LIFTS / SCAFFOLDING / FALL PROTECTION		\$0
	RIGGING / HOISTING / LULL / FORKLIFT		\$0
	CONCRETE		\$225
	MEGGER, PHASE ROTATION METER		\$100
	RIGID CUTTING, THEREADING AND BENDING EQUIPMENT		\$0
	EXCAVATION EQUIPMENT		\$350
	PERMIT		\$250
			\$0
ENGINEERING / DOCUMENT MAINTENANCE			
	4 HOURS	\$ 86.00	\$344
	0 HOURS	\$ 80.00	\$0
	0 HOURS	\$ 65.00	\$0
DIRECT JOB EXPENSES / SMALL TOOLS / SAFETY / CONSUMMABLES / FIRST AID			
	AS PERCENT @ 0.0%	OF LABOR ABOVE TOTAL	\$0
	or AS ITEMIZED ON THE DJE CHECKLIST SHEET (Page 2 of 2)		\$0
	DIRECT JOB EXPENSES TOTAL		\$1,269
			\$47,704
	0%		\$0
SUBCONTRACTORS			
	POSTIVE ENERGY DIRECTIONAL BORING		\$17,583
	x		\$0
	x		\$0
	x		\$0
	SUBCONTRACTOR TOTAL		\$17,583
	FEE ON SUBS @ 5%		\$879
PLM BOND / INSURANCE COSTS			
			\$0
TOTAL PRICE FOR THIS QUOTATION			\$66,166



500 West Big Beaver
Troy, MI 48084
troymi.gov

I-05

CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Lisa Burnham, Controller
Kurt Bovensiep, Public Works Director
Scott Carruthers, Street & Drains Operations Manager
Emily Frontera, Purchasing Manager

Subject: Bid Waiver – Storm Pipe Repairs (Introduced by: Kurt Bovensiep)

History

The City of Troy operates and maintains over 535 miles of storm sewer lines that service the property owners and residents of Troy. Most of the repairs and maintenance activities are performed by city staff. However, in some cases, the scope of work requires the division to utilize contractors to complete a repair to limit the time and disruption to the abutting property owners.

A repair was identified adjacent to a private inline pond project that a current Oakland County Water Resource Commission approved contractor, Trojan Development, is completing. Since Trojan Development has access through the privately-owned pond and is willing to use this access to make the necessary repairs on the City of Troy's storm line, it would cause less disruption to the abutting property owners.

Trojan Development provided a proposal to complete the necessary repairs on the city's storm line using its current contract pricing for the Oakland County Water Resource Commission to the City of Troy for a total cost of \$15,074.84. This is estimated to be half the cost if the city would have completed the work using city staff.

Purchasing

Trojan Development is a contractor that completes projects for the Oakland County Water Resource Commission and they have provided a cost consistent with its Oakland County Water Resource Commission contract to the City of Troy. A bid waiver is recommended as this is the only company that has access through private property to the City of Troy's storm line that requires repair.

Financial

Funds are budgeted and available in the Streets and Drains Division operating budget for the 2021 fiscal year. Expenditures will be charged to account number 101.447.23.515.7802.070.



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Recommendation

City Management recommends, in the best interest of the City, that the bid process be waived and a contract be awarded to *Trojan Development Company, Inc. of Oxford, MI* to perform repairs to the City's storm drain on the portion of the Rouge River that is west of 4493 Riverchase for a total cost of \$15,074.84 and further recommends a 10% contingency totaling an additional \$1,500.00 be authorized if necessary.

Trojan Development Company, Inc.

2260 Metamora Rd., Oxford , MI 48371

P.O.Box 534

General Contractors

4/18/2021

Oak River Dam/Greek Meadows Stream Bank Stabilization

City of Troy

Attn: Scott Carruthers

E-mail: scott.carruthers@troy.mi.gov

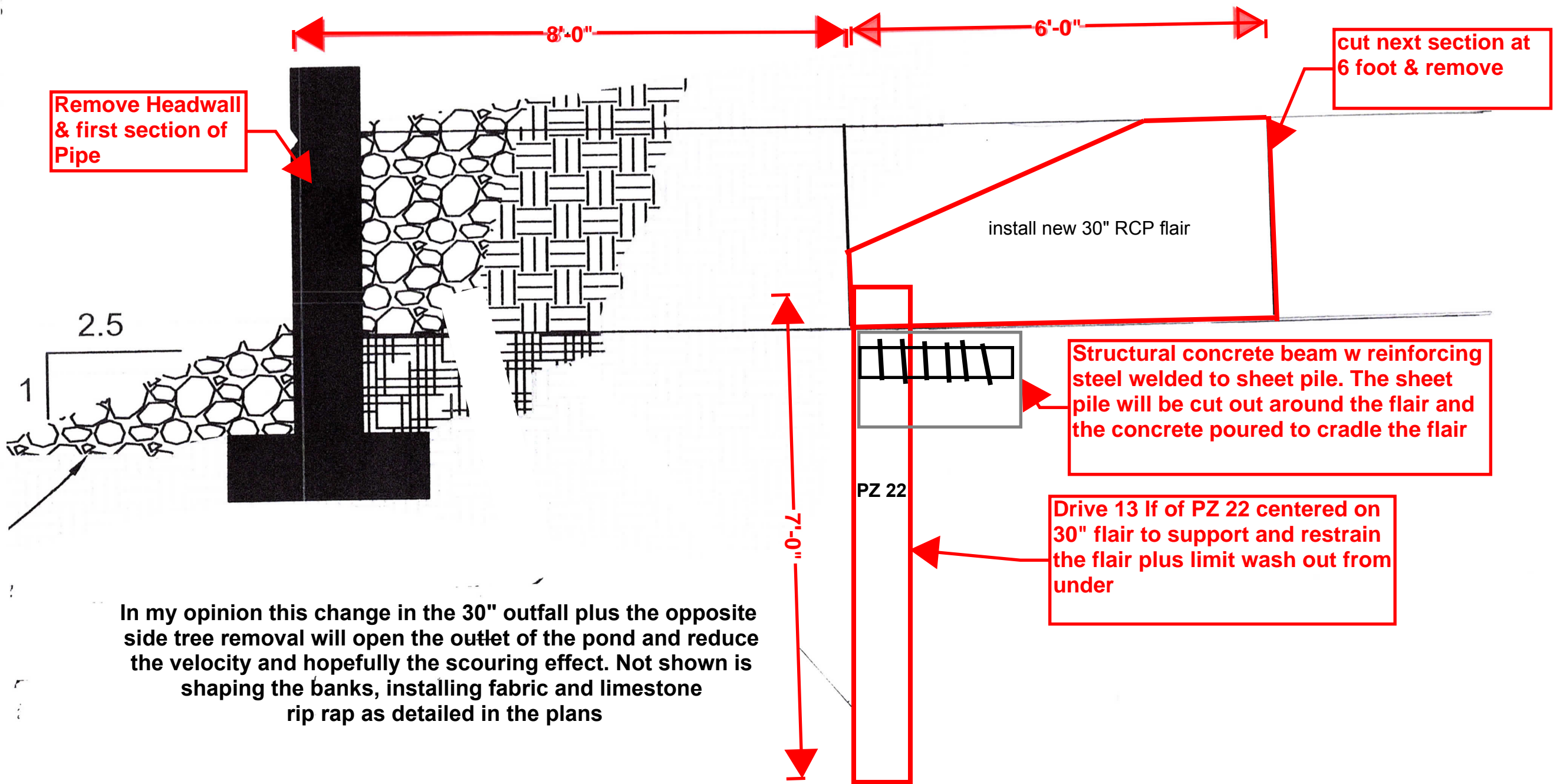
Re: Quotation

Request for Proposal - Segment # 3 - 30" Storm Sewer outfall repair

Work Description: City of Troy, Segment 3 - Repair 30" storm outfall & 30' of bank repair					
Mobilize & demob. (shared cost). Set 325 long arm excavator in Greek Meadows pond on mats to reach for removals & Installations. Demo headwall and 14' of pipe with 314 cat. & haul off. Drive 13' of 7' long PZ22 from invert of flair's end down, perpendicular to run & centered on the flair. Cut out for flair, weld rebar ties to the sheet pile and tie resteel beam below top of sheets and under the flair. Set new 30" flair with boot connection. Pour concrete under flair and against sheet pile. Reshape the bank for smooth transition from pond to river, install fabric and a combination of heavy and medium limestone rip rap.			Operating/unit/ installation cost	Hourly Rental/labor rates	Totals
Foreman @ \$61.19/hr	18	hr		\$ 61.19	\$ 1,101.42
Operator @ \$51.65/hr	20	hr		\$ 51.65	\$ 1,033.00
Truck Driver @ \$37.10/hr	20	hr		\$ 37.10	\$ 742.00
Laborer @ \$35.95/hr	36	hr		\$ 35.95	\$ 1,294.20
Peterbilt 357 - 450hp	18	hr	\$ 47.86	\$ 31.30	\$ 1,424.88
40 foot flat bed float Trailer	5	hr	\$ 4.91	\$ 8.36	\$ 66.35
Rear dump Trailer	12	hr	\$ 4.41	\$ 9.86	\$ 171.24
Cat 325L Long arm excavator	10	hr	\$ 61.07	\$ 94.25	\$ 1,553.20
Cat 314 excavator	6	hr	\$ 30.83	\$ 53.36	\$ 505.14
GMC Truck 3/4 ton	6	hr	\$ 17.15	\$ 10.20	\$ 164.10
Sheet pile PZ 22 (13' hor. Wall by 7' deep)	91	sf	\$ 18.65	\$ -	\$ 1,697.15
30" RCP flair	1	1s	\$ 725.00		\$ 725.00
Concrete & resteel	1	ls	\$ 549.00		\$ 549.00
TAK TL12 Track Skidster	6	hr	\$ 18.23	\$ 32.30	\$ 303.18
Meduim to heavy limestone rip rap & fabric	40	tn	\$ 23.75	\$ -	\$ 950.00
Remove tree & stump	1	ls	\$ 120.00		\$ 120.00
Mobilize and demobilize 33%	1	ls	\$ 650.00		\$ 650.00
Wood mats	1	ls	\$ 350.00	\$ -	\$ 350.00
	Sub Total				\$ 13,399.86
The above rates are thew same as our contract with WRC	12.5% Markup				\$ 1,674.98
	New Outfall Total				\$ 15,074.84

Greek Meadows Stream Bank Stabilization

Trojan Development Company, Inc.
Rough sketch of possible repair to 30" outfall
4/16/2021





500 West Big Beaver
Troy, MI 48084
troymi.gov

I-06

CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Robert C. Maleszyk, Chief Financial Officer
Lisa Burnham, Controller
Kurt Bovensiep, Public Works Director
Emily Frontera, Purchasing Manager

Subject: Standard Purchasing Resolution 2: Low Bidders Meeting Specifications– Town Center Public Space (Introduced by: Kurt Bovensiep)

History

The Troy Community Center officially opened in 2002 after purchasing the property where the former Troy High School was located from Troy School District. The abutting property around the old school was redesigned and replaced with what is now the Community Center parking lot. The northern lot, which is adjacent to Town Center Drive, did not require redesign as it did not impact the new Community Center. Therefore, the northern lot remained in its original condition and functioned as an overflow lot for large events. Over the last several years, the lot has fallen in disrepair and has been closed to the general public to reduce any liability risk. The lot was only used for city staff purposes and a staging area for the carnival rides at Troy Daze.

Although the original intent of the project was to create an environmentally sustainable parking lot, the discussions created an opportunity to create a community space. The community space concept was presented to the Parks and Recreation Board and City Council, where both expressed support of the concept.

The Troy City Council approved the expenditure of Capital Funds to engage OHM Advisors of Livonia, MI, which is one of the City's professional service engineering firms, to complete the necessary engineering documents based on the conceptual design (Resolution #2021-01-014).

Once the engineering was completed by OHM Advisors it was decided to separate the bid into two proposals, base bid for the major construction and pedestrian bridge, recognizing the permitting to cross the drain with a pedestrian bridge could delay the project. The bid also requested respondents to indicate a cost reduction if used aluminum conductors in place of the copper conductors for the electrical.

Purchasing

The current contract with OHM Advisors was adopted by City Council in 2017 for engineering and design services (Resolution #2017-06-105-J-4a). Under the current contract pricing, OHM proposes a Construction Phase Services fee of \$96,000. Services will include the administration, oversight, and any necessary testing of the project.



500 West Big Beaver
Troy, MI 48084
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CITY COUNCIL AGENDA ITEM

Purchasing (continued)

On April 29, 2021, a bid opening was conducted as required by City Charter and Code for the Town Center Drive Public Space Project. The bid was posted on the Michigan Inter-governmental Trade Network (MITN) website; www.mitn.info. Eight (8) companies attended the Pre-Bid meeting which was held on April 14, 2021. Three (3) bid responses was received. Below is a detailed summary of potential vendors:

Companies notified via MITN	855
Troy Companies notified via MITN	17
Troy Companies - Active email notification	16
Troy Companies - Active Free	1
Companies that viewed the bid	231
Troy Companies that viewed the bid	3

***MITN** provides a resourceful online platform to streamline the procurement process, reduce costs, and make it easier and more transparent for vendors to do business with the City of Troy.*

***Active MITN** members with a current membership and paying annual dues receive automatic electronic notification which allows instant access to Bids, RFPS and Quote opportunities with the City.*

***Active MITN non-paying members** are responsible to monitor and check the MITN website for opportunities to do business with the City.*

***Inactive MITN member** status can occur when a company does not renew their account upon expiration. Inactive members cannot be notified of solicitations or access any bid information.*

After reviewing the bid responses, Brix Corporation of Livonia, MI, was low bidder meeting specifications for the base bid amount of \$729,000, \$147,000 for the pedestrian bridge, and a reduction of \$4,000 for the use of aluminum conductors. After careful review, it is being recommended to award *Brix Corporation of Livonia, MI* for the major construction/base bid portion of the project and delay the installation of the pedestrian bridge and not accept the reduction in cost for the use of aluminum conductors.

Financial

Funds are available in Capital Fund – Park – Civic Center Skate Park/Parking Demo with an associated project number of 2021C0051 and a budgeted amount of \$500,000 for the 2021 Fiscal Year. Additional funding is available in the Fiscal Year 2022 Capital Budget in the amount of \$550,000. Since this project is scheduled to be constructed in two Fiscal Years, it is likely a future budget amendment will be necessary to roll any unused funds from Fiscal Year 2021 to the 2022 Fiscal Year.

Recommendation

City Management recommends awarding a contract to *OHM Advisors, of Livonia, MI*, for the Construction Phase Services for a total estimated cost of \$96,000 but not to exceed budgetary limitations. City Management also recommends awarding a contract to low bidder meeting specifications *Brix Corporation of Livonia, MI* at the unit prices contained in the bid tabulation opened April 29, 2021 for an estimated cost of \$729,000 and a contingency amount of \$25,000, which totals the available budget of \$850,000.

April 28, 2021

Mr. Kurt Bovensiepe
City of Troy
Public Works Director
4693 Rochester Rd.
Troy, MI 48085

RE: Proposal for Construction Phase Services
Town Center Public Space

Dear Mr. Bovensiepe:

With the completion of design and bidding phases, this project will be under construction soon. We understand the City of Troy desires to have OHM Advisors assist with the oversight of the project during construction. This letter presents our proposed scope of services for contract administration, construction field services, and testing.

SCOPE OF SERVICES

Our Scope of Services for this work will be completed as three tasks with a schedule starting in May 2021 and Final Completion of the project anticipated to be September of 2021.

Task 1: Contract Administration

Contract administration services will begin immediately following the award of a contract to a contractor. OHM will provide organized information to outline the progress of the project from contractor initiation to completion of final punch list items.

- ▶ Organize and schedule Pre-Construction meeting on-site with contractor, sub-contractor(s) and Owner's representative(s) and other project stakeholders to coordinate project delivery, schedules, meetings and dates of importance.
- ▶ Provide review of Shop Drawings, Product Data and Samples for the purpose of conformance with the intent of the Construction Documents.
- ▶ Review and monitor Contractor's construction schedule
- ▶ Provide responses to field questions and Request for Information (RFIs).
- ▶ Organize and schedule bi-weekly progress meetings with contractor, sub-contractor and owner's representative to review project, coordinate open issues and construction schedule. (estimated 6 progress meetings for project)
- ▶ Project engineer to coordinate field testing and staking schedules with contractor while on-site and schedule accordingly.
- ▶ Prepare Proposal Requests and Construction Change Directives and authorize minor changes that do not affect the Contract Sum and/or Contract Time.
- ▶ Prepare and process Change Orders for City review and approval
- ▶ Coordination of DTE Application for new service
- ▶ Review and Certify the contractor's Application for Payment, monthly?
- ▶ Prepare and perform a final punchlist walk through with the contractor and an owner representative(s).
- ▶ Coordinate with Contractor to determine the dates of Substantial Completion and Final Completion.
- ▶ Confirm the completion of the final punchlist.



- ▼ Prepare and submit record drawings to City

Task 2: Construction Observation Services

This task includes on site construction observation by an OHM Construction Technician performed during the construction phase of the project.

- ▼ OHM construction technician to provide full-time observation during excavation, grading, utility installation, paving, and part-time observation during restoration activities.
- ▼ OHM representative will communicate observed deficiencies with the contractor on-site
- ▼ Prepare daily construction observation reports documenting work completed each day noting field installed conditions and any variance to the design.

Task 3: Field Testing

This task includes testing services performed during the construction phase of the project.

- ▼ OHM will utilize G2 Consulting for Construction material testing. OHM to coordinate timing and required tests for completion of work; OHM will review reports for specification compliance. G2 will perform their services, as needed and directed by OHM Advisors

Task 4: Staking

The construction staking work performed will be performed one-time for the site improvements, as requested by the Contractor. OHM Advisors anticipates that the effort will consist of construction staking for the concrete and asphalt pavement, curb and gutter, storm sewer, sidewalk, and light poles and other miscellaneous items.

- ▼ Service elements include:
 - Establish/Verify Horizontal & Vertical Control
 - Review Construction Plans and Create Staking Alignments
 - Provide Construction Staking as requested

COMPENSATION & SCHEDULE

OHM Advisors will perform the outlined services above based on hourly basis not to exceed, in accordance with our current contract with the City. The following are the estimated costs for the project:

TASK	FEE	SCHEDULE
Task 1: Contract Administration Services	\$25,000	12 Weeks
Task 2: Construction Observation Services	\$43,000	12 Weeks
Task 3: Testing	\$10,000	12 Weeks
Task 4: Staking	\$18,000	12 Weeks
TOTAL	\$96,000	12 Weeks

ASSUMPTIONS, EXCLUSIONS & OWNER RESPONSIBILITIES

OHM Advisors is prepared to complete the work as outlined above per our understanding of the project, which includes the following assumptions, exclusions and identified Owner responsibilities.

- ▼ OHM Advisors point of contact for this project is Kurt Bovensiep.
- ▼ Pedestrian bridge is not included in Construction Observations Services if outside 12 week schedule.
- ▼ Estimated observation hours on-site is 360 hours based on a 12 week construction schedule.
- ▼ Pedestrian bridge is not included in Staking task fee.



- ▼ Existing and/or As-built Cross Sections
- ▼ Quantity Calculations
- ▼ Re-staking due to contractor errors and miscommunications.

ACCEPTANCE

Work will be done in accordance with the terms and conditions of the Continuing Services Agreement between OHM and the City. If this proposal is acceptable to you, please provide signature below or e-mail confirming us to proceed on the project.

Thank you for giving us the opportunity to be of service. We look forward to working with you on this project. This proposal is valid for 60 days from the date of this letter.

Orchard, Hiltz, & McCliment, Inc.

CONSULTANT



(Signature)

Christopher Ozog, AIA

(Name)

Project Manager

(Title)

April 28, 2021

(Date)

City of Troy

OWNER

(Signature)

(Name)

(Title)

(Date)

Cc: Rhett Gronevelt, Principal, OHM Advisors

Opening Date: 04/29/2021
Date Reviewed: 04/29/2021

CITY OF TROY
BID TABULATION
TOWN CENTER PARKING LOT PROJECT

ITB-COT 21-27
Page 1 of 1

VENDOR NAME:	Brix Corporation	WCI Contractors, Inc.	Warren Contractors & Development, Inc.
CITY:	Livonia, MI	Detroit, MI	Shelby Twp., MI
CHECK NUMBER:	2251895	1554484	1608910937
CHECK AMOUNT:	\$10,000.00	\$10,000.00	\$10,000.00
PROPOSAL: Provide all labor, materials, tools, equipment and supervision required for the furnishing and installing of all work herein described and/or shown on the drawings and as per all bid specifications for the TOWN CENTER DRIVE PUBLIC SPACE PROJECT AT THE TROY COMMUNITY CENTER.			
BASE BID PRICE:	\$729,000.00	\$767,800.00	\$833,000.00
ALTERNATES:			
	AMOUNT (Add/Deduct/No Change/Not Applicable)	AMOUNT (Add/Deduct/No Change/Not Applicable)	AMOUNT (Add/Deduct/No Change/Not Applicable)
Alternate No. 01: Pedestrian Bridge:	\$147,000.00	\$187,500.00	\$165,000.00
Alternate No. 02: Electrical Conductors:	(\$4,000.00)	(\$4,000.00)	(\$4,000.00)
TOTAL WITH ALTERNATES:	\$872,000.00	\$951,300.00	\$994,000.00
UNIT PRICES:			
	PRICE PER UNIT	PRICE PER UNIT	PRICE PER UNIT
Unit Price No. 01: Excavation and Haul Off of Excessive Material	\$20.00/cyd	\$20.00	\$20.00
Unit Price No. 02: Subgrade Undercut	\$20.00/cyd	\$74.00	\$80.00
Unit Price No. 03: Aggregate Base	\$55.00/cyd	\$36.00	\$25.00
Attended Pre-Bid Meeting:	Y or N	Y	Y
Hours of Operation:		8AM - 5PM	8AM - 4PM
24 Hr. Phone Number:		313-965-0000	248-330-8663
Proposed Payment Schedule:		30-day Pay apps	Monthly AIA Invoices
Provided References:	Y or N	Y	Y
Can Provide Insurance:	Y or N	Y	Y
Payment Terms:		30 days	Net 30
Warranty:		1-year	1 year or per contract specifications
Completion:		9/10/21 (w/o bridge)	Not Specified
Exceptions:		Qualifications page included in documents	None
Acknowledgement:	Y or N	Y	Y
Addendums:	Y or N	Y	Y
Allowance Form Included:	Y or N	Y	Y
Forms:	Y or N	Y	Debarment Certification missing

Attest:
(*Bid Opening conducted via a Go-To Meeting)
Kurt Bovensiep
Dennis Trantham
Heather Chomiak
Jackie Ahlstrom

Emily Frontera
Purchasing Manager



CITY COUNCIL AGENDA ITEM

Date: April 28, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Robert Maleszyk, Chief Financial Officer
Glenn Lapin, Economic Development Specialist

Subject: Approval of the Troy Brownfield Redevelopment Authority (TBRA) Proposed Fiscal Year 2021/22 and Three-Year Budget

The Troy Brownfield Redevelopment Authority (TBRA) recommended approval of its proposed 2021/22 and Three-Year Budget at the April 20, 2021 TBRA meeting. City management recommends that City Council approve the TBRA's proposed 2021/22 and Three-Year Budget.



Brownfield Redevelopment Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

Introduction

The Brownfield Redevelopment Financing Act, Act 381 of 1996, authorized the City of Troy to create the Troy Brownfield Redevelopment Authority (TBRA), which occurred on January 18, 1999. The purpose of the TBRA is to implement Brownfield Plans, create Brownfield redevelopment zones, promote revitalization, redevelopment and reuse of distressed properties within the City. Furthermore, the TBRA may utilize tax increment financing to assist redevelopment.

The TBRA shall consist of not less than five (5) persons and not more than nine (9) persons who serve for three year terms, and are appointed by the Mayor and approved by City Council.

The three year budget contains six active Brownfield plans as follows: Plan #4 for the TCF Bank Branch; Plan #6 for the MJR Troy Grand Digital Cinema 16; Plan #7 for the Regency at Troy (Ciena Healthcare); Plan #8 for the Somerset Shops; Plan #9 for the Uptown Apartments (formerly Midtown Apts.); and Plan #10 for the Harrison Poolside Troy Apartments.



Brownfield Redevelopment Authority

County of Oakland, State of Michigan

2021/22 through 2023/24
Budget

	2020 Actual	2021 Estimated	2021 Budget	2022 Budget	2023 Budget	2024 Budget
REVENUE						
Property Taxes-TCF	\$ 3,250	\$ 3,380	\$ 3,380	\$ 3,560	\$ 3,670	\$ 3,790
Property Taxes-MJR	78,653	78,430	78,430	63,370	-	-
Property Taxes - Somerset Shops	8	12,250	12,250	18,140	18,970	19,820
Property Taxes - Regency at Troy	270	-	-	-	56,960	181,940
Property Taxes - Uptown Apts.	5,101	-	-	62,920	64,490	66,070
Property Taxes - Harrison-Troy PS Apts.	388	-	-	-	-	-
Interest Income	15,582	6,000	4,000	4,000	6,000	8,000
Total Revenues	103,252	100,060	98,060	151,990	150,090	279,620
EXPENDITURES						
Administrative Expenses	5,600	5,700	5,700	5,800	5,900	6,000
Audit Fees	1,800	1,800	1,880	1,880	1,920	1,950
Payment to TCF Bank	3,250	3,380	3,380	3,560	3,670	3,790
Payment to MJR	-	-	-	-	-	-
Payment to Somerset Shops		12,250	12,250	18,140	18,970	19,820
Payment to Regency at Troy		-	-	-	56,960	181,940
Payment to Uptown Apts.	-	-	-	62,920	64,490	66,070
Payment to Harrison-Troy PS Apts.				-	-	-
Other expenditures	1,489	300	300	300	300	300
TOTAL - EXPENDITURES	12,139	23,430	23,510	92,600	152,210	279,870
Change in Fund Balance	91,113	76,630	74,550	59,390	(2,120)	(250)
BEGINNING FUND BALANCE	606,124	697,237	697,237	773,867	833,257	831,137
ENDING FUND BALANCE	\$ 697,237	\$ 773,867	\$ 771,787	\$ 833,257	\$ 831,137	\$ 830,887

Revolving Fund/Fund Balance

Beginning Balance	\$ 341,565	\$ 420,218	\$ 420,218	\$ 498,648	\$ 562,018	\$ 562,018
Loan payments from MJR	78,653	78,430	78,430	63,370	-	-
Ending Balance	420,218	498,648	498,648	562,018	562,018	562,018
Unassigned Fund Balance	277,019	275,219	273,139	271,239	269,119	268,869
Total Fund Balance	\$ 697,237	\$ 773,867	\$ 771,787	\$ 833,257	\$ 831,137	\$ 830,887



Brownfield Redevelopment Authority

County of Oakland, State of Michigan

Tax Capture and Millage 2021/22 through 2023/24

	2022 Budget	2023 Budget	2024 Budget
<u>TCF Bank (TCF)(BR4)</u>			
Base Taxable Value	\$ 197,940	\$ 197,940	\$ 197,940
Taxable Value	373,080	378,676	384,356
Captured Taxable Value	175,140	180,736	186,416
TCF Bank Tax Revenues	3,560	3,670	3,790
<u>MJR Theater (MJR)(BR6)</u>			
Base Taxable Value	\$ 1,025,640	\$ -	\$ -
Taxable Value	4,143,600	-	-
Captured Taxable Value	3,117,960	-	-
MJR Theater Tax Revenues	63,370	-	-
<u>Somerset Shops (SSS)(BR8)</u>			
Base Taxable Value	\$ 1,843,250	\$ 1,843,250	\$ 1,843,250
Taxable Value	2,735,700	2,776,736	2,818,387
Captured Taxable Value	892,450	933,486	975,137
Somerset Shops Tax Revenues	18,140	18,970	19,820
<u>Regency at Troy (MSC)(BR7)</u>			
Base Taxable Value	\$ 879,840	\$ 879,840	\$ 879,840
Taxable Value	685,900	3,682,380	9,832,380
Captured Taxable Value	-	2,802,540	8,952,540
MSC Tax Revenues	-	56,960	181,940
<u>Uptown Apts. (MTA)(BR9)</u>			
Base Taxable Value	\$ 2,032,700	\$ 2,032,700	\$ 2,032,700
Taxable Value	5,128,880	5,205,813	5,283,900
Captured Taxable Value	3,096,180	3,173,113	3,251,200
MTA Tax Revenues	62,920	64,490	66,070
<u>Harrison Troy Poolside Apt (HTA)(BR10)</u>			
Base Taxable Value	\$ 368,620	\$ 368,620	\$ 368,620
Taxable Value	368,620	368,620	368,620
Captured Taxable Value	-	-	-
HTA Tax Revenues	-	-	-
Total Tax Revenues	\$ 147,990	\$ 144,090	\$ 271,620



Brownfield Redevelopment Authority

County of Oakland, State of Michigan

Tax Capture and Millage
2021/22 through 2023/24

	2022 Budget	2023 Budget	2024 Budget
Millage Rates			
City Less Debt Service	10.0155	10.0155	10.0155
County	4.5785	4.5785	4.5785
Community College	1.5177	1.5177	1.5177
Oakland County Transportation	0.9847	0.9847	0.9847
Intermediate School District	3.2267	3.2267	3.2267
Total	20.3231	20.3231	20.3231



Brownfield Redevelopment Authority

County of Oakland, State of Michigan

MJR Revolving Loan Schedule

Year	MJR Revolving Fund Debt Service						MJR Interest and Admin Fees				Totals	
	Beginning Balance	Interest (3%)	Admin Fees (1%)	Less Payments on Principal	Less Payments on Interest/Admin	Ending Balance	Interest Paid	Interest Outstanding	Admin Paid	Admin Outstanding	MJR Paid on LSRRF	Total Paid Tax MJR
2014/2015	463,495	13,905	4,635		(1,917)	480,118	1,917	11,988	-	4,635	1,917	13,502
2015/2016	480,118	14,404	4,801	(55,349)	(35,828)	408,146	26,392	-	9,436	-	91,177	91,177
2016/2017	408,146	12,244	4,081	(75,006)	(10,354)	339,111	10,354	1,890	-	4,081	85,360	85,360
2017/2018	339,111	10,173	3,391	(81,090)	-	271,585	-	12,063	-	7,472	81,090	81,090
2018/2019	271,585	8,148	2,716	(65,283)	(14,032)	203,134	14,032	6,179	-	10,188	79,315	79,315
2019/2020	203,134	6,094	2,031	(54,161)	(24,492)	132,606	12,273	-	12,219	-	78,653	78,653
2020/2021	132,606	3,978	1,326	(73,126)	(5,304)	59,480	3,978	-	1,326	-	78,430	78,430
2021/2022	59,480	1,784	595	(59,480)	(2,379)	-	1,784	-	595	-	61,859	63,370
Total		70,730	23,576	(463,495)	(94,306)		70,730		23,576		557,801	570,897



500 West Big Beaver
Troy, MI 48084
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I-08

CITY COUNCIL AGENDA ITEM

Date: April 28, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Robert Maleszyk, Chief Financial Officer
Glenn Lapin, Economic Development Specialist

Subject: Approval of the Joint Local Development Finance Authority Troy Subcommittee
Proposed Fiscal Year 2021/22 and Three-Year Budget

The Joint Local Development Finance Authority Troy Subcommittee (LDFA) recommended approval of its proposed 2021/22 budget at the April 26, 2021 LDFA meeting. City management recommends that City Council approve the LDFA's proposed 2021/22 and Three-Year Budget.



Local Development Financing Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

Introduction

Troy's Local Development Finance Authority, as established by The Local Development Financing Act, Act 281 of 1986, Section 125.2151, is composed of seven members and appointed for four-year terms by the Mayor subject to the approval of City Council.

The Authority's primary objective is to encourage local development to prevent conditions of unemployment and to promote economic growth; to provide for the establishment of local development finance authorities and to prescribe their powers and duties; to provide for the creation of a board to govern an authority and to prescribe its powers and duties; to provide for the creation and implementation of development plans; to authorize the acquisition and disposal of interests in real and personal property; to permit the issuance of bonds and other evidences of indebtedness by an authority; to prescribe powers and duties of certain public entities and state officers and agencies; to reimburse authorities for certain losses of tax increment revenues; and to authorize and permit the use of tax increment financing.

In 2003, the City of Troy established the Automation Alley SmartZone. In 2017, the SmartZone was extended for an additional 15 years. Central to the SmartZone was the designation of an area as a certified technology park. This 75-acre zone was created as a Local Development Finance Authority (LDFA). The tax increment will be used to fund infrastructure for the Automation Alley SmartZone. Initially funds were used to establish Automation Alley and its technology accelerator program. Funds are provided to Automation Alley for operational assistance of the technology accelerator. Automation Alley is a nonprofit manufacturing and technology business association and Michigan's Industry 4.0 knowledge center, with a global outlook and a regional focus. The organization connects industry, academia and government to fuel Michigan's economy and accelerate innovation. Automation Alley offers programs, resources and knowledge to help members grow and prosper in the digital age.



Local Development Financing Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

	2020 Actual	2021 Estimated	2021 Budget	2022 Budget	2023 Budget	2024 Budget
REVENUE						
Property Taxes	\$ 148,207	\$ 185,000	\$ 173,600	\$ 206,430	\$ 201,310	\$ 199,150
State Revenue Sharing-EMPP	59,109	51,815	40,000	40,000	40,000	40,000
Interest Income	5,191	1,400	100	100	100	100
Total Revenues	212,507	238,215	213,700	246,530	241,410	239,250
EXPENDITURES						
Automation Alley - Operations	124,178	110,000	112,896	132,510	129,354	127,980
Infrastructure	-	75,264	75,264	88,340	86,236	85,320
Tax Tribunals/Tax Refunds	(787)	-	-	-	-	-
Administrative Services	5,000	5,000	5,000	5,100	5,200	5,300
Marketing Costs (Membership)	17,500	17,500	17,500	17,500	17,500	17,500
Audit Fees	-	2,040	2,040	2,080	2,120	2,150
Other	-	1,000	1,000	1,000	1,000	1,000
TOTAL - EXPENDITURES	145,891	210,804	213,700	246,530	241,410	239,250
Change Before Other Financing	66,616	27,411	-	-	-	-
BEGINNING FUND BALANCE	62,917	129,533	129,533	156,944	156,944	156,944
ENDING FUND BALANCE	\$ 129,533	\$ 156,944	\$ 129,533	\$ 156,944	\$ 156,944	\$ 156,944

Captured Taxable Value

	2021/22 Taxable	2022/23 Taxable	2023/24 Taxable
Industrial Real Property			
Real Base Taxable Value	\$ 13,016,380	\$ 13,016,380	\$ 13,016,380
Real Taxable Value	16,777,140	17,028,797	17,284,229
Industrial Real Captured Value	3,760,760	4,012,417	4,267,849
Commercial Personal Property			
Personal Base Taxable Value	545,070	545,070	545,070
Personal Taxable Value	1,677,220	1,702,378	1,727,914
Commercial Personal Property Captured Value	1,132,150	1,157,308	1,182,844
Industrial Personal Property			
Personal Base Taxable Value	885,930	885,930	885,930
Personal Taxable Value	3,377,040	2,701,632	2,161,306
Commercial Personal Property Captured Value	2,491,110	1,815,702	1,275,376
Total Captured Value	\$ 7,384,020	\$ 6,985,427	\$ 6,726,069
Tax Revenues			
Industrial Real Revenues	\$ 126,770	\$ 135,260	\$ 143,870
Commercial Personal Revenues	27,230	27,830	28,440
Industrial Personal Revenues	52,430	38,220	26,840
Total Revenues	\$ 206,430	\$ 201,310	\$ 199,150



Local Development Financing Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

Millage Rates	Oakland	City		School	*1/2 School	1/2	Community	Hold	State	
	County	(Less Debt)	OCPTA	OP	OP-12	ISD	College	Harmless	Education	Total
Industrial Real	4.57850	10.01550	0.98470	-	9.00000	1.61330	1.51770	-	6.00000	33.70970
	4.57850	10.01550	0.98470	3.00000	-	1.61330	1.51770	2.33750	-	24.04720
Commercial Personal										
Industrial Personal	4.57850	10.01550	0.98470	-	-	1.61330	1.51770	2.33750		21.04720



500 West Big Beaver
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I-09

CITY COUNCIL AGENDA ITEM

Date: April 28, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Robert Maleszyk, Chief Financial Officer
Glenn Lapin, Economic Development Specialist

Subject: Approval of the Troy Downtown Development Authority (TDDA) Proposed Fiscal Year 2021/22 and Three-Year Budget

The Troy Downtown Development Authority (TDDA) recommended approval of its proposed 2021/22 and Three-Year Budget at the April 21, 2021 TDDA meeting. City management recommends that City Council approve the TDDA's proposed 2021/22 and Three-Year Budget.



Downtown Development Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

Introduction

In order to prevent further deterioration and to encourage economic development of the Downtown District, the City of Troy established the Downtown Development Authority of the City of Troy (the TDDA) pursuant to Act 197 of 1975 (Act 197) and an ordinance adopted by the City Council of the City of Troy on July 12, 1993 and amended on September 28, 1998, February 7, 2000, August 5, 2002, December 16, 2002, June 4, 2007, October 7, 2013 and July 24, 2017.

The TDDA in its first six Tax Increment Financing and Development Plans identified specific sources of funding to finance the implementation of a plan for physical improvements to the Downtown District identified in this plan as the Development Area.

The purpose of the Tax Increment Financing and Development Plans are to provide for the construction and financing of the necessary streets, sidewalks, street lighting, landscaping, parking garage and other facilities, Kmart and Civic Center projects, widening of Rochester and Big Beaver roads to improve traffic flow; provide and expand existing public facilities on the civic center site to serve the needs of the TDDA businesses and the citizens of the City of Troy; to fund improvements contained in the Big Beaver Corridor Study and to carry out the objectives of the TDDA so as to prevent the further deterioration of the Downtown Development Area while preserving and promoting economic growth for the benefit of all taxing units located within and benefited by the Troy Downtown Development Authority.

The TDDA issued three separate bond issues in 2001, 2002 and 2003. The bonds were "naked tax increment bonds" secured solely by the tax increment revenues to be derived from the properties in the Downtown District. This is rare in Michigan and was based on the then perceived strength of the Downtown District's taxable values and the ability of properties in the Downtown District to generate sufficient tax increment revenues to pay the debt service on the bonds. While the City has a AAA rating, its full faith and credit was not utilized or pledged for these three bond issues.



Downtown Development Authority

County of Oakland, State of Michigan

The initial value of the district in 1993 was \$309,192,270. In comparison, the projected value for 2021/2022 is \$407,928,380 and the captured value is \$98,736,110. Prior to 2013, there was a decreased separation between the base year value and current taxable value, which created a revenue stream reduction trending toward elimination. This created a situation in which the TDDA would not be able to service the three bond issues and default was imminent.

On October 7, 2013, a new Tax Increment Financing and Development Plan was approved. The revised Plan eliminated properties that were a negative draw on the aggregate value of the TDDA. The Plan authorized three functions: debt service, maintenance costs and administrative fees. In addition, the TDDA and Plan were extended to 2033. Finally, the City of Troy issued bonds backed by the full faith and credit of the City, including its AAA bond rating to pay off the three TDDA bond series. This budget demonstrates that the revision of the Plan provides for sufficient revenue to service the City of Troy bonds and thereby eliminates the threat of default of the TDDA bonds. Lastly, the 2013 bonds were refinanced in October 2020 to further reduce both principal and interest and again lessen the threat of default of the TDDA bonds.

On July 24, 2017 the Development Plan was amended to authorize the Quality Development Initiative (QDI). The QDI utilizes 60% of the annual tax increment increase of the target property to be used for public facilities and enhancement. The funds may be used to financially assist a developer on an annual basis for a portion of the cost of needed public improvements. The DDA is now allowed to use surplus funds after servicing the "City Bonds", for modest marketing expenditures, in addition to maintenance and administrative costs.



Downtown Development Authority

County of Oakland, State of Michigan

2021/22 through 2023/24 Budget

	2020 Actual	2021 Estimated	2021 Budget	2022 Budget	2023 Budget	2024 Budget
REVENUE						
Property Taxes	\$ 1,763,992	\$ 1,792,440	\$ 1,792,440	\$ 1,482,770	\$ 1,987,160	\$ 2,269,050
State Revenue Sharing-EMPP	-	-	-	-	-	-
Parking Deck Repayment	-	4,029,736	4,035,170	-	-	-
Interest Income	45,244	25,000	10,000	10,000	10,000	10,000
Total Revenues	1,809,236	5,847,176	5,837,610	1,492,770	1,997,160	2,279,050
EXPENDITURES						
Administrative Expenses	26,500	27,000	27,000	50,000	51,000	52,000
Audit Fees	5,100	3,200	3,220	3,300	3,400	3,500
Tax Tribunals	10,833	25,000	25,000	25,000	25,000	25,000
Quality Development Initiative (QDI)	13,080	30,250	30,250	45,380	45,380	45,380
Big Beaver Corridor Maintenance	171,248	289,685	338,155	314,635	310,115	315,065
Debt Service-Series 2013/2020	914,613	3,990,712	1,013,738	596,663	629,895	702,857
District Promotion	-	25,000	25,000	25,000	25,000	25,000
Other expenditures	-	1,200	1,200	1,200	1,200	1,200
TOTAL - EXPENDITURES	1,141,374	4,392,047	1,463,563	1,061,178	1,090,990	1,170,002
SURPLUS (USE) OF FUND BALANCE	667,862	1,455,129	4,374,047	431,592	906,170	1,109,048
BEGINNING FUND BALANCE	1,003,560	1,671,422	1,671,422	3,126,551	3,558,143	4,464,313
ENDING FUND BALANCE	\$ 1,671,422	\$ 3,126,551	\$ 6,045,469	\$ 3,558,143	\$ 4,464,313	\$ 5,573,361

Captured Taxable Value

	2021/22 Taxable	2022/23 Taxable	2023/24 Taxable
Real Base Taxable Value (1993 initial/Revised 2013)	\$ 244,924,440	\$ 244,924,440	\$ 244,924,440
Real Taxable Value	320,436,970	352,389,765	369,971,262
Real Captured Value	75,512,530	107,465,325	125,046,822
Personal Base Taxable Value (1993 initial/Revised 2013)	64,267,830	64,267,830	64,267,830
Personal Taxable Value	87,491,410	89,125,716	90,314,469
Personal Captured Value	23,223,580	24,857,886	26,046,639
Total Captured Value	\$ 98,736,110	\$ 132,323,211	\$ 151,093,461
	Oakland County	Oakland Comm. College	City of Troy
Millage Rates	4.5785	1.5177	8.9213
			15.0175



Downtown Development Authority

County of Oakland, State of Michigan

Projected Tax Capture to Debt Schedule

Year	Revenues			Debt Service - Series 2013 and Series 2020			
	Total Taxable Value	Captured Taxable Value	Captured Tax Revenues 15.0175	Principal	Interest	Total Debt Service	Net
2021/2022	407,928,380	98,736,110	1,482,770	440,000	156,663	596,663	886,107
2022/2023	441,515,481	132,323,211	1,987,160	485,000	144,895	629,895	1,357,265
2023/2024	460,285,731	151,093,461	2,269,050	560,000	142,857	702,857	1,566,193
2024/2025**	469,491,446	160,299,176	2,407,290	680,000	139,107	819,107	1,588,183
2025/2026	478,881,275	169,689,005	2,548,300	805,000	133,284	938,284	1,610,016
2026/2027	488,458,900	179,266,630	2,692,140	840,000	125,135	965,135	1,727,005
2027/2028	498,228,078	189,035,808	2,838,850	1,075,000	113,472	1,188,472	1,650,378
2028/2029	508,192,640	199,000,370	2,988,490	1,040,000	98,180	1,138,180	1,850,310
2029/2030	518,356,492	209,164,222	3,141,120	1,000,000	81,125	1,081,125	2,059,995
2030/2031	528,723,622	219,531,352	3,296,810	975,000	63,623	1,038,623	2,258,187
2031/2032	539,298,095	230,105,825	3,455,610	930,000	45,561	975,561	2,480,049
2032/2033	550,084,057	240,891,787	3,617,590	880,000	27,266	907,266	2,710,324
2033/2034	561,085,738	251,893,468	3,782,810	835,000	9,072	844,072	2,938,738

** = 2% Increase



Downtown Development Authority

County of Oakland, State of Michigan

TAX INCREMENT PROCEDURE

Tax increment revenue to be transmitted to the TDDA is generated when the current taxable value of all properties within a development area exceeds the initial assessed value of the properties. The initial assessed value is defined in Act 197 as the assessed value of all taxable property within the boundaries of the development area at the time the ordinance establishing the tax increment financing plan is approved, as shown by the most recent assessment roll of the municipality for which equalization has been completed at the time the ordinance is adopted. The current assessed value refers to the assessed value of all properties, real and personal, within the development area as established each year subsequent to the adoption of the tax increment financing plan. The amount in any one year by which the current taxable value exceeds the initial assessed value, including real and personal property, is defined as the "captured taxable value". The tax increment revenue transmitted to the TDDA results from applying the total tax levy of taxing units within the development area to the captured taxable value.

Increases in assessed values within a development area which result in the generation of tax increment revenues, can result from any of the following:

- a. Construction of the new development occurring after the date establishing the "initial assessed value".
- b. Construction of new rehabilitation, remodeling alterations, or additions accruing after the date establishing the "initial assessed value".
- c. Increases in property values which occur for any other reason.

Tax increment revenues transmitted to the TDDA can be pledged for debt service on general obligation tax increment bonds issued by the municipality or tax increment revenue bonds issued by the TDDA.



Downtown Development Authority

County of Oakland, State of Michigan

If bonds are to be sold, the municipality may not pledge for annual debt service requirements in excess of 80% of the estimated tax increment revenue to be received from a development area for that year. In addition, the estimated annual debt service owed on bonds issued by the municipality may not exceed 80% of the estimated annual tax increment revenues. Should actual tax increment revenues fall below projections, any previously accumulated revenue would be devoted to retirement of the bonds. Any tax increment revenues collected in excess of the 80% measure described in Table 2 of the Development Plan will be used to pay current debt service on any bonds issued under the Plan. The bonds are subject to the Michigan Municipal Finance Act and may not mature in more than thirty years.

The TDDA may expend tax increment revenues only in accordance with the tax increment financing plan; surplus revenues revert proportionally to the prospective taxing jurisdictions. The tax increment financing plan may be modified upon approval of the governing body after notification and hearings as required by Act 197. When the governing body finds that the purposes for which the plan was established have been accomplished, they may abolish the plan.



Downtown Development Authority

County of Oakland, State of Michigan

(Audited)

	2019 Actual	2020 Budget	2020 Actual	Actual Over (Under) Budget
REVENUE				
Property Taxes	\$ 1,604,259	\$ 1,818,220	\$ 1,763,992	\$ (54,228)
Interest Income/Other	43,446	1,000	45,244	44,244
Total Revenues	1,647,705	1,819,220	1,809,236	(9,984)
EXPENDITURES				
Administrative Expenses	26,000	26,000	26,500	500
Audit Fees	3,100	3,160	5,100	1,940
Community Promotion	-	25,000	-	-
Tax Tribunals/QDI	7,409	40,130	23,913	(16,217)
Street Island Maintenance	230,496	252,590	171,248	(81,342)
Debt Service-Series 2013	923,713	923,700	914,613	(9,087)
Other expenditures	88	1,200	-	(1,200)
TOTAL - EXPENDITURES	1,190,806	1,271,780	1,141,374	(105,406)
NET CHANGE IN FUND BALANCE	456,899	547,440	667,862	95,422
BEGINNING FUND BALANCE	546,661	1,003,560	1,003,560	-
ENDING FUND BALANCE	\$ 1,003,560	\$ 1,551,000	\$ 1,671,422	\$ 95,422



500 West Big Beaver
Troy, MI 48084
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CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager

From: Robert J Bruner, Assistant City Manager
Robert Maleszyk, Chief Financial Officer
Kurt Bovensiep, Director of Public Works
Paul Trosper, Water and Sewer Operations Manager
Lisa Burnham, Controller

Subject: Amendment to Chapter 20 of the Troy City Code (Water and Sanitary Sewer Rates)

Attached is an amendment to Chapter 20 of the Troy City Code reflecting the water rate adjustment discussed during the 2021/22 budget study sessions. The rate adjustments are a result of increased prices charged to the City for wholesale water and sanitary sewer disposal services charged by the Great Lakes Water Authority (GLWA) and the Oakland County Water Resource Commission (OCWRC), respectively.

These adjustments will provide sufficient funds to operate, maintain and make improvements to our systems. The water and sewer rates are reviewed annually and adjusted when required. The last water and sanitary sewer rate adjustments were on October 1, 2020.

The following water and sewer rates are recommended for City of Troy water bills rendered after July 1, 2021:

	<u>2020/21 Rate</u>	<u>2021/22 Rate</u>	<u>Adjustment</u>
Water	\$41.50	\$42.50	\$1.00
Sewer	<u>29.10</u>	<u>30.00</u>	<u>0.90</u>
	<u>\$70.60</u>	<u>\$72.50</u>	<u>\$1.90</u>

The average residential bill will increase approximately \$7.41 per quarter.

Recommendation

It is recommended that City Council approve the rates outlined herein and reflected in the amendments to Chapter 20 of the Troy City Code.

Legal Review

This item was submitted to the City Attorney for review pursuant to City Charter Section 3.17.

CITY OF TROY
AN ORDINANCE TO AMEND
CHAPTER 20 - CITY OF TROY ORDINANCE

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Chapter 20- City of Troy Ordinance.

Section 2. Amendment

Section 5.01 shall be amended as follows:

- 5.01 Water Rates. Charges for water service to each premises within the City connected with the water supply system, for each quarterly (3 month) period, shall be ~~\$41.50~~ ~~\$33.62~~ ~~\$42.50~~ ~~\$34.43~~ per 1,000 cubic feet. Minimum quarterly bills shall be

Private fire service lines shall be billed at a rate equal to four (4) times the minimum water bill.

Charges for water service to premises outside the City shall be 150% of those for water service within the City.

5.02 Sewer Rates

- A. Charges for sewage disposal, operation and maintenance service shall be levied upon all premises having any sewer connection with the public sewers.

Those premises using metered water shall pay ~~\$29.10~~ ~~\$145.50~~ ~~\$30.00~~ ~~\$150.00~~ dollars per 1,000 cubic foot of water consumption for sewage disposal and maintenance charges.

Where there is no water meter the sewage disposal and maintenance charges shall be ~~\$145.50~~ ~~\$150.00~~

Water lines used solely for fire protection shall be exempt from sewage disposal and maintenance charges.

- B. 1. Rates and charges established are based upon methodology which complies with applicable EPA regulations.
- 2. Users of the system must be individually notified annually of costs for operation, maintenance, replacement and debt service.
- C. A ready to serve charge shall be levied on each quarterly bill in the amount of ~~\$23.57~~ **\$24.30** dollars less any amount for current consumption up to the maximum of the ready to serve charge.

Section 3. Repeal

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Savings

All proceedings pending, and all rights and liabilities existing, acquired or incurred, at the time this Ordinance takes effect, are hereby saved. Such proceedings may be consummated under and according to the ordinance in force at the time such proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate any pending prosecution, or prevent prosecution hereafter instituted under any ordinance specifically or impliedly repealed or amended by this ordinance adopting this penal regulation, for offenses committed prior to the effective date of this ordinance; and new prosecutions may be instituted and all prosecutions pending at the effective date of this ordinance may be continued, for offenses committed prior to the effective date of this ordinance, under and in accordance with the provisions of any ordinance in force at the time of the commission of such offense.

Section 5. Severability Clause

Should any word, phrase, sentence, paragraph or section of this Ordinance be held invalid or unconstitutional, the remaining provision of this ordinance shall remain in full force and effect.

Section 6. Effective Date

This Ordinance shall become effective **July 1, 2020 2021** or upon publication, whichever shall later occur.

This Ordinance is enacted by the Council of the City of Troy, Oakland County, Michigan, at a Regular Meeting of the City Council held at City Hall, 500 W. Big Beaver, Troy, MI, on the _____ day of _____, _____.

Ethan Baker, Mayor

M. Aileen Dickson, City Clerk



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Date: May 6, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager

Subject: State of Emergency
(Introduced by: Robert Bruner, Assistant City Manager)

History

City Council declared a state of emergency (Resolution #2020-04-055) on April 13, 2020. The resolution declared a state of emergency that terminated, "automatically after all State of Michigan Emergency and Disaster Declaration and/or the National Declarations resulting from the COVID-19 pandemic are terminated."

Governor Whitmer issued eleven different executive orders declaring a state of emergency and/or state of disaster related to the COVID-19 pandemic between March 10, 2020 and September 29, 2020 (EO 2020-4, EO 2020-33, EO 2020-66, EO 2020-67, EO 2020-68, EO 2020-99, EO 2020-127, EO 2020-151, EO 2020-165, EO 2020-177, and EO 2020-186). The Michigan Supreme Court issued an opinion on October 2, 2020 invalidating the majority of the Governor's executive orders related to the COVID-19 pandemic issued after April 30, 2020. The Court ruled the Emergency Powers of the Governor Act of 1945 was an unconstitutional delegation of legislative power to the executive branch and that the Governor's ability to declare a state of emergency without legislative approval under the Emergency Management Act of 1976 ended on April 30, 2020.

The Robert T. Stafford Disaster Relief and Emergency Assistance Act (Stafford Act) constitutes the statutory authority for most Federal disaster response activities. There are two types of disaster declarations provided for in the Stafford Act: emergency declarations and major disaster declarations. The Michigan COVID-19 pandemic has both. An emergency declaration (EM-3455-MI; <https://www.fema.gov/disaster/3455>) was made on March 13, 2020 and a major disaster declaration (DR-4494-MI; <https://www.fema.gov/disaster/3455>) was made on March 27, 2020. Both were retroactive to January 20, 2020 and continue at the time of this writing.

City Council also declared a state of emergency (Resolution #2021-04-048) on April 12, 2021. The resolution states in relevant part that, "City Council SHALL REVISIT this emergency declaration at or before its May 10, 2021 City Council meeting, and SHALL DETERMINE if the conditions have sufficiently changed to require all board and committee meetings be held in person." The resolution also states that, "this Emergency Declaration SHALL TERMINATE through affirmative action of the City of Troy City Council."



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CITY COUNCIL AGENDA ITEM

City staff provided a report in the April 26, 2021 City Council meeting agenda packet that demonstrated conditions had not sufficiently changed to require all members of the City's many public bodies to participate in meetings in-person. That is still true at the time of this writing.

Next Steps

City staff will continue to provide regular reports regarding the conditions related to the COVID-19 pandemic until the emergency declaration is terminated. In order to make the most effective use of City resources, City staff would benefit from receiving direction from City Council regarding what conditions to report. It may be helpful to consider why gatherings were prohibited and remote participation in public meetings and hearings was authorized in March 2020.

Governments around the world have implemented many public health and social measures (PHSMs) in response to the COVID-19 pandemic. These include both personal responsibilities like physical distance, masks, respiratory etiquette and shared responsibilities like testing and tracing, quarantine and isolation, and vaccination. No single intervention will completely prevent community spread so a comprehensive, or layered, approach is necessary.

MDHHS Epidemic Orders

Perhaps the easiest way to determine if the conditions have sufficiently changed to require all board and committee meetings be held in person is to follow the gatherings and face mask orders issued by the Director of the Michigan Department of Health and Human Services (MDHHS) pursuant to the Public Health Code (Act 368 of 1978). The Director issued the first such order on October 9, 2020, shortly after the October 2, 2020 Michigan Supreme Court opinion invalidating the Governor's executive orders. The most recent order was issued on May 4, 2021 and takes effect on May 6, 2021.

Like the April 16, 2021 Gatherings and Face Mask Order, the new May 6, 2021 Order prohibits indoor gatherings at non-residential venues, except where no more than 25 persons are gathered. The capacity limit for indoor gatherings at non-residential venues was increased from 10 to 25 by the March 5, 2021 Order and has remained there. Indoor gatherings were prohibited between November 18, 2020 and January 22, 2021.

Governor Whitmer unveiled the 'MI Vacc to Normal' plan in April 29, 2021. It includes four vaccination-based milestones and loosens some public health policies as the number of vaccinations increase. For example, indoor capacity at conference centers/banquet halls/funeral homes will increase to 25% two weeks after 60% of Michiganders receive their first dose. All indoor % capacity limits will be lifted two weeks after 65% of Michiganders receive their first dose and only social distancing between parties will be required. The Gatherings and Face Masks Order will be lifted two weeks after 70% of Michiganders receive their first dose.



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CITY COUNCIL AGENDA ITEM

Council Chambers

The March 19 Gatherings and Face Mask Order was amended on March 31, 2021 to exempt “Gatherings of public bodies and attendees of meetings held by public bodies in compliance with the Open Meetings Act” from the gathering restrictions under section 2(a) and 2(b) of the Order. However, section 2(d) states, “As a condition of hosting a gathering under this order, organizers and facilities must design the gathering to encourage and maintain physical distancing, and must ensure that persons not part of the same group maintain 6 feet of distance from one another to the extent possible.” Those limitations remain in effect in the May 6, 2021 Gatherings and Face Mask Order:

2. General capacity limitations at gatherings.

a. Indoor gatherings:

2. Are prohibited at non-residential venues, except where no more than 25 persons are gathered.

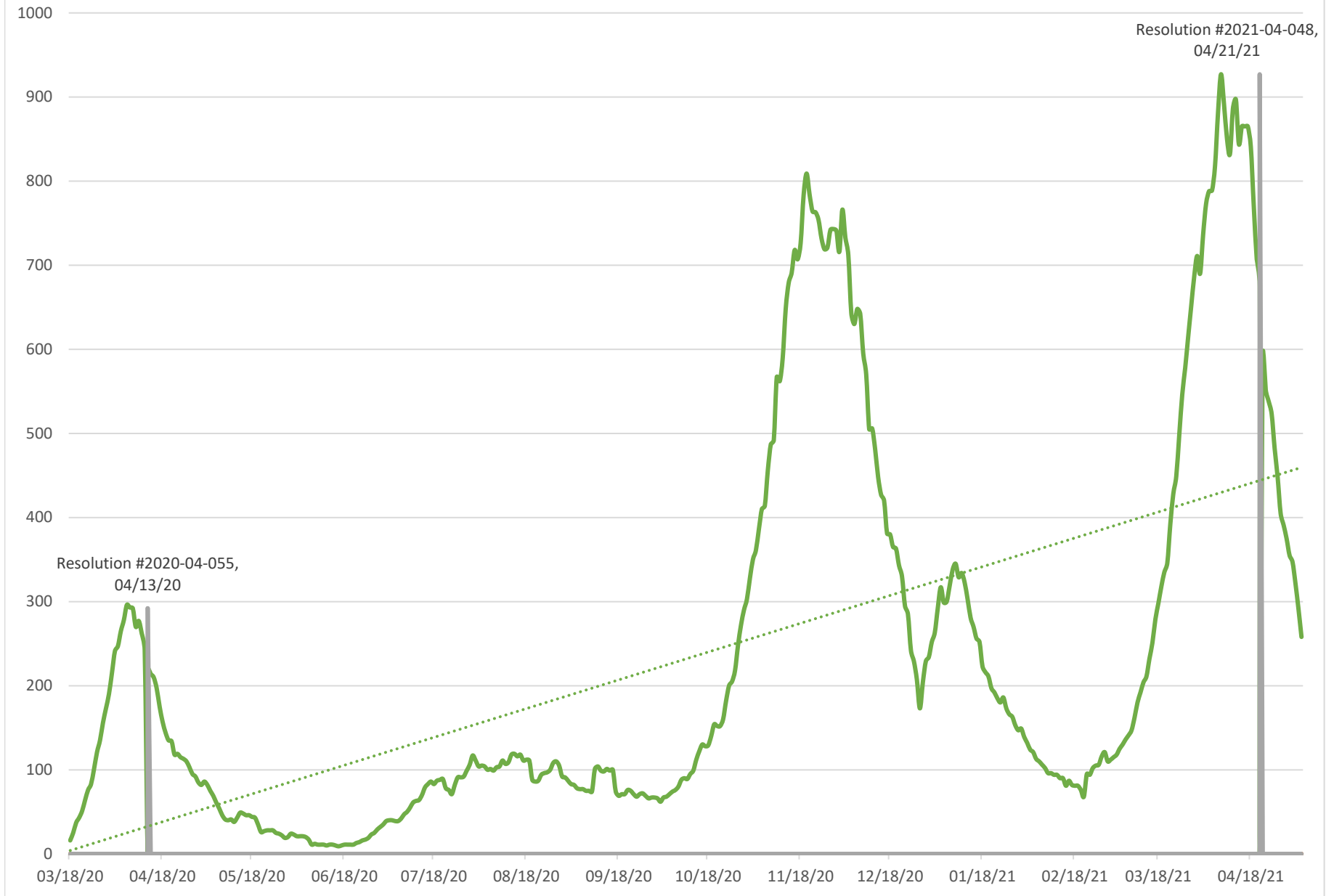
c. The limitations to gatherings in sections 2(a) and 2(b) do not apply to:

15. Gatherings of public bodies and attendees of meetings held by public bodies in compliance with the Open Meetings Act, MCL 15.261 et seq.

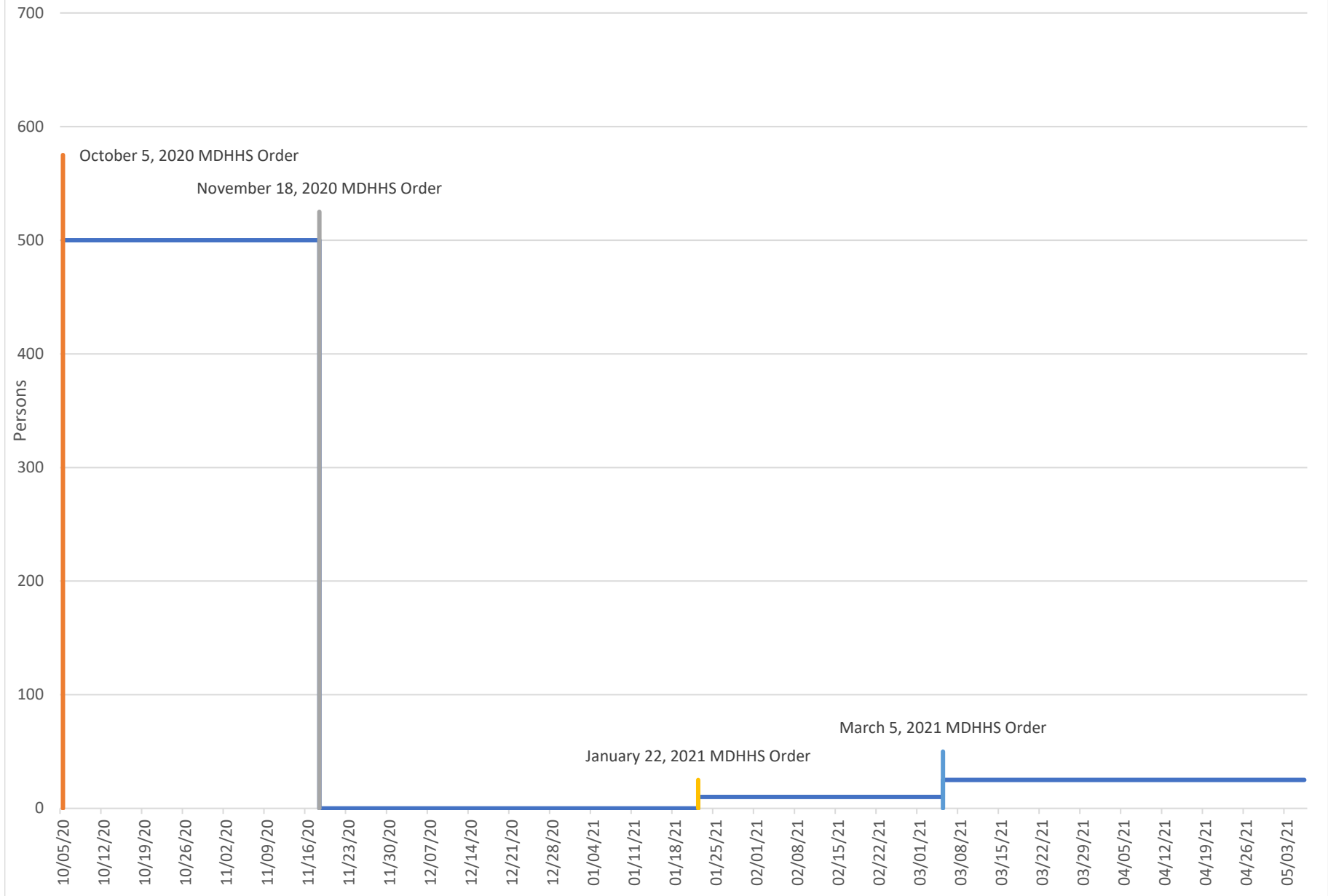
- d. As a condition of hosting a gathering under this order, organizers and facilities must design the gathering to encourage and maintain physical distancing, and must ensure that persons not part of the same group maintain 6 feet of distance from one another to the extent possible.

Designing gatherings of public bodies under these conditions is feasible but is not practical for all meetings so City Council should consider the advantages and disadvantages of electronic and in-person meetings. For example, City Council and Planning Commission meeting attendance routinely exceeds what can be accommodated in Council Chambers under these conditions so in-person meetings will require measures that will be unnecessary if electronic meetings continue. Members of the public may both “attend” and “address” an electronic meeting of a Troy public body by telephone or video conference (Zoom). The City will continue to facilitate email and voicemail public comments submitted by members of the public.

Oakland County 7 Day Average of Daily Cases



Capacity Limitations at Indoor Gatherings, Non-residential Venues





COVID-19

MDHHS EPIDEMIC ORDER

EFFECTIVE MAY 6 THROUGH MAY 31

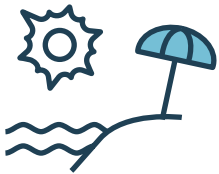


Limits on attendance at residential gatherings.

- Unvaccinated persons must wear a face mask at all times when indoors or at a gathering of more than 100 persons unless eating or drinking.
- Fully vaccinated persons must wear a face mask if they are experiencing the principal symptoms of COVID-19.
- Unvaccinated persons should follow MDHHS [guidelines for safe social gatherings](#) and are encouraged to form a “[pod](#)” of people to socialize with consistently.

INDOORS: UP TO 15 PERSONS FROM 3 HOUSEHOLDS

OUTDOORS: 50 PERSONS, OR 20 PERSONS PER 1,000 SQ FEET UP TO 300, WHICHEVER IS GREATER



Limits on attendance at non-residential gatherings.

- When indoors, all persons must wear a face mask at all times unless eating or drinking.
- When outdoors, all persons must wear a face mask if gathered with more than 100 people.
- Consumption of food or beverages is permitted only while seated in a designated area with a group of no more than 6 people.
- While eating or drinking, each group must be at least 6 feet apart and may not intermingle.

INDOORS: UP TO 25 PERSONS

OUTDOORS: UP TO 300 PERSONS

“Gathering” means any occurrence where two or more persons from more than one household are present in a shared space. Incidental gatherings (where people do not mingle with others outside their group) are excepted. For more information on gathering rules, please see the [FAQs](#).



Face masks are still required indoors and at large outdoor gatherings.

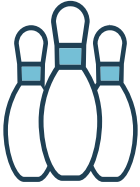
Businesses, government offices, schools, child care organizations, operators of public transit, and all other gathering organizers must not allow indoor gatherings of any kind unless they require individuals to wear a face mask. These entities may not assume that someone who enters the business without a face mask falls in one of the exceptions, but may accept an individual’s verbal representation that they are not wearing a face mask because they fall within a specified exception.

Face masks are not required if an individual is outdoors and at a gathering of less than 100 persons. Face masks are not required for fully vaccinated individuals at indoor or outdoor residential gatherings unless they are experiencing the principal symptoms of COVID-19. Beginning April 26, all face mask requirements apply to children ages 2 and up. A good faith effort must be made to ensure that these children wear masks while indoors at childcare facilities or camps.



Retail and personal services

- Gatherings at a retail setting, library or museum, may not exceed 50% of total occupancy limits established by the fire marshal. Spaces for dining, including food courts, must comply with the requirements for food service establishments.
- Gatherings to receive personal care services, including hair, nail, tanning, massage, spa, tattoo, body art, and piercing services are permitted by appointment. Masks must be worn at all times except if a customer is receiving a medical or personal care service for which the removal of the face mask is necessary.



Recreation and entertainment

- The following recreation and entertainment venues are open for enjoyment by individuals or groups of up to 25 persons indoors or 300 persons outdoors: auditoriums; arenas; cinemas; concert halls; performance venues; sporting venues; stadiums; theaters; archery ranges; amusement parks; arcades; bingo halls; bowling alleys; gun ranges; laser tag; and trampoline parks.
 - Indoor Facilities: must not exceed 50% of the limits established by the fire marshal, and must not exceed an overall total of 300 people.
 - Outdoor Facilities: must not exceed 50% of the limits established by the fire marshal (if applicable), and must not exceed an overall total of 1,000 people.
 - Everyone must wear a face mask at all times when indoors or when gathered outdoors with more than 100 people. Masks may be removed when eating or drinking while seated in a designated area.
 - Consumption of food or beverages is permitted only while seated in a designated area with a group of no more than 6 people.
 - Groups must be spaced 6 feet apart.
 - Indoor Stadiums/Arenas:
 - For 5,000+ fixed seats an overall total up to 375 patrons.
 - For 10,000+ fixed seats an overall total of 750 patrons.



Large Outdoor Events

- Gatherings may be permitted up to 20% capacity or 20 persons per 1,000 square feet in an OUTDOOR entertainment and recreation venue, stadium or arena, if they establish and abide by an infection control plan that complies with MDHHS's [Large Outdoor Event Guidance](#).
 - Outdoor Stadiums/Arenas:
 - For 5,000+ fixed seats an overall total of 1,000 patrons.
 - For 10,000+ fixed seats an overall total of 1,500 patrons.
 - Sports organizers of events occurring at outdoor stadiums must administer a testing program as specified in [MDHHS's Interim Guidance for Athletics](#) all players.



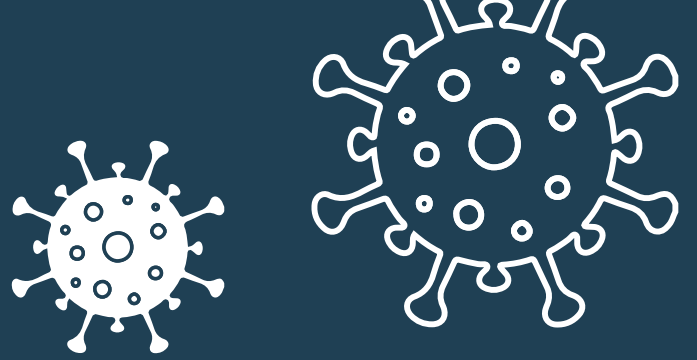
Food service

- Indoor and outdoor dining is only allowed in designated dining areas where patrons are seated, groups of patrons do not exceed 6 people at a table, and each table is separated by at least 6 feet. See the [Dining Guide Infographic](#) for more details.
- **Indoor dining** at restaurants and bars is permitted up to 50% normal seating capacity or 100 persons, whichever is less. All indoor dining areas must close at 11 p.m.
- **Outdoor dining** is permitted at 100% capacity, as long as all groups of patrons are 6 feet apart.
- Food service for takeout and delivery is permitted.
- Dining in an igloo, hut, or small tent is permitted as outdoor dining so long as there is only one group inside.



Exercise, fitness, and sports

- **Exercise facilities:** Gatherings are permitted both indoors and outdoors for individual exercise, group classes, and individual and group instruction. Exercise facilities include gymnasiums; fitness centers; exercise studios; tracks; sports complexes, pools, yoga, dance, gymnastics, and cycling studios; ice rinks; roller rinks; and trampoline parks.
 - Attendance must not exceed 30% of the total occupancy limits.
 - There must be at least 6 feet of distance between each occupied workout station.
 - Spaces and activities must be set up to maintain 6 feet between all persons at all times.
 - Masks are required, at all times when indoors or when gathered outdoors with more than 100 people. Masks are not required while swimming.
- Capacity limits for ice and roller rinks must not exceed 10 persons per 1,000 square feet (approximately 175 people at once on a typically sized rink).
- **Youth Sports:** Athletes ages 13-19 must comply with the testing program as specified in [MDHHS Interim Guidance for Athletics](#). All athletes must wear a face mask unless they are participating in non-contact sports practice or competition outdoors. If a sports organizer has deemed a type of sport to be unsafe to play while masked a more frequent testing protocol is followed.
- For more information on sports and athletics: [Coronavirus - Sports and Athletics \(Michigan.gov\)](#).



Choosing Safer Activities



Outdoor gathering over 100 people



Outdoor contact sports



Outdoor wedding over 100 people



Outdoor spectators of a sporting event with over 100 people



Outdoor fair or festival



Non-vaccinated person at an indoor residential gathering



Outdoor gathering under 100 people



Outdoor non-contact sports



Outdoor wedding under 100 people



Outdoor spectators of a sporting event with under 100 people



Outdoor graduation party under 100 people



Fully vaccinated person at an indoor residential gathering

Declaring a Local State of Emergency or Disaster

Introduction

The amendment to the Open Meetings Act (OMA) that allowed no-reason virtual meetings sunsets on March 30, 2021. The amendment gave strict reasons for virtual meetings, and after the March 30 sunset, public bodies are not permitted to hold electronic meetings* in the absence of a statewide or local state of emergency or state of disaster declared pursuant to law or charter or local ordinance by the governor or a local official, governing body, or chief administrative officer that would risk the personal health or safety of members of the public or the public body if the meeting were held in person (among other reasons).

Declared State of Emergency or Disaster

The following language, in pertinent part, was added to the OMA: “to accommodate the absence of any member of the public body due to...a statewide or local state of emergency or state of disaster declared pursuant to law or charter or local ordinance by the governor or a local official, governing body, or chief administrative officer *that would risk the personal health or safety of members of the public or the public body if the meeting were held in person...*” MCL 15.263(2) (emphasis added).

Sources of Authority

There are three sources of authority for declaring a local state of emergency or state of disaster. These statutes grant the authority; the exercise of that authority is through a resolution, an ordinance, or pre-existing charter language.

- 1) These are the laws that authorize a municipality to declare a local state of emergency or disaster:
 - pursuant to municipal police/public health powers
 - Home Rule City Act, MCL 117.3(j) (sample resolution attached)
 - Home Rule Village Act, MCL 78.23(f)
 - General Law Village Act, MCL 67.1(c), MCL 64.2 (president’s powers)
 - Fourth Class City Act MCL 91.1(2)
 - pursuant to the Emergency Management Act, PA 390 of 1976 (sample resolution attached):
 - Defines “disaster” to include “epidemic”
 - Section 2 - Definition of “local state of emergency” implies requirement that the municipality or county has adopted an emergency operations plan in accordance with the Act
 - Section 9 – Appointment of Emergency Management Coordinator
 - Section 10 – Declaration of Local State of Emergency
 - ❖ Declared by chief executive official of county or municipality
 - ❖ Effective for 7 days
 - ❖ May be extended by the governing body
 - pursuant to Section 3(2) of the Open Meetings Act:

Permits a public body to meet by electronic or telephonic means upon declaration of a local state of emergency or state of disaster if meeting in person would place at risk the personal health or safety of members of the public or members of the public body.

Taking Action

Check your city or village charter for authority to declare a state of emergency or state of disaster under the police/public health powers (sample Resolution by charter authority attached). The charter gives you the authority, but the city or home rule village council must act on it by passing a resolution or ordinance, as applicable.

Adopt an emergency management ordinance under the Emergency Management Act including its requirements for an emergency operations plan and the appointment of an emergency management coordinator (sample ordinance attached).

Potential Risks

Authority for each of these declarations are not without some risk of a challenge. Challenges under the OMA must be brought within:

- 60 days of approved meeting minutes being made available to the public
- 30 days if the decision involved awarding a contract or bid, assessments or bonds

After a local emergency/disaster is declared, be certain that rules established for remote meetings are consistent with requirements of the OMA:

- Post meeting notice on homepage of website 18 hours before a meeting
 - Notice must explain why the public body is meeting electronically
 - How members of the public may participate electronically
 - How members of the public may contact members of the public body before the meeting
 - How persons with disabilities may participate in the meeting
- Post the meeting agenda on website two hours before a meeting
- Ensure two-way communication for members of the public body
- Announcement at the beginning of the meeting by each public body member attending remotely including the member's physical location by stating county, city, township or village and State, except for members of the military absent because of military duty
- Participation by the public at some point in the meeting; may be limited to typed public comments.

Remember—current Michigan Department of Health and Human Services/MIOSHA orders require employees to work remotely if possible, through April 15, 2021.

*In addition to holding an electronic meeting pursuant to a declared statewide or local state of emergency or state of disaster, the OMA requires each public body to adopt procedures to accommodate the absence of any member of the public body due to military duty or a medical condition between March 31, 2021 and December 31, 2021. After December 31, 2021, a public body is required to adopt procedures to accommodate the absence of a member only due to military duty. Importantly, in these instances, the *public body* does not meet electronically; individual members may *participate* electronically.

This Fact Sheet was provided by Steven D. Mann and Ronald C. Liscombe of Miller Canfield, Detroit

CITY OF KALAMAZOO, MICHIGAN

RESOLUTION NO. _____

**A RESOLUTION DECLARING A LOCAL STATE OF EMERGENCY FOR
THE PURPOSE OF PERMITTING THE CITY COMMISSION AND
OTHER PUBLIC BODIES OF THE CITY TO MEET BY ELECTRONIC
AND TELEPHONIC MEANS**

Minutes of a regular meeting of the City Commission of the City held on March 15, 2021, at 7:00 o'clock p.m., local time, by electronic means.

PRESENT, Commissioners:

ABSENT, Commissioners:

WHEREAS, as recently as March 2, 2021 the Director of the Michigan Department of Health and Human Services (MDHHS) made the following findings:

“The novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person. COVID-19 spreads through close human contact, even from individuals who may be asymptomatic.

On March 10, 2020, MDHHS identified the first two presumptive-positive cases of COVID-19 in Michigan. As of March 1, 2021, Michigan had seen 589,150 confirmed cases and 15,534 confirmed deaths attributable to COVID-19. Michigan was one of the states most heavily impacted by COVID-19 early in the pandemic, with new cases peaking at nearly 2,000 per day in late March. Strict preventative measures and the cooperation of Michiganders drove daily case numbers dramatically down to fewer than 200 confirmed cases per day in mid-June, greatly reducing the loss of life. Beginning in October, Michigan again experienced an exponential growth in cases. New cases peaked at nearly 10,000 cases per day in mid-November, followed by increases in COVID-19 hospitalizations and deaths.

On November 15, 2020, MDHHS issued an order enacting protections to slow the high and rapidly increasing rate of spread of COVID-19. Cases, hospitalizations, and deaths remained high through early December, threatening hospital and public health capacity. On December 7, 2020, December 18, 2020, and January 13, 2021, MDHHS issued orders sustaining those protections. These orders played a crucial role in slowing the spread in Michigan and have brought new cases down to about 1,500 per day. These lower rates prevented Michigan’s healthcare system from being overwhelmed with a holiday surge.

As of February 27, the State of Michigan had a seven-day average of 91.2 cases per million people, nearly 88% lower than the case rate in mid-November. While that case rate is similar to the rate in early October, it has plateaued over the past week and remains three times the rate of the summer low point.

Test positivity was 3.7% as of February 27, and has started to plateau as well. While metrics have decreased from all-time highs, further progress has tapered off and there is growing concern of another spike with the presence of more infectious variants in Michigan and the United States as a whole.

Even where COVID-19 does not result in death, and where Michigan's emergency and hospital systems are not heavily burdened, the disease can cause great harm. Recent estimates suggest that one in ten persons who suffer from COVID-19 will experience long-term symptoms, referred to as "long COVID." These symptoms, including fatigue, shortness of breath, joint pain, depression, and headache, can be disabling. They can last for months, and in some cases, arise unexpectedly in patients with few or no symptoms of COVID-19 at the time of diagnosis. COVID-19 has also been shown to damage the heart and kidneys. Furthermore, minority groups in Michigan have experienced a higher proportion of "long COVID."

The best way to prevent these complications is to prevent transmission of COVID-19. Since December 11, 2020, the Food and Drug Administration has granted emergency use authorization to three vaccines to prevent COVID-19, providing a path to end the pandemic. Michigan is now partaking in the largest mass vaccination effort in modern history and is presently working toward vaccinating at least 70% of Michigan residents 16 years of age and older as quickly as possible.

New and unexpected challenges continue to arise: in early December 2020, a variant of COVID-19 known as B.1.1.7 was detected in the United Kingdom. This variant is roughly 50 to 70 percent more infectious than the more common strain. On January 16, 2021, this variant was detected in Michigan. It is anticipated that the variant, if it becomes widespread in the state, will significantly increase the rate of new cases. Currently, Michigan is second in the nation with respect to the number of B.1.1.7 variants detected. To date, there are over 400 cases, and this is one fifth of all cases identified in the United States. CDC modeling predicts B.1.1.7 could become the predominant variant by the end of March. At present, however, it appears that cases have plateaued."

WHEREAS, the Director of the MDHHS has concluded that the COVID-19 pandemic continues to constitute an epidemic in Michigan and that control of the epidemic requires restrictions on public gatherings, and;

WHEREAS, the City Commission desires to conduct the public business of the City in a manner so as not to place at risk members of the public, City staff, or members serving on public bodies of the City;

NOW, THEREFORE, IT IS RESOLVED, THAT pursuant to the authority contained at § 3 of the Home Rule Cities Act, MCL 117.3 (j) authorizing cities to provide for the public health and safety of persons; §3 of the Open Meetings Act, MCL 15.263 (2) permitting a public body to meet by electronic or telephonic means upon declaration of a local state of emergency or state of disaster if meeting in person would place at risk the personal health or safety of members of the public or members of the public body; and §10 (b) of the Emergency Management Act permitting the Mayor to declare a local state of emergency;

I, David F. Anderson, Mayor of the City of Kalamazoo based on the findings made by the Michigan Department of Health and Human Services regarding the public health threat posed by the COVID-19 novel coronavirus and its variant strains declare a local state of emergency to permit the City Commission and all other public bodies of the City to continue to meet by electronic and telephonic means after March 30, 2021 and respectfully request the City Commission affirm this action through August 31, 2021

The above resolution was offered by _____

and supported by _____.

AYES, Commissioners:

NAYS, Commissioners:

ABSTAIN, Commissioners:

RESOLUTION DECLARED ADOPTED.

CERTIFICATE

The foregoing is a true and complete copy of a resolution adopted by the City Commission of the City of Kalamazoo at a regular meeting held on March 15, 2021. Public notice was given and the meeting was conducted in compliance with the Michigan Open Meetings Act (PA 267 of 1976) as amended by PA 254 of 2020. Minutes of the meeting will be available as required by the Act.

Scott Borling, City Clerk

CITY OF MONROE, MICHIGAN
DECLARATION OF STATE OF EMERGENCY - COVID-19

WHEREAS, the Michigan Emergency Act, Public Act 390 of 1976 (MCL 30.401, *et. seq.*) authorizes the Declaration of a State of Emergency by the City of Monroe, Michigan (the “City”); and

WHEREAS, Chapter 52 – Emergency Preparedness of the Code of the City of Monroe authorizes the Mayor of the City to declare a State of Emergency in the event of occurrence or imminent threat of epidemic; and

WHEREAS, the spread of COVID-19 through our world, our country, and our state continues; and

WHEREAS, the President of the United States of America has declared a State of Emergency relating to the spread of COVID-19; and

WHEREAS, the Governor of the State of Michigan has declared a State of Emergency relating to the spread of COVID-19; and

WHEREAS, the first case of COVID-19 in Monroe County was announced by the State of Michigan on March 14, 2020; and

WHEREAS, COVID-19 is highly contagious and easily spread; and

WHEREAS, it appears likely that COVID-19 is capable of being spread by individuals without any observable symptoms; and

WHEREAS, there is presently no cure for COVID-19 at this time and treatment and/or cures are expected to take time to develop; and

WHEREAS, the mortality rate of individuals infected with COVID-19 is significantly higher than that of the seasonal flu; and

WHEREAS, social distancing and personal measures such as handwashing and disinfecting are the known means to mitigate the spread of COVID-19; and

WHEREAS, the City of Monroe, Michigan must continue to provide for the health, safety, and welfare of its citizens and businesses through its essential functions;

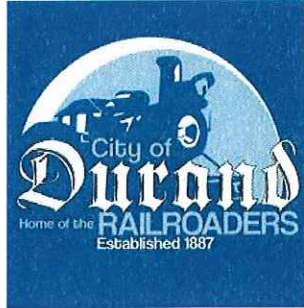
NOW, THEREFORE, BE IT DECLARED, that a State of Emergency relating to COVID-19 exists within the City of Monroe, Michigan effective March 15, 2020 at 6:00 p.m.

Robert E. Clark, Mayor

I, Michelle J. LaVoy, Clerk-Treasurer of the City of Monroe, State of Michigan, do hereby certify that the foregoing Declaration of State of Emergency – COVID 19 is a true and accurate copy as declared by Mayor Robert E. Clark for the City of Monroe, Michigan effective March 15, 2020 at 6:00 p.m.

Michelle J. LaVoy, Clerk-Treasurer

Date Certified:



ACTING UNDER THE AUTHORITY OF THE DURAND CITY CHARTER AS MAYOR OF THE CITY OF DURAND, THE FOLLOWING IS DECLARED THIS 13TH DAY OF MARCH 2020:

The City of Durand's mission is to provide essential public services to residents of the City of Durand. To accomplish this mission, the City must ensure its operations are performed efficiently and with minimal disruption, especially during an emergency.

In light of the Governor's declaration of a statewide emergency and in response to the present or eminent threat of disruption to regular operating standards of the City of Durand, I hereby authorize the City Manager to act as an emergency response administrator. The emergency response administrator shall institute such policies as are necessary to conduct the essential mission and functions of the City under all threats and conditions with the intent of promoting the safety and welfare of both residents and staff of the City of Durand.

This declaration shall remain in effect until April 6, 2020.

A handwritten signature in black ink, reading 'Deborah L. Doyle', written over a horizontal line.

Deborah L. Doyle, Mayor

ARTICLE II. - EMERGENCY MANAGEMENT

Sec. 10-31. - Authorization.

For purposes of this article and the Emergency Management Act, Public Act No. 390 of 1976, the city manager shall be deemed the chief executive officer of the city. The city manager is hereby authorized and directed to prepare and execute a support emergency operations plan to incorporate the city into the county emergency management program consistent with Public Act No. 390 of 1976 (MCL 30.401 et seq.), and the emergency rules adopted pursuant to the act.

(Code 1994, ch. 5, § 1.151)

Sec. 10-32. - Implementation.

The city manager shall appoint an emergency management coordinator for the city to act for and at the direction of the city manager in the coordination of all matters pertaining to emergency management, disaster preparedness, and recovery assistance within the city. The city manager shall appoint such other persons as are necessary to the implementation and management of the support emergency operations plan and shall designate the duties and responsibilities of each individual appointed to administer the plan.

(Code 1994, ch. 5, § 1.152)

Sec. 10-33. - Local state of emergency.

The mayor or the city manager acting on behalf of the mayor shall have the authority to declare a local state of emergency under the circumstances and in the manner provided by section 10 of Public Act No. 390 of 1976 (MCL 30.410).

(Code 1994, ch. 5, § 1.153)

Sec. 10-34. - Limitation of authority.

Nothing herein nor in the support emergency operations plan adopted hereunder shall be construed to abridge or curtail the powers of the mayor, the city council, the city manager, or other city official or employee who is provided independent authority to deal with any emergency situation either by Charter, statute, ordinance, or common law including, but not limited to, the following sections 10-34a through 10-34h.

(Code 1994, ch. 5, § 1.154; Ord. No. 1488, 6-30-2020)

Sec. 10-34a. - Authority of mayor to proclaim.

During times of great public crises, epidemic, pandemic, disaster, rioting, catastrophe, or similar public emergency within this city, when public safety is imperiled, the mayor may, and is hereby authorized to, after consultation with the chief of police and the fire chief, or their designated representatives, or those other said officials who are then reasonably available, and any other department head deemed necessary to the consultation by the mayor, proclaim a city state of emergency and designate the city or area or areas of the city involved as being in a city state of emergency. This is in addition to the authority of the mayor to declare a local state of emergency pursuant to MCL 30.410.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34b. - Determination to be in writing.

The determination that a city state of emergency exists shall be made in writing by the mayor and shall be supported by written reports from the heads of those city departments directly responsible for bringing the emergency under control. The reports shall set out in detail the exact nature of the crisis, disaster, rioting, catastrophe or other public emergency and shall indicate a need for emergency measures. Such written determination and supporting reports shall be filed with the city clerk within a reasonable time after the city state of emergency has been declared and shall be public records.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34c. - Promulgation of orders, rules and regulations.

Following such proclamation or declaration, the mayor may, and is hereby authorized to promulgate such reasonable orders, rules and regulations in relation to the use of public property within the city as the mayor deems necessary to protect life and property or to bring the emergency situation within the city or the affected area or areas of the city under control. This authority includes, but is not limited to, the ability to:

- (1) Limit the size and location of gatherings on public property.
- (2) The closure of streets, alleys, parks or other public places.
- (3) Regulate and/or prohibit pedestrian traffic, including the formation of lines on public streets.
- (4) Regulate the entry of persons into city buildings and structures.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34d. - Applicability.

Such orders, rules and regulations shall indicate the area or areas of the city which are subject to the orders, rules and regulations by clearly delineating the boundaries thereof. The time period during which the orders, rules and regulations are in effect shall be explicitly stated. The location to be affected by the orders, rules and regulations shall also be clearly designated.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34e. - Duration and modification and extension by council.

Orders of the mayor promulgated pursuant to section 10-34c shall not be continued or renewed for a period in excess of seven days except with the consent of the city council. The city council, at a general or special meeting as provided by city Charter, may by resolution amend, modify or rescind such orders, rules or regulations promulgated by the mayor hereunder; provided, however, that such action by the city council shall be by a majority of the council members elected.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34f. - Modification by mayor.

In the event that the city council has not acted pursuant to the authority granted in section 10-34e above to modify such orders, rules and regulations, that have been promulgated by the mayor, they may be amended, modified or rescinded by the mayor, from time to time, in like manner as provided in sections 10-34c and 10-34d of this article, but shall cease to be in effect upon declaration by the mayor that the emergency no longer exists.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34g. - Publication of notice.

In the event orders, rules or regulations are promulgated by the mayor and in the event such orders, rules and regulations are thereafter amended, modified or rescinded by the city council or by the mayor, reasonable notice of such orders, rules, regulations, amendments, modifications or rescissions shall be given to the public by press releases, publication in a newspaper of general circulation in the city, publication in a prominent place on the city's website and, to the extent feasible, any other means that will notify the public of the orders, rules and regulations.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34h. - Intent.

It is hereby declared to be the legislative intent to invest the mayor with sufficiently broad power of action in the exercise of the police power of the city with regard to the establishment and enforcement of such orders, rules or regulations to provide adequate control over persons and conditions during such periods of impending or actual public crisis or disaster. The provisions of this article shall be broadly construed to effectuate that purpose.

(Ord. No. 1488, 6-30-2020)

Sec. 10-34i. - Penalty [for violation].

It shall be a civil infraction punishable by a fine of up to \$25.00 to knowingly violate an order, rule or regulation promulgated by the mayor pursuant to section 10-34c or as amended by the city council or mayor pursuant to section 10-34e and section 10-34f, respectively.

(Ord. No. 1488, 6-30-2020)

Sec. 10-35. - Penalty.

It shall be unlawful for any person to willfully obstruct, resist, hinder or delay any official in the exercise of his or her duties pursuant to the support emergency operations plan adopted pursuant to this article.

(Code 1994, ch. 5, § 1.155)



**RESOLUTION EXTENDING STATE OF EMERGENCY PROCLAMATION AND
ORDER REQUIRING FACE COVERINGS IN CITY DDA**

POLICY RESOLUTION NO. 2021-2

Date: February 23, 2021

WHEREAS, the City adopted Ordinance No. 1488, which authorizes the Mayor to declare or proclaim a City State of Emergency and to subsequently promulgate orders rules and regulations to protect life and property or to bring the emergency situation under control; and

WHEREAS, in response to the ongoing COVID-19 pandemic and increased cases and hospitalizations in Ingham County, the Mayor properly proclaimed and declared a continuing City State of Emergency on November 6, 2020 (“Proclamation”); and

WHEREAS, in an effort to protect life and bring the emergency under control, the Mayor ordered on November 6, 2020, that all persons on the public sidewalks and streets in the City DDA District must wear face coverings over their mouths and noses, subject to certain exceptions (“Order”); and

WHEREAS, pursuant to Section 10-34e of the Ordinance, the City Council concurred within and consented to the Proclamation and Order and resolved on November 10, 2020, that the Proclamation and Order would extend through December 31, 2020; and

WHEREAS, pursuant to Section 10-34e of the Ordinance, the City Council consented to the Proclamation and Order and resolved on December 15, 2020, that the Proclamation and Order would extend through January 31, 2021, at 11:59 p.m.; and

WHEREAS, in Policy Resolution No. 2021-1, the City Council extended the terms of the Proclamation of Continuing State of Emergency dated November 6, 2020, and the Order Requiring Face Coverings in the City DDA District dated November 6, 2020, through February 28, 2021, at 11:59 p.m.; and

WHEREAS, because COVID-19 continues to threaten the health and lives of those in the City, the City Council wishes to further extend the Proclamation and Order.

NOW THEREFORE, IT IS RESOLVED that the City Council of the City of East Lansing hereby extends the terms of the Proclamation of Continuing State of Emergency dated November 6, 2020, and the Order Requiring Face Coverings in the City DDA District dated November 6, 2020, through May 16, 2021, at 11:59 p.m.



BE IT FURTHER RESOLVED that this City Council may terminate the Proclamation and Order sooner or may further extend the Proclamation and Order by resolution as circumstances warrant.

Moved by Council member: _____

Supported by Council member: _____

ADOPTED: Yeas:_____

Nays:_____

Absent:_____

CLERKS CERTIFICATION: I hereby certify that the foregoing is a true and complete copy of a Policy Resolution adopted by the East Lansing City Council at its meeting held on Tuesday, February 23, 2021, the original of which is part of the Council's minutes.

Jennifer Shuster, City Clerk
City of East Lansing
Ingham County, Michigan

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held electronically on Monday, April 26, 2021. Mayor Baker called the meeting to order at 7:30 PM.

B. ROLL CALL:

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

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

- C-1** Announcement of Winners of the Kids Poster Design Contest, “We Are All In This Together” Sponsored by the City of Troy *(Presented by: Mayor Ethan Baker)*
- C-2** Service Commendation for City Assessor Leger A. (Nino) Licari *(Presented by: Mayor Ethan Baker)*
- C-3** Proclamation for the 52nd Annual Professional Municipal Clerks Week – May 2-8, 2021 *(Presented by: Mayor Ethan Baker)*
- C-4** Proclamation Commemorating the 106th Anniversary of the Armenian Genocide *(Presented by: Mayor Ethan Baker)*
- C-5** Troy Trails – Phase 3, Jaycee Park Community Engagement Update *(Presented by: Kurt Bovensiepe, Public Works Director)*

D. CARRYOVER ITEMS:

- D-1** No Carryover Items

E. PUBLIC HEARINGS:

- E-1** No Public Hearings

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA:

Mahendra Kenkre	Congratulated City Council and City Administration on the 2021/22 Budget
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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 – Building Code Board of Appeals, Charter Revision Committee, Parks and Recreation Board, Personnel Board, Traffic Committee****a) Mayoral Nominations:**

Resolution #2021-04-050

Moved by Baker

Seconded by Hamilton

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

6 Regular Members

3 Year Term

Nominations to the Brownfield Redevelopment Authority:**Term Expires: 4/30/2024****Joseph Beyer**

Term currently held by: Vacancy–Mr. Salgat resigned 10/15/19

Yes: All-7

No: None

MOTION CARRIED**b) City Council Nominations:**

Resolution #2021-04-051

Moved by Brooks

Seconded by Erickson Gault

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:

Building Code Board of Appeals

Appointed by Council

5 Regular Members: Three (3) Residents with background, training or experience in construction or similar trades; at least one shall be a professional structural or civil engineer of architectural engineering experience; Two (2) by Ordinance - City Manager and Oakland County Health Department Representative

5 Year Term

Nominations to the Building Code Board of Appeals:

Term Expires: 1/1/2025

Sande Frisen

Term currently held by: Sande Frisen

Yes: All-7

No: None

MOTION CARRIED

Resolution #2021-04-052

Moved by Brooks

Seconded by Hodorek

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:

Charter Revision Committee

Appointed by Council

7 Regular Members

3 Year Term

Nominations to the Charter Revision Committee:

Term Expires: 4/30/2024

Mark Bartnik

Term currently held by: Mark Bartnik

Term Expires: 4/30/2024

Toby Buechner

Term currently held by: Toby Buechner

Term Expires: 4/30/2024

Susan Matthews

Term currently held by: William Murray

Yes: All-7

No: None

MOTION CARRIED

Resolution #2021-04-053

Moved by Brooks

Seconded by Chamberlain-Creangă

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 Board Member: 1 Year Term

Nominations to the Parks and Recreation Board:

Term Expires: 9/30/2022

Govindrajan Thattai

Term currently held by: Julia (Judy) Baker – Resigned 3/1/2021

Yes: All-7

No: None

MOTION CARRIED

Resolution #2021-04-054

Moved by Brooks

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:

Personnel Board

Appointed by Council

5 Regular Members

3 Year Term

Nominations to the Personnel Board:

Term Expires: 4/30/2024

Jeffrey Forster

Term currently held by: Jeffrey Forster

Term Expires: 4/30/2024

Pamela Gordon

Term currently held by: Pamela Gordon

Term Expires: 4/30/2024**Jane Parpart**

Term currently held by: Jane Parpart

Yes: All-7

No: None

MOTION CARRIED

Resolution #2021-04-055

Moved by Brooks

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:

Traffic Committee

Appointed by Council

7 Regular Members

3 Year Term

Nominations to the Traffic Committee:**Term Expires: 1/31/2024****Abiramasundari Swaminathan**

Term currently held by: Donald Johnson-No Reappointment

Term Expires: 1/31/2024**Cynthia Wilsher**

Term currently held by: Cynthia Wilsher

Yes: All-7

No: None

MOTION CARRIED**I-3 No Closed Session Requested****I-4 Fiscal Year 2021-2022 Proposed Budget (*Introduced by: Mark F. Miller, City Manager*)****I-5 Classified and Exempt Classification and Pay Plans (*Introduced by: Jeanette Menig, Human Resources Director*)**

Resolution #2021-04-056

Moved by Erickson Gault

Seconded by Hamilton

WHEREAS, The Classification Plan for Classified Employees, Classification Plan for Exempt Employees and the Pay Plan for Classified and Exempt Employees was last revised July 2014; and,

WHEREAS, The City has completed a comprehensive classification and compensation study since the last revision; and,

WHEREAS, The Personnel Board has reviewed and approved the revised Classification Plan for Classified employees;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the May 1, 2021 Classification Plan for Classified Employees, Classification Plan for Exempt Employees and the Pay Plan for Classified and Exempt Employees, as well as the subsequent July 1, 2021 Pay Plan for Classified and Exempt Employees pursuant to City Code Chapter 11 Section 5.1.

Yes: All-7
No: None

MOTION CARRIED

I-6 Request for Salary Increases (*Introduced by: Mark F. Miller, City Manager, and Lori Grigg Bluhm, City Attorney*)

Resolution A:

Resolution #2021-04-057
Moved by Baker
Seconded by Hamilton

RESOLVED, That the City Manager's salary **SHALL BE INCREASED** 2.5% effective July 1, 2019; and 2.5% effective July 1, 2020; and 1.0% effective January 9, 2021, and 2.5%, effective July 1, 2021.

Yes: All-7
No: None

MOTION CARRIED

Resolution B:

Resolution #2021-04-058
Moved by Baker
Seconded by Abraham

RESOLVED, That the City Attorney's salary **SHALL BE INCREASED** 2.5% effective July 1, 2020; and 1.0% effective January 9, 2021, and 2.5%, effective July 1, 2021.

Yes: All-7
No: None

MOTION CARRIED

I-7 Budget Amendment and Standard Purchasing Resolution 4: US Communities/OMNIA Cooperative Purchase – Troy Historical Village General Store – Replacement Windows (*Introduced by: Brian Goul, Recreation Director*)

Resolution #2021-04-059

Moved by Erickson Gault

Seconded by Chamberlain-Creangă

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase Replacement Windows at the Troy Historical Village General Store to *Home Depot* for an estimated cost of \$11,540 with project total not to exceed amount of \$20,000 as detailed in the quote and per the US Communities/OMNIA Purchasing Cooperative Contract #16154.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a budget amendment in the amount of \$20,000 for the Museum's Buildings and Improvements General Repairs Capital Fund for the 2021 fiscal year.

Yes: All-7

No: None

MOTION CARRIED**J. CONSENT AGENDA:**

J-1a Approval of "J" Items NOT Removed for Discussion

Resolution #2021-04-060-J-1a

Moved by Abraham

Seconded by Hodorek

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 #2021-04-060-J-2

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

- a) City Council Minutes-Draft – April 12, 2021
- b) Special City Council Meeting Minutes-Draft – April 19, 2021

J-3 Proposed City of Troy Proclamations:

Resolution #2021-04-060-J-3

- a) Proclamation for Asian and Pacific Islander Heritage Month – May, 2021
- b) Proclamation for Do Something Good For Your Neighbor Day – May 16, 2021
- c) Proclamation for National Police Memorial Week – May 9-15, 2021

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Leisure Pool Heater Replacement at the Troy Community Center**

Resolution #2021-04-060-J-4a

RESOLVED, That the Troy City Council hereby **APPROVES** expending budgeted capital funds to *B & B Pools & Spas of Livonia, MI*, which is the City's pool maintenance contractor (Resolution #2017-11-179-J-4d), for replacement of the leisure pool heater at the Troy Community Center for an estimated cost of \$22,500 as detailed in the proposal with a \$7,500 contingency and a not to exceed amount of \$30,000.

- b) **Standard Purchasing Resolution 4: Cooperative Contract Award – MITN – Tandem Axle Dump Trucks with Snow Removal and Deicing Systems**

Resolution #2021-04-060-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase two (2) tandem axle truck chassis, at \$102,128 each from *Wolverine Freightliner-Eastside, Inc., of Mt. Clemens, MI*, for an estimated total price of \$204,256 and a contract to purchase two (2) tandem dump bodies with snow equipment for \$126,680 each from *Truck and Trailer Specialties, Inc., of Howell, MI*, at an estimated total price of \$253,360, for an estimated grand total cost of \$457,616 for two (2) dump trucks with snow removal and deicing systems as per the MITN cooperative purchasing group pricing.

- c) **Standard Purchasing Resolution 2: Award to Low Bidder Meeting Specifications - Aggregates**

Resolution #2021-04-060-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** one (1) year contracts to provide Aggregates with an option to renew for one (1) additional year to the following low bidders;

Company	Items	Estimated Total Cost
<i>Proposal A</i>		
Maloney Trucking	1, 2, 3, 7	\$36,619.00
AMS Grounds	4,5	\$26,175.00
Osburn Ind.	6, 9	\$3,225.00

Richmond Trans.	8	\$3,150.00
<i>Proposal B</i>		
Osburn Ind.	2	\$2,900.00
Maloney Trucking	5	<u>\$4,100.00</u>
Estimated Total Cost		\$73,269.00

All aggregates to be purchased on as-needed basis; at unit prices contained in the bid tabulation opened April 1, 2021, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with contracts expiring April 30, 2023.

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

J-5 Agreement for Traffic Control Device – Coolidge Highway and Square Lake Road (Signal No. 85) – Project No. 21.106.5

Resolution #2021-04-060-J-5

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement for Traffic Control Device (Signal No. 85) between the City of Troy and the Board of County Road Commissioners for Oakland County for Traffic Signal Modernization and Maintenance at the intersection of Coolidge Highway and Square Lake Road at an estimated cost to the City of Troy of \$300,000, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Funds for Troy's share of the work are included in the 2022 Capital Projects Fund, Project # 2021C0035 (Account # 401.447.479.7989.211065).

J-6 Agreement for Traffic Control Device – Coolidge Highway and Long Lake Road (Signal No. 253) – Project No. 20.104.5

Resolution #2021-04-060-J-6

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement for Traffic Control Device (Signal No. 253) between the City of Troy and the Board of County Road Commissioners for Oakland County for Traffic Signal Modernization and Maintenance at the intersection of Coolidge Highway and Long Lake Road at an estimated cost to the City of Troy of \$150,000, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Funds for Troy's share of the work are included in the 2022 Capital Projects Fund, Project # 2021C0142 (Account # 401.447.479.7989.201045).

J-7 Private Agreement – Contract for Installation of Municipal Improvements – GFA Hopedale Site Condominiums – Project No. 20.902.3

Resolution #2021-04-060-J-7

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and GFA Development, Inc. for the installation of Water Main, Sanitary Sewer, Storm Sewer, and Concrete Pavement & 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.

J-8 Request for Acceptance of a Permanent Easement – Hopedale Site Condominium, Sidwell #88-20-11-277-024

Resolution #2021-04-060-J-8

RESOLVED, That Troy City Council **ACCEPTS** a permanent easement for public utilities and franchise utilities from GFA Hopedale Gardens, LLC, an entity of GFA Development, Inc., owner of the property having Sidwell #88-20-11-277-024.

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-9 Cost Participation Agreement for Road Work on Adams, Long Lake to Square Lake

Resolution #2021-04-060-J-9

RESOLVED, That Troy City Council hereby **APPROVES** the Cost Participation Agreement between the City of Troy and the Board of County Road Commissioners for Oakland County for Road Work on Adams Road, from Long Lake Road to Square Lake Road at an estimated cost to the City of Troy of \$300,000 and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Funds for Troy's share of the work are included in the 2021 Capital Projects Fund, Project # 2021C0034 (Account # 401.447.479.7989.211015).

J-10 Cost Participation Agreement for 2021 Concrete Replacement Program with RCOC

Resolution #2021-04-060-J-10

RESOLVED, That Troy City Council hereby **APPROVES** the Cost Participation Agreement between the City of Troy and the Board of County Road Commissioners for Oakland County for the removal and replacement of concrete pavement on various County roads at an estimated cost to the City of Troy of \$711,938, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Funds for Troy's share of the work are included in the 2021 Capital Projects Fund, Project # 2021C0038 (Account # 401.447.479.7989.500) and Project # 2021C0029 (Account # 2021C0029).

J-11 Interlocal Agreement with Sterling Heights for Use of Gun Range

Resolution #2021-04-060-J-11

RESOLVED, That the Troy City Council hereby **APPROVES** the Inter-Local Agreement between the City of Troy and the City of Sterling Heights, allowing Sterling Heights police officers to use the City of Troy Gun Range, and **AUTHORIZES** the City Manager to execute the document on behalf of the City of Troy, and to **APPROVE** up to two renewals administratively; a copy of the agreement shall be **ATTACHED** to the original Minutes of this meeting.

J-12 Authorization to Request Reimbursement from Oakland County West Nile Virus Fund

Resolution #2021-04-060-J-12

BE IT RESOLVED, That Troy City Council hereby **AUTHORIZES** the City of Troy Facilities and Grounds Division, to seek reimbursement for an amount not-to-exceed \$11,418.06, from the Oakland County West Nile Virus Fund for the expenditures incurred while instituting proactive public health measures used to reduce the population of mosquitoes in the environment.

J-13 Contract Extension – Short/Long Term Disability, Life and AD&D Insurance Coverage

Resolution #2021-04-060-J-13

WHEREAS, *The Hartford Life Insurance Company of Hartford, CT* (The Hartford) is currently and successfully providing the City of Troy's Short/Long Term Disability Insurance, Life Insurance and Accidental Death and Dismemberment Insurance; and

WHEREAS, The Hartford is extending the previously quoted rate for the third year of the agreement; and

WHEREAS, The City's estimated monthly premium will be \$16,866 and the estimated annual premium will be \$202,388; City Administration recommends approval of the one-year agreement renewal as in the best interest of the City; and

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **AGREES** to renew the Agreement with *The Hartford Life Insurance Company of Hartford, CT* for Short/Long Term Disability Insurance, Life Insurance and Accidental Death and Dismemberment Insurance and **AUTHORIZES** payment of the estimated annual premium of \$202,388 for one (1) year, and **AUTHORIZES** the City Attorney to execute any documents necessary for the Agreement with The Hartford Insurance Company; contract to expire May 30, 2022.

J-14 Charvelle Carter v Shearer et. al.

Resolution #2021-04-060-J-14

RESOLVED, That Troy City Council hereby **AUTHORIZES** and **DIRECTS** the City Attorney's Office to represent the Troy defendants in the *Charvelle Carter v. Shearer et. al.*, Eastern District of Michigan Federal Court, Case Number 2:21-cv-10856, and **AUTHORIZES** the payment of

necessary costs and expenses, including the retention of any witnesses (including experts) that are required to adequately represent the Troy defendants.

The Meeting **RECESSED** at 9:03 PM.

The Meeting **RECONVENED** at 9:08 PM.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

- a) May 10, 2021 – 2021/2022 Budget Public Hearing
-

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

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. REPORTS:

O-1 Minutes – Boards and Committees:

- a) Civil Service Commission (Act 78)-Final – February 1, 2021
 - b) Civil Service Commission (Act 78)-Final – March 25, 2021
 - c) Civil Service Commission (Act 78)-Draft – April 20, 2021
Noted and Filed
-

O-2 Department Reports:

- a) 2021 City of Troy Assessment Roll and Board of Review Report
 - b) Firefighters ADA Pathway
 - c) State of Emergency Update
Noted and Filed
-

O-3 Letters of Appreciation:

- a) To Glenn Lapin from Fogo de Chao Regarding Assistance with COVID Assistance
Noted and Filed
-

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

P. COUNCIL COMMENTS:**P-1 Council Comments**

Council Member Hodorek	Recognized Glenn Lapin for his hard work helping businesses during the pandemic
Council Member Chamberlain-Creangă	Commented on item O-2c, thanking Assistant City Manager Bruner for the report, and asked for a consensus of Council on a level that would enable City Council to return to in-person meetings.
Mayor Baker	Commented that the State of Emergency will be reviewed at the next Council Meeting. He said that at that meeting, they will look at the case numbers.
Council Member Hamilton	Commented that he was honored to help at the vaccine event recently held at the Troy Community Center with Mayor Pro Tem Brooks. He thanked Recreation Director Goul for organizing the event that gave out 1600 doses of the vaccine. He said that Beaumont Hospital now has walk-in vaccine clinics available, and he encouraged everyone to get vaccinated.
Mayor Baker	Wished Mayor Pro Tem Brooks a happy birthday.
Mayor Pro Tem Brooks	Thanked everyone at the Troy Community Center for the vaccine event.
Council Member Chamberlain-Creangă	Wished Mayor Pro Tem Brooks a happy birthday. Thanked Council Member Hamilton and Mayor Pro Tem Brooks for helping at the vaccine event at the Troy Community Center. Offered support and prayers for everyone affected by the COVID-19 crisis in India.
Mayor Baker	Thanked healthcare heroes, first responders and frontline workers for their efforts during the pandemic.

Q. CLOSED SESSION**Q-1 No Closed Session**

R. ADJOURNMENT:

The Meeting **ADJOURNED** at 9:30 PM.

Mayor Ethan Baker

M. Aileen Dickson, MMC, MiPMC II
City Clerk

**PROCLAMATION FOR
MENTAL HEALTH AWARENESS MONTH – MAY 2021**

WHEREAS, Mental health is important for our individual well-being and vitality, as well as that of our families, communities and businesses; and

WHEREAS, The COVID-19 pandemic has been a reminder of the importance of integrating mental health into preparedness and response plans for public emergencies; and

WHEREAS, Younger adults, racial/ethnic minorities, essential workers, and adult caregivers reported having disproportionately worse mental health outcomes, increased substance abuse, and elevated suicidal ideation associated with COVID-19; and

WHEREAS, One in six U.S. children aged 2-8 years old has a diagnosed mental, behavioral, or developmental disorder that, if untreated, can lead to school failure, physical illness, substance use, jail and even suicide; and

WHEREAS, May 6, 2021 is designated the National Children’s Mental Health Awareness Day and May 2 through May 8, 2021 is designated as Children’s Mental Health Awareness Week; and

WHEREAS, Oakland Community Health Network is committed to being a Zero Suicide organization and to cultivate a network of providers who are engaged in the Zero Suicide philosophy; and

WHEREAS, Mental illness is a biologically based brain disorder that cannot be overcome through “will power” and is not related to a defect in a person’s “character” or intelligence; and

WHEREAS, Stigma and stereotypes associated with mental illnesses often keep people from seeking treatment that could improve their quality of life; and

WHEREAS, Mental health recovery not only benefits individuals with mental health disorders by focusing on their abilities to live, work, learn, and fully participate and contribute to our society, but also enriches the culture of our community life; and

WHEREAS, The **Oakland Community Health Network**, and its service provider agencies, are committed to inspiring hope, empowering people, and strengthening communities;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Troy and the Oakland Community Health Network recognizes **May 2021 as Mental Health Month**; and

BE IT FURTHER RESOLVED, That we call upon our citizens, public and private institutions, businesses and schools to recommit our state to increasing awareness and understanding of mental illness, and the need for appropriate and accessible services for all people with mental illnesses to promote recovery.

Presented this 24th day of May 2021.

**PROCLAMATION
TO DECLARE JUNE 4, 2021
NATIONAL GUN VIOLENCE AWARENESS DAY IN THE CITY OF TROY**

WHEREAS, Every day, more than 100 Americans are killed by gun violence, alongside more than 230 who are shot and wounded, and on average there are more than 13,000 gun homicides every year. Americans are 25 times more likely to be killed with guns than people in other countries; and

WHEREAS, Support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from dangerous people. Michigan has an average of 1212 gun deaths every year, with a rate of 12.1 deaths per 100,000 people. Michigan has the 31st highest rate of gun deaths in the US; and

WHEREAS, Gun homicides and assaults are concentrated in cities, with more than half of all firearm related gun deaths in the nation occurring in 127 cities; and

WHEREAS, Cities across the nation, including Troy, are working to end the senseless violence with evidence-based solutions. Support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from people with dangerous histories; and

WHEREAS, Law Enforcement agencies and local Police Departments know their communities best and are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, Gun violence prevention is more important than ever as the COVID-19 pandemic continues to exacerbate gun violence after more than a year of increased gun sales, increased calls to suicide and domestic violence hotlines, and an increase in city gun violence; and

WHEREAS, In January 2013, 15-year-old Hadiya Pendleton was tragically shot and killed. A group of Hadiya’s friends asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods and orange is a color that symbolizes the value of human life; and

WHEREAS, Anyone can join this campaign by pledging to wear orange on June 4, 2021, to help raise awareness about gun violence. By wearing orange on Friday, June 4, 2021 Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

WHEREAS, As a community, we renew our commitment to reduce gun violence and pledge to do all we can to keep firearms out of the wrong hands, and encourage responsible gun ownership to help keep our children safe;

NOW, THEREFORE BE IT RESOLVED, that Troy City Council declares **Friday, June 4, 2021** to be **National Gun Violence Awareness Day in the City of Troy** and encourages all citizens to support our community’s efforts to prevent the tragic effects of gun violence and to honor and value human lives; and

BE IT FURTHER RESOLVED, That we encourage responsible gun ownership and pledge to do all we can to keep firearms out of the wrong hands to help keep our children safe.

Presented the 24th Day of May 2021

**PROCLAMATION IN RECOGNITION & APPRECIATION
OF THE TROY PUBLIC LIBRARY
ON THEIR 50TH ANNIVERSARY
AT THE 510 W. BIG BEAVER LOCATION**

WHEREAS, In 1959, the Troy City Commission appointed a ten-member Library Committee to investigate the possibility of a library for Troy.

WHEREAS, In June 1962, the Friends of the Troy Public Library formed to help collect books and help finance the project. Three months later, in September, the Troy Public Library Reading Room, Troy's first library, opened in two rooms in the Troy High School with a collection of 1,000 books. At this time, Troy had a population of just over 20,000; and

WHEREAS, As the City's population grew, so did the Library's collection. By 1965, the Library outgrew its space in the High School and moved its 2,450 items to a storefront building at 61 East Square Lake Road and Livernois. In 1967, the Library moved into an even bigger location at 5044 Rochester Road, north of Long Lake; and

WHEREAS, By 1970, Troy's population had more than doubled in 10 years, to over 39,000 and the Troy Library collection expanded to 22,282 items; and

WHEREAS, Due to Troy's continuing population boom, the Troy City Commission voted to fund construction for a new permanent library building via 30-year bonds in 1968. The ground breaking for the new Troy Public Library in the Troy Civic Center on Big Beaver and I-75 was on January 24, 1970. Construction continued throughout that year; and

WHEREAS, On **May 16, 1971 the Troy Public Library** opened its doors for the first time to the public. The entire Library stood in the space occupied by the current Youth area;

NOW, THEREFORE, BE IT KNOWN, That the City Council of the City of Troy takes this opportunity to express its appreciation to all of the **Troy Public Library Directors and Staff** for their hard work and dedication in meeting all of the information needs of the Troy community for so many years; and

BE IT FURTHER KNOWN, That the Troy City Council, City Management, and the citizens of the City of Troy, congratulate the **Troy Public Library on their 50th Anniversary** at their 510 W. Big Beaver Road location and commend the Directors and Staff, past and present, for working diligently to make our Library an important and vital community resource.

Presented This 24th Day of May 2021



500 West Big Beaver
Troy, MI 48084
troymi.gov

J-04a

CITY COUNCIL AGENDA ITEM

Date: May 10, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Lisa Burnham, Controller
Kurt Bovensiepe, Public Works Director
Cindy Stewart, Community Affairs Director
Paul Evans, Zoning and Compliance Specialist
Emily Frontera, Purchasing Manager

Subject: Standard Purchasing Resolution 2: Low Bidders Meeting Specifications – Snow Removal Services

History

- The Code Enforcement Division is responsible for clearing snow and ice from non-compliant private property owners abutting public sidewalks as Chapter 34.11 and 34.11.01 states.
 - Code Enforcement only responds to those properties that have received specific complaints.
 - Contractor charges and fees are invoiced to the property owner.
- The Community Affairs Division is responsible for administering the Community Development Block Grant (CDBG) Home Chore Program
 - Qualified individuals are eligible for assistance with snow and ice removal from driveways and sidewalks.
 - Approximately 90 homes are completed under this program.
 - CDBG funds this operation.

Purchasing

- On April 1, 2021 a bid opening was conducted as required by City Charter and Code for seasonal requirements for Snow Removal Services with an option to renew for two (2) additional seasons.
- The bid was posted on the Michigan Inter-governmental Trade Network (MITN) website; www.mitn.info. Two hundred and eleven (211) vendors were notified.
- Three (3) bid responses were received. Below is a detailed summary of notified potential vendors.

Companies notified via MITN	211	<i>MITN provides a resourceful online platform to streamline the procurement process, reduce costs, and make it easier and more transparent for vendors to do business with the City of Troy.</i> Active MITN members with a current membership and paying annual dues receive automatic electronic notification which allows instant access to Bids, RFPS and Quote opportunities with the City. Active MITN non-paying members are responsible to monitor and check the MITN website for opportunities to do business with the City. Inactive MITN member status can occur when a company does not renew their account upon expiration. Inactive members cannot be notified of
Troy Companies notified via MITN	4	
Troy Companies notified Active email Notification	3	
Troy Companies notified Active Free	1	
Companies that viewed the bid	18	
Troy Companies that viewed the bid	0	



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CITY COUNCIL AGENDA ITEM

Purchasing (*continued*)

- Upon review of the bid responses, Proposals A, B, and E, in the City's best interest, will be rebid in August due to lower than expected bid responses. Contracts for the three proposals will not be awarded as per the following bid language which states:

The City reserves the right to reject any or all bids, to waive any informality in the bid proposal received, and to accept any bid proposal or part thereof, which it shall deem to be most favorable to the interests of the City

- Based on review of the bid responses for Proposals C and D, it is being recommended to award snow removal contracts to *Xpert Lawn and Snow of Warren, MI* for Proposal (C) Code Enforcement Calls and *Brantley Development, LLC of Inkster, MI* for Proposal (D) Home Chore Program as per the prices detailed in the attached bid tabulation.
- The award is contingent upon contractor's submission of proper insurance certificates, and all other specified requirements.

Financial

Funds are currently available for each service in the corresponding division's operating budget.

Recommendation

City management recommends awarding a contract to provide seasonal requirements of Snow Removal Services with an option to renew for two (2) additional seasons to *Xpert Lawn and Snow of Warren, MI* for Proposal (C) and to *Brantley Development, LLC of Inkster, MI* for Proposal (D) at prices detailed and contained in the attached bid tabulation.

VENDOR NAME:	Premier Group Associates, LC	Xpert Lawn and Snow
CITY:	Detroit, MI	Warren, MI

PROPOSAL (A): City Owned Properties – Parking Lots, Building Entrances and Sidewalks

Item	Type of Equipment	Unit	# Dedicated	Cost per Hour	# Dedicated	Cost per Hour
Parking Lots:						
1	5-10 Yd. Capacity Truck w/Salting Capabilities	Hour	3	\$125.50	1	\$150.00
2	Front End Loader - 5 yd. Capacity w/Snow Pusher	Hour	1	\$260.00	No bid	
3	Front End Loader - 3 yd. Capacity w/Snow Pusher	Hour	1	\$200.00	1	\$200.00
4	Skid Steer with Snow Pusher	Hour	1	\$160.00	1	\$125.00
5	Pickup with 8 ft. Blade	Hour	2	\$125.00	20	\$125.00
6	Truck with 10 ft. Snowplow	Hour	1	\$200.00	No bid	
7	Parking Lot Salt	Ton	1	\$150.00	Unlimited	\$85.00
Sidewalks:						
8	Utility Vehicle with 5' Snow Plow	Hour	2	\$180.00	2	\$110.00
9	Utility Vehicle with Salt Spreader	Hour	2	\$170.00	2	\$110.00
10	Utility Vehicle w/5' Snow Plow & Salt Spreader	Hour	1	\$200.00	2	\$110.00
11	Utility Tractor Mounted Snow Blower	Hour	No bid		1	\$100.00
12	Walk-Behind Snow Blower	Hour	5	\$85.00	20	\$50.00
13	Snow Shovel and Operator	Hour	10	\$65.00	20	\$35.00
14	Walk-Behind Salt Spreader with Operator	Hour	4	\$70.00	20	\$35.00
15	Sidewalk Snow and Ice Melter	50lb Bag		\$25.00	Unlimited	\$25.00
ESTIMATED GRAND TOTAL - PROPOSAL A:				\$2,015.50	\$1,260.00	

Proposal (B): City Owned Properties - Sidewalks (Various locations within the City of Troy)

Item	Description	Unit	Sidewalk - Deicing	Sidewalks - Plowing	Sidewalk - Deicing	Sidewalks - Plowing
1	Less than One (1) inch or Icy Conditions, Includes Ice Melting Product	LF.	\$3.00		\$0.10	
2	Two (2) inches to Six (6) inches	LF.	\$2.50	\$2.00	\$0.10	\$0.10
3	Greater than Six (6) inches	LF.	\$2.50	\$3.75	\$0.10	\$0.15
ESTIMATED GRAND TOTAL - PROPOSAL B:			\$8.00	\$5.75	\$0.30	\$0.25

Proposal (C): Code Enforcement per Call Basis

Item	Description	Unit	Cost	Cost
1	Dispatch Fee	Per Property	\$25.00	\$5.00
2	Price for Snow / Ice Removal	Hour	\$135.00	\$35.00
3	Price for Salting	LF.	\$3.00	\$0.15

Proposal (D): Snow Removal Services for the Home Chore Program

Description	Estimated Number	Price for Snow Removal per Each Service Call	Price for Salting per Each Service Call	Price for Snow Removal per Each Service Call	Price for Salting per Each Service Call
Snow Removal and/or Salting at residential City of Troy homes.		No Bid		\$45.00	\$15.00

Proposal (E): Snow Removal Services - Local Roads Emergency Basis

Type of Equipment	# of Available Pieces of Equipment	Hourly Rate Per Single Piece of Equipment	# of Available Pieces of Equipment	Hourly Rate Per Single Piece of Equipment
Front End Loader: Minimum Size 3 Yards				
5 Yd Capacity	1	\$260.00	No bid	
3 Yd Capacity	1	\$200.00	1	\$200.00
Other Size:	No Bid		No bid	
Other Size:				
Pick up with minimum 8 ft Blade (to assist loaders only)				
Pick up with minimum 8 ft Blade	2	\$125.00	20	\$125.00
Road Grader with Minimum Size of 6 Wheels				
20,000 GVW Grader	1	\$450.00	No bid	
Other Size:	No Bid			
Truck with 10 ft Snowplow				
Truck with 10 ft Snowplow	1	\$200.00		

SITE VISITS:		N	3/24/2021
INSURANCE MET:	Y/N	Y	Y
PAYMENT TERMS:		Net 30	Net 30
EXCEPTIONS:	Y/N	N	N
ACKNOWLEDGEMENT:	Y/N	Y	Y
VENDOR QUESTIONNAIRE:	Y/N	Y	Y
FORMS:	Y/N	Y	Y

VENDOR NAME: Brantley Development
CITY: Inkster, MI

PROPOSAL (A): City Owned Properties – Parking Lots, Building Entrances and Sidewalks

Item	Type of Equipment	Unit	# Dedicated	Cost per Hour
Parking Lots:				
1	5-10 Yd. Capacity Truck w/Salting Capabilities	Hour	No Bid	
2	Front End Loader - 5 yd. Capacity w/Snow Pusher	Hour		
3	Front End Loader - 3 yd. Capacity w/Snow Pusher	Hour		
4	Skid Steer with Snow Pusher	Hour		
5	Pickup with 8 ft. Blade	Hour		
6	Truck with 10 ft. Snowplow	Hour		
7	Parking Lot Salt	Ton		
Sidewalks:				
8	Utility Vehicle with 5' Snow Plow	Hour		
9	Utility Vehicle with Salt Spreader	Hour		
10	Utility Vehicle w/5' Snow Plow & Salt Spreader	Hour		
11	Utility Tractor Mounted Snow Blower	Hour		
12	Walk-Behind Snow Blower	Hour		
13	Snow Shovel and Operator	Hour		
14	Walk-Behind Salt Spreader with Operator	Hour		
15	Sidewalk Snow and Ice Melter	50lb Bag		

ESTIMATED GRAND TOTAL - PROPOSAL A:

Proposal (B): City Owned Properties - Sidewalks (Various locations within the City of Troy)

Item	Description	Unit	Sidewalk - Deicing	Sidewalks - Plowing
1	Less than One (1) inch or Icy Conditions, Includes Ice Melting Product	LF.	\$0.08	
2	Two (2) inches to Six (6) inches	LF.	\$0.08	\$0.18
3	Greater than Six (6) inches	LF.	\$0.08	\$0.21
ESTIMATED GRAND TOTAL - PROPOSAL B:			\$0.24	\$0.39

Proposal (C): Code Enforcement per Call Basis

Item	Description	Unit	Cost
1	Dispatch Fee	Per Property	\$5.00
2	Price for Snow / Ice Removal	Hour	\$55.00
3	Price for Salting	LF.	\$0.30

Proposal (D): Snow Removal Services for the Home Chore Program

Description	Estimated Number	Price for Snow Removal per Each Service Call	Price for Salting per Each Service Call
Snow Removal and/or Salting at residential City of Troy homes.		\$25.00	\$5.00

Proposal (E): Snow Removal Services - Local Roads Emergency Basis

Type of Equipment	# of Available Pieces of Eqt	H/R Per Single of Equipment
Front End Loader: Minimum Size 3 Yards	No Bid	
5 Yd Capacity		
3 Yd Capacity		
Other Size:		
Other Size:		
Pick up with minimum 8 ft Blade (to assist loaders only)		
Pick up with minimum 8 ft Blade		
Road Grader with Minimum Size of 6 Wheels		
20,000 GVW Grader		
Other Size:		
Truck with 10 ft Snowplow		
Truck with 10 ft Snowplow		

SITE VISITS:		Current Contractor
INSURANCE MET:	Y/N	Y
PAYMENT TERMS:		2% 10 Days
EXCEPTIONS:	Y/N	N
ACKNOWLEDGEMENT:	Y/N	Y
VENDOR QUESTIONNAIRE:	Y/N	Y
FORMS:	Y/N	Y

ATTEST:
Cindy Stewart
Cheryl Stewart
Scott Carruthers

Low Bidder Meeting Specifications
Emily Frontera
Purchasing Manager



CITY COUNCIL AGENDA ITEM

Date: May 1, 2021

To: Mark F. Miller, City Manager

From: Robert J Bruner, Assistant City Manager
Robert Maleszyk, Chief Financial Officer
Sandra Kasperek, City Treasurer
Lisa Burnham, Controller

Subject: Assessment of Delinquent Accounts

History

The Code of ordinances provides for transfer of delinquent accounts to the city tax roll.

Financial

The delinquent accounts from the various funds to be assessed to the 2021 tax rolls are as follows:

General Fund Invoices	\$ 55,629.76	
Penalties	<u>5,563.01</u>	
		\$ 61,192.77
Water & Sewer Accounts	\$ 590,319.61	
Penalties	<u>59,032.18</u>	
		<u>\$ 649,351.79</u>
Total to be assessed		\$ 710,544.56

Recommendation

Staff recommends that City Council approve the assessment of delinquent accounts.



500 West Big Beaver
Troy, MI 48084
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K-01a

CITY COUNCIL AGENDA ITEM

Date: May 3, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director

Subject: ANNOUNCEMENT OF PUBLIC HEARING – ZONING ORDINANCE TEXT AMENDMENT (File Number ZOTA 254) – Cluster Square Footage

This item was initiated by Staff based on conversations with the Planning Commission and developers. The One Family Cluster Option incentivizes expanding a variety of housing types in the City via construction of smaller homes. Developers have indicated that the maximum 1,500 square foot requirement is too restrictive and is a barrier to providing marketable homes.

The Planning Commission originally considered increasing the maximum square footage to 1,700 square feet. This is reflected in the attached report prepared by Carlisle/Wortman Associates, Inc. The Planning Commission held a Public Hearing for this item on December 10, 2019 and postponed the item for further study. Two developers have provided input on this item, suggesting that raising the maximum square footage from 1,700 square feet to 1,900 square feet per unit would incentivize construction. The proposed text amendment proposes increasing the maximum square footage from 1,500 square feet to 1,900 square feet.

The Planning Commission considered this item on February 25, 2020 and recommended approval of the text amendment by a 7-0 vote.

A City Council public hearing has been scheduled for May 24, 2021.

Attachments:

1. Draft text amendment.
2. Memo prepared by Carlisle/Wortman Associates, Inc., dated October 15, 2019.
3. Minutes from December 10, 2019 Planning Commission Regular meeting (excerpt).
4. Minutes from February 25, 2020 Planning Commission Regular meeting (excerpt).
5. Input from Randy Najjar, Sapphire Luxury Homes.
6. Input from Tim Loughrin, Robertson Brothers

CITY OF TROY
AN ORDINANCE TO AMEND
CHAPTER 39 OF THE CODE
OF THE CITY OF TROY
CITY COUNCIL PUBLIC HEARING DRAFT

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Chapter 39, Zoning Ordinance, of the Code of the City of Troy.

Section 2. Amendment

Chapter 39 of the Code of the City of Troy is amended as follows:

Revise Section 10.04.H.2 to read as follows:

2. Housing Diversity and Options. A bonus above the base yield number of units established in 10.04.C.1 may be provided for a development that provides a diverse variety of housing types or provides a type of housing that is desired, but not currently offered in the city. The following requirements shall be met for the all bonus unit in excess of the base yield number of units:
 - a. Maximum home square footage shall not exceed ~~4,500~~ 1,900 sq/ft; and
 - b. Master first floor bedroom and bathroom shall be provided; and

Section 3. Savings

All proceedings pending, and all rights and liabilities existing, acquired or incurred, at the time this Ordinance takes effect, are hereby saved. Such proceedings may be consummated under and according to the ordinance in force at the time such proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate any pending prosecution, or prevent prosecution hereafter instituted under any ordinance specifically or impliedly repealed or amended by this ordinance adopting this penal regulation, for offenses committed prior to the effective date of this ordinance; and new prosecutions may be instituted and all prosecutions pending at the effective date of this ordinance may be continued, for offenses committed prior to the effective date of this ordinance, under and in accordance with the provisions of any ordinance in force at the time of the commission of such offense.

Section 4. Severability Clause

Should any word, phrase, sentence, paragraph or section of this Ordinance be held invalid or unconstitutional, the remaining provision of this ordinance shall remain in full force and effect.

Section 5. Effective Date

This amendment to the Zoning Ordinance shall take effect seven (7) days after publication, which shall be published within 15 days of adoption, as required the Michigan Zoning Enabling Act (Act 110 of 2006).

This Ordinance is enacted by the Council of the City of Troy, Oakland County, Michigan, at a regular meeting of the City Council held at City Hall, 500 W. Big Beaver, Troy, MI, on the _____ day of _____, 2020.

Ethan Baker, Mayor

Aileen Dickson, City Clerk



Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

MEMORANDUM

TO: City of Troy Planning Commission
Mark Miller, AICP, City Manager
R. Brent Savidant, AICP, Planning Director

FROM: Benjamin R. Carlisle, AICP

DATE: October 15, 2019

RE: Transitions and Increasing Square Footage Cap in a Cluster Development

The Planning Commission has recently held discussions regarding two potential zoning amendments to address ongoing topics: 1. Transitions, particularly adjacent to single family residential; and 2). Increasing the maximum square footage cap to qualify for a density bonus in the cluster development option.

1. Transitions

The Planning Commission recently discussed transitions and frictions points between intense uses adjacent to single-family uses. At that meeting a number of options were presented for the Planning Commission to consider. The direction of the Planning Commission was to consider zoning amendments to ensure an appropriate intensity, height, and bulk transition between areas of potential friction. Due to the uniqueness of Big Beaver zoning, we recommend that right now we only focus on Neighborhood Nodes.

Based upon the direction from the Planning Commission, we offer the following amendments for consideration. These amendments would only apply to Neighborhood Nodes.

Development height, setback, and greenbelt provisions for any non-single family development in Neighborhood Nodes.

1. Height:

- a. *Any building, or portion of a building, on a parcel abutting a one-family residentially zoned parcel shall not exceed 2.5-stories, 30 feet in height.*
- b. *Any building, or portion of a building, on a parcel that is not abutting a one-family residentially zoned parcel shall not exceed 3-stories, 38 feet in height.*

2. Setback and Greenbelt:

- a. *When a parcel is abutting a one-family residential zoned parcel the building setback from the property line of the one-family residential zoned parcel shall be no less than the height of the proposed building or twenty (20) feet, whichever is greater.*
- b. *When a parcel is abutting a one-family residential zoned parcel a minimum 20-foot landscaped greenbelt shall be maintained from the property line of the one-family residential zoned parcel. The greenbelt shall be landscaped and screened in accordance with 13.02.B.*
- c. *The Planning Commission may deviate from these setback and greenbelt provisions in the course of its site plan review process; however, the Planning Commission shall not permit a setback or greenbelt that is less than required in the building form or Section 13.02.B. In the review of the deviation, the Planning Commission shall consider the following standards:*
 - i. *The deviation will not adversely impact public health, safety, and welfare.*
 - ii. *The deviation maintains compatibility with adjacent uses.*
 - iii. *The deviation is compatible with the Master Plan and in accordance with the goals and objectives of the Master Plan and any associated subarea and corridor plans.*
 - iv. *The deviation will not adversely impact essential public facilities and services, such as: streets, pedestrian or bicycle facilities, police and fire protection, drainage systems, refuse disposal, water and sewage facilities, and schools.*
 - v. *The deviation will be in compliance with all other zoning ordinance standards.*
 - vi. *The deviation will not adversely impact any on-site or off-site natural features.*

2. Housing Diversity and Options

The Planning Commission has questioned why the development community has not taken advantage of the housing diversity and option density bonus for smaller homes. Input from the development community notes that 1,500 sq/ft is too small to consider construction even with the associated density bonus. The Planning Commission has been told that a slight increase to 1,700 sq/ft would greatly assist in utilizing the density bonus. As such, we have proposed revised language to increase the maximum size to receive the density bonus from 1,500 to 1,700 sq/ft.

Revised Language:

Housing Diversity and Options. A bonus above the base yield number of units established in 10.04.C.1 may be provided for a development that provides a diverse variety of housing types or

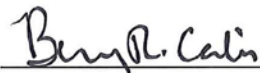
provides a type of housing that is desired, but not currently offered in the city. The following requirements shall be met for the all bonus unit in excess of the base yield number of units:

- a. Maximum home square footage shall not exceed ~~1,500~~ 1,700 sq/ft; and*
- b. Master first floor bedroom and bathroom shall be provided.*

Based upon discussion and direction of the Planning Commission, we can put this in ordinance form and prepare for a public hearing.

I look forward to discussing this further.

Sincerely,



CARLISLE/WORTMAN ASSOC., INC.
Benjamin R. Carlisle, LEED AP, AICP

PUBLIC HEARINGS**8. PUBLIC HEARING – ZONING ORDINANCE TEXT AMENDMENT (File Number ZOTA 254)
– Cluster Square Footage**

Mr. Savidant reviewed the discussion on the proposed text amendment to raise the minimum square footage from 1,500 square feet to 1,700 square feet as an incentive to developers to construct smaller homes within the cluster development option.

Tim Loughrin of Robertson Brothers was present. He offered a practitioner's perspective on the demand of home construction for empty nesters and retirees. He addressed competition among developers, economics, market demand and cost per unit for home construction. Mr. Loughrin gave an overview of the charts he prepared that were inclusive of the agenda packet and suggested a higher minimum square footage, such as 1,800 or 1,900 square feet, would be more practical for home builders and better serve market demand.

There was discussion on raising the minimum square footage higher than the proposed 1,700 square feet.

PUBLIC HEARING OPENED

There was no one present who wished to speak.

PUBLIC HEARING CLOSED

Discussion continued on what limit to set the minimum square footage.

Resolution # PC-2019-12-088

Moved by: Krent

Support by: Rahman

RESOLVED, To postpone the proposed Zoning Ordinance Text Amendment relating to Cluster Square Footage to allow staff an opportunity to come up with a more creative solution for the minimum square footage limit.

Yes: Apahidean, Crusse, Faison, Hutson, Krent, Lambert, Rahman, Tagle

No: Fowler

MOTION CARRIED

5. ZONING ORDINANCE TEXT AMENDMENT (File Number ZOTA 254) – Cluster Square Footage

Mr. Savidant initiated discussion on the proposed Zoning Ordinance Text Amendment relating to a minimum square footage for homes within the cluster development option. He referenced communications and conversations with developers who suggest a minimum of 1,900 square feet per unit. Mr. Savidant said 1,700 square feet per unit was discussed and considered at the December 10, 2019 meeting.

There was discussion on:

- Definition, intent of cluster development option.
- Feedback from developers suggesting greater maximum square footage.
- Demand for “missing” housing; attract retirees, empty nesters, first-time buyers.
- Real estate market; average cost per square foot.
- Additional square footage offers flexibility in housing options, elevations.
- Garages; side entry, alley for rear garage access (“cottage” developments).
- Setbacks from neighboring residential.
- “Cluster” term; consideration of changing.

Resolution # PC-2020-02-015

Moved by: Crusse

Support by: Hutson

RESOLVED, The Planning Commission recommends approval of the proposed Zoning Ordinance Text Amendment as written changing the minimum square footage requirement for the bonus from 1,500 square feet per unit to 1,900 square feet per unit.

Yes: All present (7)

Absent: Faison, Tagle

MOTION CARRIED



Dear Mr. Savidant,

As you know, Sapphire Luxury Homes has enjoyed building luxury, first-class homes within the City of Troy over the past several years. In doing so, Sapphire has studied the needs of the residents of the City and has watched closely as the City of Troy has considered an amendment to the cluster ordinance text. Although most of the homes constructed by Sapphire range in size from 3,000 sq. ft. to 6,000 sq. ft., there is an undeniable trend among some residents in Troy and other local municipalities to live in smaller homes.

To that end, we have reviewed a number of sites and the cost associated with development where the current ordinance provides for the maximum 1500 square-foot home. We paid particular attention as the City took up this matter at the Planning Commission meeting in December, and the discussion of what appropriate square footage should be added to allow for the smaller footprint, but still allowing overall construction to proceed at a reasonable cost. We are of the opinion that, and encourage the City to consider, a 1900 square-foot maximum size in amending the cluster ordinance text.

I am happy to discuss this matter further with you at your convenience, and look forward to the City moving forward with the previously-tables amendment to the ordinance.

Respectfully,

Randy Najjar, President
Sapphire Luxury Homes
02/11/2020



November 21, 2019

Mr. Brent Savidant
City of Troy Community Development Director
500 W Big Beaver Road
Troy, MI 48084

Re: Cluster Ordinance Text Amendment

Mr. Savidant:

It is Robertson's understanding that the City will be considering a text amendment to its Zoning Ordinance relating to the maximum square footage permitted for homes that qualify for a density bonus under the One-Family Cluster Development Option. Our understanding is that the maximum livable square footage may increase to 1,700 square feet from 1,500 square feet under Section 10.04.H.2.a. We applaud this direction as we believe there is an underserved market for those that want to stay in the City of Troy and downsize into a new, first-floor master bedroom home.

In considering the request, we would encourage the City to increase the maximum size of detached units to 1,900 square feet, as we believe the market conditions are such that this is a more appropriate size to justify the high costs to acquire and develop land in the City. In addition, our data indicates that the typical existing homeowner in Troy that would be an ideal buyer for this type of housing would be downsizing from a much larger home (2,800+ square feet), and our experience shows that they are looking for slightly more space than what 1,700 square feet provides.

Our organization would be highly interested in introducing a first-floor detached condominium home option similar to developments we are building in surrounding areas, namely Mill Ridge of Northville, and our Brewster Village community to be constructed next year in Rochester Hills. We believe keeping



residents in the City of Troy, while freeing up existing Colonial style housing for new residents to take advantage of the Troy School District, is a worthy endeavor to undertake. Increasing the maximum square footage for these home types is a critical component to doing just that.

Thank you.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Tim Loughrin'.

Tim Loughrin | Director of Land Acquisition

Robertson Brothers Homes

6905 Telegraph Rd, Suite 200, Bloomfield Hills, MI 48301

Direct Dial: 248.282.1428 | Mobile: 248.752.7402

tloughrin@robertsonhomes.com

From: [Tim Loughrin](#)
To: [Brent Savidant](#)
Subject: Mill Ridge and Brewster Village Projects
Date: Wednesday, November 27, 2019 3:51:21 PM
Attachments: [image001.jpg](#)
[image003.jpg](#)
[Mill Ridge Raleigh Elevations.pdf](#)
[Raleigh Floor Plan.pdf](#)
[Phase 1 and 2 Site Plan 11-13-19.pdf](#)
[2019.01.24 Illustrative Site Plan.pdf](#)

Hi Brent. Per our conversation, the link below is to our Mill Ridge of Northville community, which we have recently repositioned from duplex homes to a more desirable detached condominium, at 1,834 square feet. These are all first floor master homes and we have received very good feedback from prospective buyers on the design and layout. I believe this would be a very desirable home product in Troy and is one of the justifications we had made for potentially increasing the maximum size to 1,900 square feet for the proposed cluster ordinance revision.

I've attached a pdf of the site plan and elevation drawings, as well as a site plan of a new community named Brewster Village that we will be building in Rochester Hills next Spring, at the corner of Brewster and Walton. This community will use the same Raleigh plan and elevations.

We would be happy to give you and any Commission or Council members a tour of the Northville model if you have any interest in that, just let me know.

<https://www.robertsonhomes.com/communities/northville/mill-ridge-of-northville>

Thanks, and have a Happy Thanksgiving.

Tim Loughrin | Director of Land Acquisition

Robertson Brothers Homes | 6905 Telegraph Road, Suite 200 | Bloomfield Hills, MI 48301

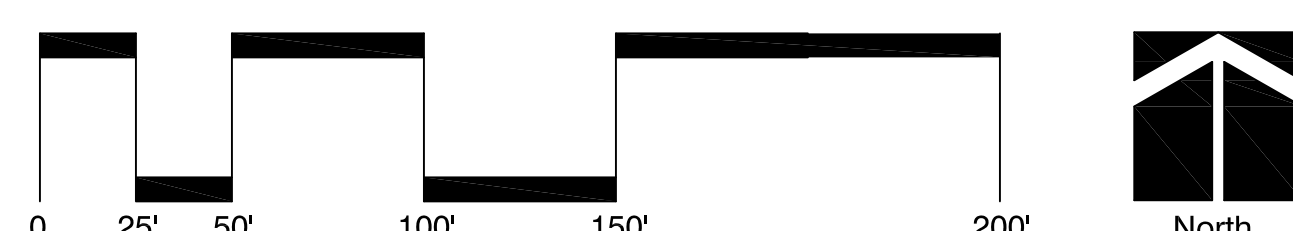
Direct: 248.282.1428 | Fax: 248.282.1429 | www.robertsonhomes.com



Mill Ridge of Northville

Northville Township, Michigan

November 2019





Site Data:

Gross Site Area:	7.705 Ac.
Net Site Area:	7.168 Ac.
Proposed Units:	30
Proposed Density:	4.19 Du./Ac.

Building Setbacks:

- Front Yard:	20' (25' to Garage)
- Building Separation:	20' min.

Road Width:

	26'
--	-----

■ sheet title:

Illustrative Site Plan

■ project title:

Brewster Village

City of Rochester Hills, MI

■ prepared for:

Robertson Brothers Homes
6905 Telegraph Rd. - Suite 200
Bloomfield Hills, MI 48301

Phone: 248.644.3460

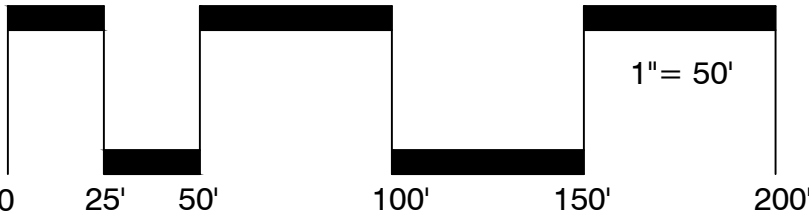
■ job number:	■ date:
17031	11.13.2018
■ drawn by:	■ checked by:
EMJ	WTK



Know what's below.
Call before you dig.

■ revisions:

01.24.2019	Per Municipal Review



sheet no.



Albany Elevation



RB

ROBERTSON
BROTHERS
HOMES

All information herein was accurate at the time of publication. All artist's renderings are for representational purposes only and subject to variances. These variances may include but are not limited to views and exposure to light, finishes for the final product as well as items depicted in the rendering. We reserve the right to make changes in price, specification, or materials, or to change or discontinue models without notice or obligation.





Barrington Elevation



RB

ROBERTSON
BROTHERS
HOMES

All information herein was accurate at the time of publication. All artist's renderings are for representational purposes only and subject to variances. These variances may include but are not limited to views and exposure to light, finishes for the final product as well as items depicted in the rendering. We reserve the right to make changes in price, specification, or materials, or to change or discontinue models without notice or obligation.





Cranbury Elevation



RB

ROBERTSON
BROTHERS
HOMES

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Dorchester Elevation



RB

ROBERTSON
BROTHERS
HOMES

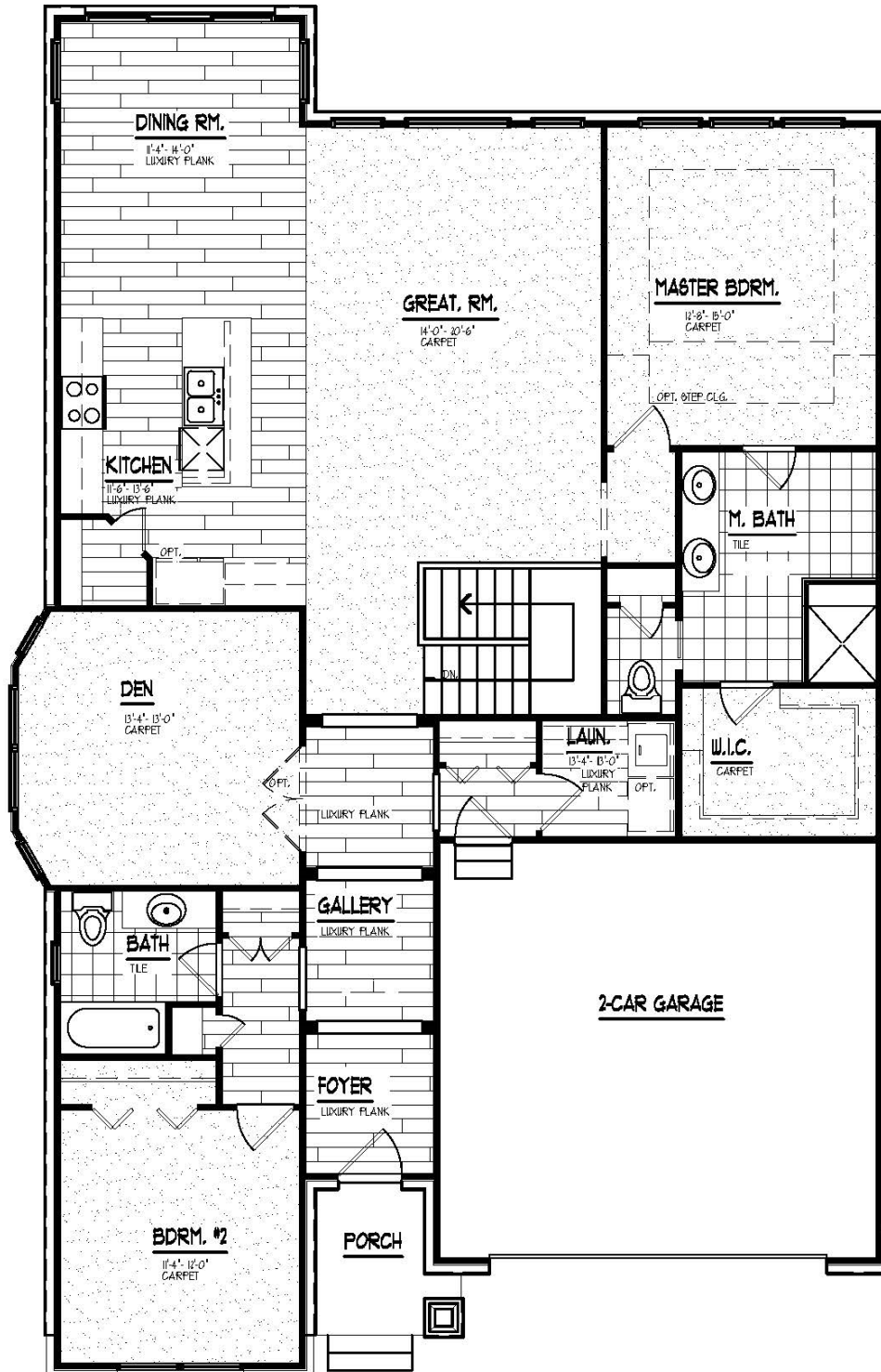
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Raleigh

1,834 sqft.



RB

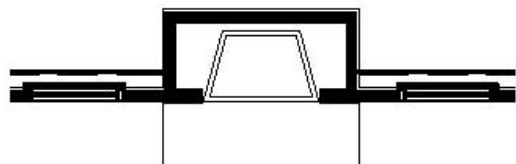
ROBERTSON
BROTHERS
HOMES

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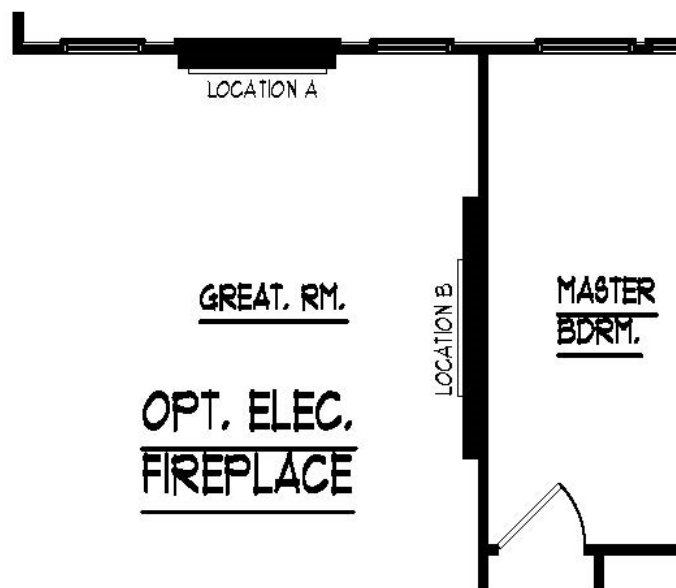




Raleigh Main Level Options



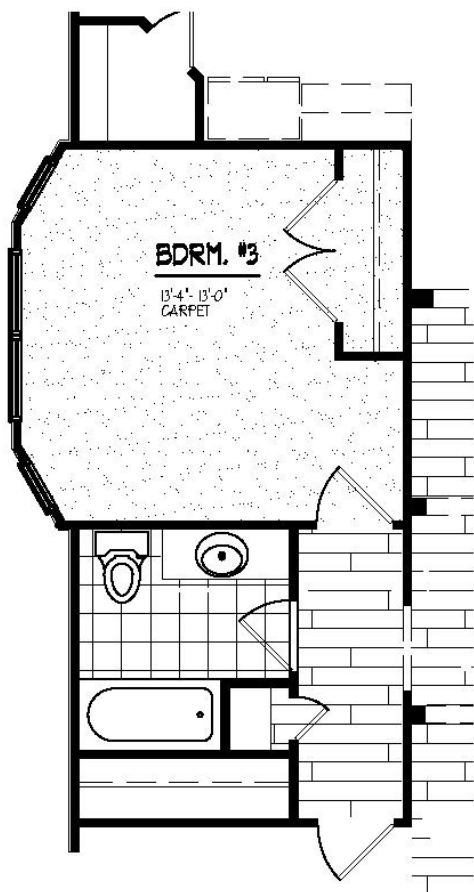
OPT. FIREPLACE



GREAT. RM.

OPT. ELEC.
FIREPLACE

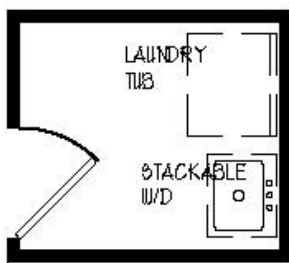
MASTER
BDRM.



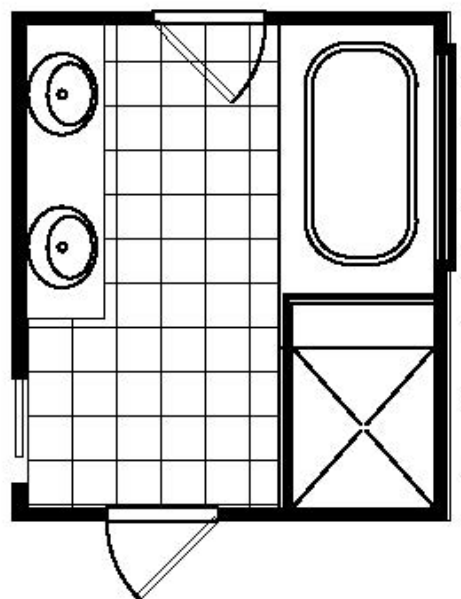
BDRM. #3

13'-4" - 13'-0"
CARPET

OPT. BEDROOM



OPT. LAUNDRY



OPT. M.BATH

RB

**ROBERTSON
BROTHERS
HOMES**

All information herein was accurate at the time of publication. We reserve the right to make changes in price, specification, or materials, or to change or discontinue models without notice or obligation

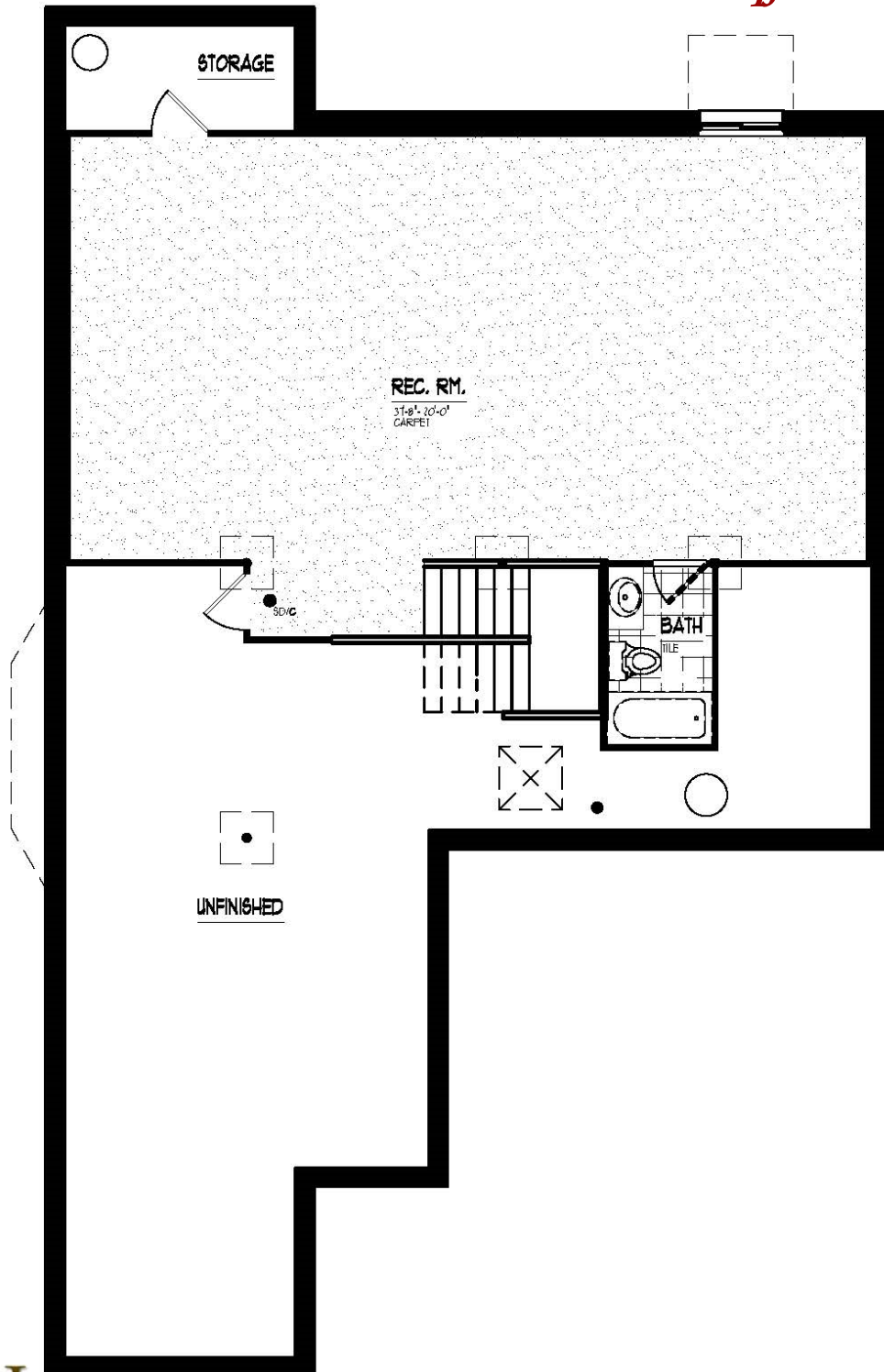




Raleigh

Lower Level Option 1

936 sqft.



All information herein was accurate at the time of publication. We reserve the right to make changes in price, specification, or materials, or to change or discontinue models without notice or obligation

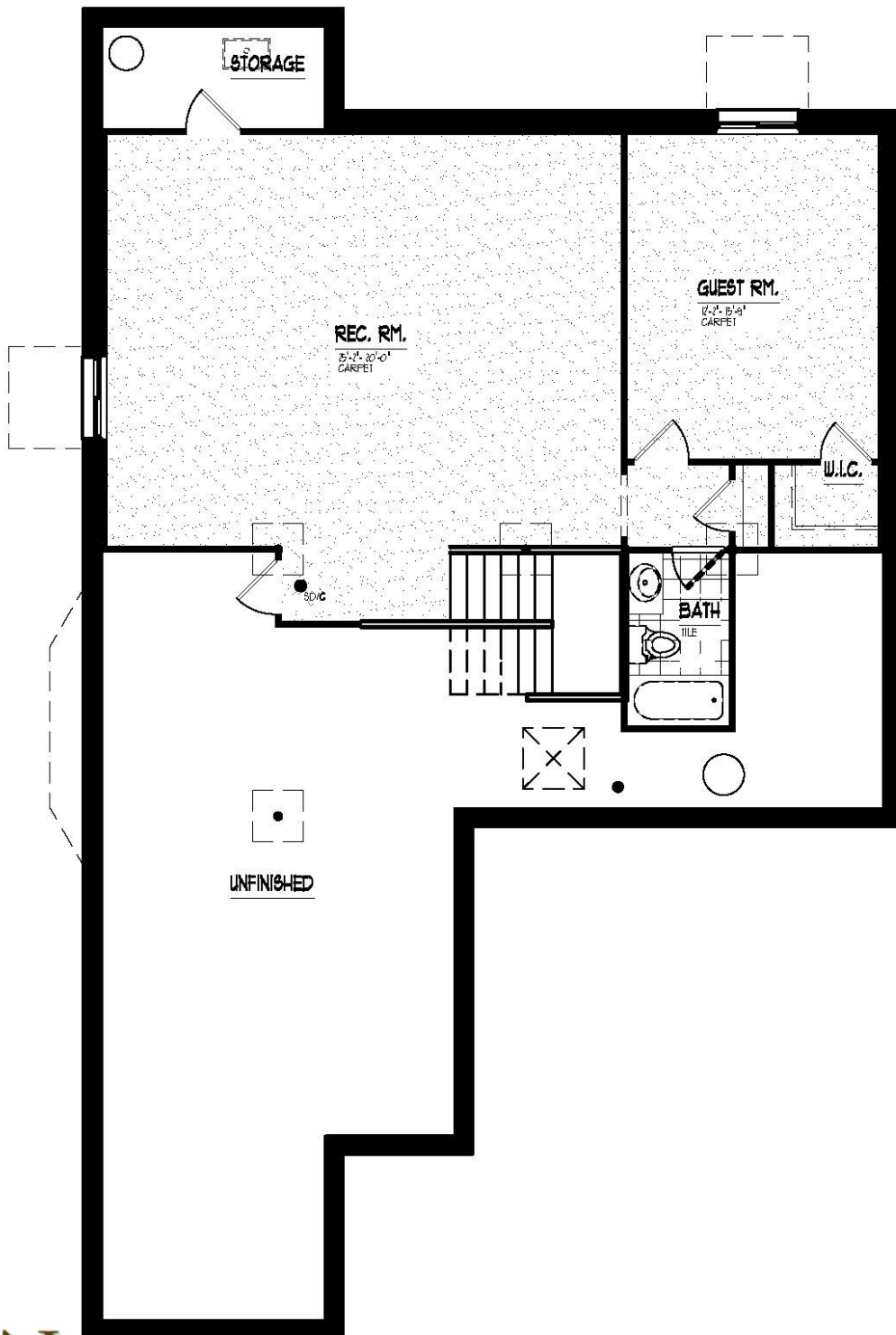




Raleigh

Lower Level Option 2

936 sqft.



RB

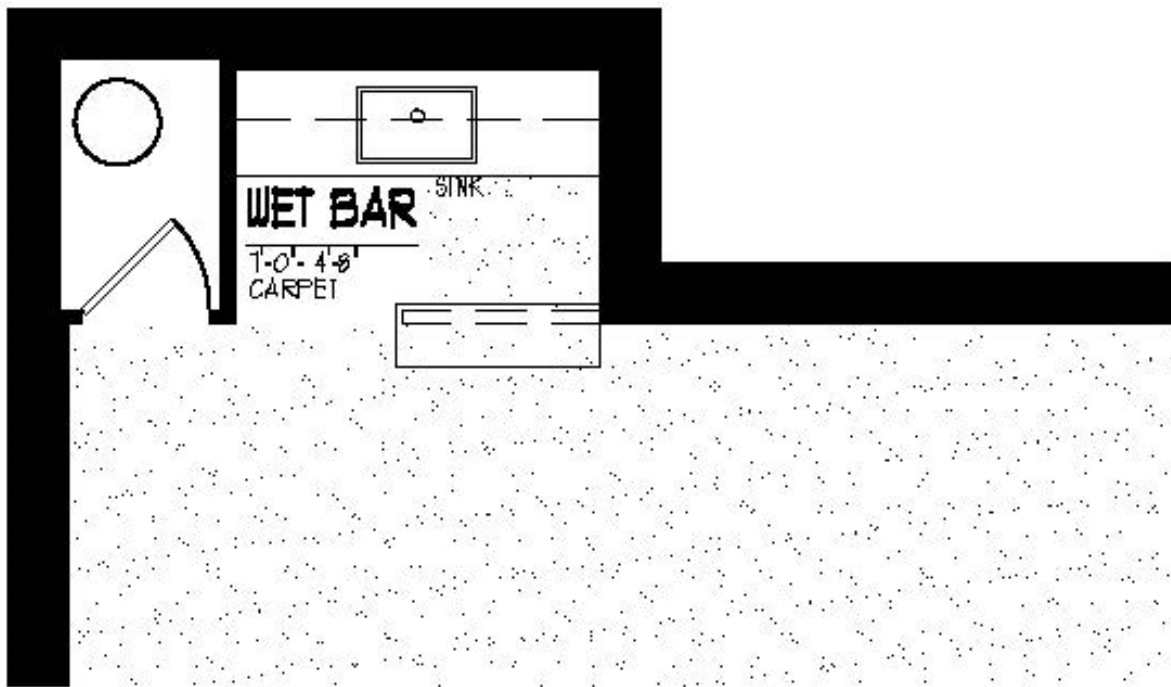
ROBERTSON
BROTHERS
HOMES

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Raleigh Optional Lower Level Wet Bar



Architecture Level	2 Story
Status	Sold
Property Type	Residential

Row Labels	Average of List Price	Average of Est Fin Abv Grd SqFt	Average of Sq Ft \$	Count of MLS Number
100	\$143,267	1653	\$87.07	3
150	\$188,575	1417	\$143.12	4
200	\$238,527	1772	\$136.26	11
250	\$277,264	1868	\$150.48	61
300	\$332,440	2230	\$151.42	68
350	\$380,118	2428	\$158.12	71
400	\$428,192	2641	\$164.51	53
450	\$477,947	2891	\$166.90	56
500	\$529,709	3173	\$168.27	42
550	\$577,474	3309	\$176.29	19
600	\$624,836	3450	\$182.21	19
650	\$684,563	3637	\$190.99	8
700	\$734,400	3848	\$192.16	7
750	\$783,580	4243	\$186.98	5
800	\$849,900	3700	\$229.70	1
850	\$861,333	3874	\$223.85	3
1000	\$1,075,000	5695	\$188.76	1
Grand Total	\$425,718	2616	\$161.75	432

75% (328 of 432) of traditional colonial sales in the last 12 months

Sale Price \$300,000 to \$600,0000

Average sale price \$478,674

Average Square Foot 2875

Architecture Level	1 Story
Status	Sold
Property Type	Residential
Year Built	(All)

Row Labels	Average of List Price	Average of Est Fin Abv Grd SqFt	Average of Sq Ft \$	Count of MLS Number
50	\$89,000	816	\$108.84	2
100	\$137,783	1103	\$130.06	6
150	\$177,668	1106	\$163.77	37
200	\$228,595	1379	\$170.46	77
250	\$279,206	1547	\$187.53	56
300	\$326,949	1822	\$185.02	41
350	\$374,037	1942	\$196.27	30
400	\$430,300	2260	\$193.71	11
450	\$475,775	2372	\$202.32	8
650	\$659,900	3922	\$168.26	1
Grand Total	\$277,476	1571	\$178.72	269

33 % (90 of 269) Ranch homes sold in the last 12 months fell in this range

Sale price \$300,000 to \$600,0000

Average sales price \$401,765

Average Square Footage 2099



500 West Big Beaver
Troy, MI 48084
troymi.gov

K-01b

CITY COUNCIL AGENDA ITEM

Date: May 3, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director

Subject: ANNOUNCEMENT OF PUBLIC HEARING – ZONING ORDINANCE TEXT AMENDMENT
(File Number ZOTA 255) – Transitions in NN (Neighborhood Node) Zoning District

This item was initiated by Staff based on conversations with the Planning Commission and developers. The intent of the amendment is to protect single family residential property values by ensuring smooth transitions between multi-family and commercial development and single family residential neighborhoods.

The provision mandates that maximum height for a building abutting a one-family residentially zoned parcel shall not exceed 2.5 stories, 30 feet in height. Further, when a parcel abuts a one-family residential zoned parcel the building setback from the property line of the one-family residential zoned parcel shall be no less than the height of the proposed building or twenty (20) feet, whichever is greater.

The Planning Commission considered this item on December 10, 2019 and recommended approval of the text amendment by a 9-0 vote.

A City Council public hearing has been scheduled for May 24, 2021.

Attachments:

1. Draft text amendment.
2. Memo prepared by Carlisle/Wortman Associates, Inc., dated October 15, 2019.
3. Minutes from December 10, 2019 Planning Commission Regular meeting (excerpt).

CITY OF TROY
AN ORDINANCE TO AMEND
CHAPTER 39 OF THE CODE
OF THE CITY OF TROY
CITY COUNCIL PUBLIC HEARING DRAFT

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Chapter 39, Zoning Ordinance, of the Code of the City of Troy.

Section 2. Amendment

Chapter 39 of the Code of the City of Troy is amended as follows:

Revise Section 5.06.E.3 to read as follows:

Height and mass. Building height and mass in the form of building step-backs, recess lines or other techniques shall be graduated so that structures with higher intensity uses are comparable in scale with adjacent structures of lower intensity uses.

- c. ~~Height and Mass. Building height and mass in the form of building step-backs, recess lines or other techniques shall be graduated so that structures with higher intensity uses are comparable in scale with adjacent structures of lower intensity uses.~~
 - i. Any building, or portion of a building, on a parcel abutting a one-family residentially zoned parcel shall not exceed 2.5-stories, 30 feet in height.
 - ii. Any building, or portion of a building, on a parcel that is not abutting a one-family residentially zoned parcel shall not exceed 3-stories, 38 feet in height.
- d. Setback and Greenbelt:
 - i. When a parcel is abutting a one-family residential zoned parcel the building setback from the property line of the one-family residential zoned parcel shall be no less than the height of the proposed building or twenty (20) feet, whichever is greater.
 - ii. When a parcel is abutting a one-family residential zoned parcel a minimum 20-foot landscaped greenbelt shall be maintained from the property line of the one-family residential zoned parcel. The greenbelt shall be landscaped and screened in accordance with 13.02.B.
 - iii. The Planning Commission may deviate from these setback and greenbelt provisions in the course of its site plan review process; however, the Planning Commission shall not permit a setback or greenbelt that is less than required in the building form or Section 13.02.B. In the review of the deviation, the Planning Commission shall consider the following standards:

- i. The deviation will not adversely impact public health, safety, and welfare.
- ii. The deviation maintains compatibility with adjacent uses.
- iii. The deviation is compatible with the Master Plan and in accordance with the goals and objectives of the Master Plan and any associated subarea and corridor plans.
- iv. The deviation will not adversely impact essential public facilities and services, such as: streets, pedestrian or bicycle facilities, police and fire protection, drainage systems, refuse disposal, water and sewage facilities, and schools.
- v. The deviation will be in compliance with all other zoning ordinance standards.
- vi. The deviation will not adversely impact any on-site or off-site natural features.

~~d e.~~ Orientation. Primary building facades shall be placed away from the Buildings shall be oriented in such a way as to minimize the impact on abutting residential uses.

~~e f.~~ Architectural Features. Similarly sized and patterned architectural features such as windows, doors, arcades, pilasters, cornices, wall offsets, building materials, and other building articulations included on the lower-intensity use shall be incorporated in the transitional features.

Section 3. Savings

All proceedings pending, and all rights and liabilities existing, acquired or incurred, at the time this Ordinance takes effect, are hereby saved. Such proceedings may be consummated under and according to the ordinance in force at the time such proceedings were commenced. This ordinance shall not be construed to alter, affect, or abate any pending prosecution, or prevent prosecution hereafter instituted under any ordinance specifically or impliedly repealed or amended by this ordinance adopting this penal regulation, for offenses committed prior to the effective date of this ordinance; and new prosecutions may be instituted and all prosecutions pending at the effective date of this ordinance may be continued, for offenses committed prior to the effective date of this ordinance, under and in accordance with the provisions of any ordinance in force at the time of the commission of such offense.

Section 4. Severability Clause

Should any word, phrase, sentence, paragraph or section of this Ordinance be held invalid or unconstitutional, the remaining provision of this ordinance shall remain in full force and effect.

Section 5. Effective Date

This amendment to the Zoning Ordinance shall take effect seven (7) days after publication, which shall be published within 15 days of adoption, as required the Michigan Zoning Enabling Act (Act 110 of 2006).

This Ordinance is enacted by the Council of the City of Troy, Oakland County, Michigan, at a regular meeting of the City Council held at City Hall, 500 W. Big Beaver, Troy, MI, on the _____ day of _____, 2020.

Ethan Baker, Mayor

Aileen Dickson, City Clerk



Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

MEMORANDUM

TO: City of Troy Planning Commission
Mark Miller, AICP, City Manager
R. Brent Savidant, AICP, Planning Director

FROM: Benjamin R. Carlisle, AICP

DATE: October 15, 2019

RE: Transitions and Increasing Square Footage Cap in a Cluster Development

The Planning Commission has recently held discussions regarding two potential zoning amendments to address ongoing topics: 1. Transitions, particularly adjacent to single family residential; and 2). Increasing the maximum square footage cap to qualify for a density bonus in the cluster development option.

1. Transitions

The Planning Commission recently discussed transitions and frictions points between intense uses adjacent to single-family uses. At that meeting a number of options were presented for the Planning Commission to consider. The direction of the Planning Commission was to consider zoning amendments to ensure an appropriate intensity, height, and bulk transition between areas of potential friction. Due to the uniqueness of Big Beaver zoning, we recommend that right now we only focus on Neighborhood Nodes.

Based upon the direction from the Planning Commission, we offer the following amendments for consideration. These amendments would only apply to Neighborhood Nodes.

Development height, setback, and greenbelt provisions for any non-single family development in Neighborhood Nodes.

1. Height:

- a. *Any building, or portion of a building, on a parcel abutting a one-family residentially zoned parcel shall not exceed 2.5-stories, 30 feet in height.*
- b. *Any building, or portion of a building, on a parcel that is not abutting a one-family residentially zoned parcel shall not exceed 3-stories, 38 feet in height.*

2. *Setback and Greenbelt:*

- a. *When a parcel is abutting a one-family residential zoned parcel the building setback from the property line of the one-family residential zoned parcel shall be no less than the height of the proposed building or twenty (20) feet, whichever is greater.*
- b. *When a parcel is abutting a one-family residential zoned parcel a minimum 20-foot landscaped greenbelt shall be maintained from the property line of the one-family residential zoned parcel. The greenbelt shall be landscaped and screened in accordance with 13.02.B.*
- c. *The Planning Commission may deviate from these setback and greenbelt provisions in the course of its site plan review process; however, the Planning Commission shall not permit a setback or greenbelt that is less than required in the building form or Section 13.02.B. In the review of the deviation, the Planning Commission shall consider the following standards:*
 - i. *The deviation will not adversely impact public health, safety, and welfare.*
 - ii. *The deviation maintains compatibility with adjacent uses.*
 - iii. *The deviation is compatible with the Master Plan and in accordance with the goals and objectives of the Master Plan and any associated subarea and corridor plans.*
 - iv. *The deviation will not adversely impact essential public facilities and services, such as: streets, pedestrian or bicycle facilities, police and fire protection, drainage systems, refuse disposal, water and sewage facilities, and schools.*
 - v. *The deviation will be in compliance with all other zoning ordinance standards.*
 - vi. *The deviation will not adversely impact any on-site or off-site natural features.*

2. **Housing Diversity and Options**

The Planning Commission has questioned why the development community has not taken advantage of the housing diversity and option density bonus for smaller homes. Input from the development community notes that 1,500 sq/ft is too small to consider construction even with the associated density bonus. The Planning Commission has been told that a slight increase to 1,700 sq/ft would greatly assist in utilizing the density bonus. As such, we have proposed revised language to increase the maximum size to receive the density bonus from 1,500 to 1,700 sq/ft.

Revised Language:

Housing Diversity and Options. A bonus above the base yield number of units established in 10.04.C.1 may be provided for a development that provides a diverse variety of housing types or

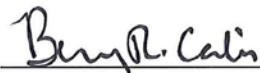
provides a type of housing that is desired, but not currently offered in the city. The following requirements shall be met for the all bonus unit in excess of the base yield number of units:

- a. Maximum home square footage shall not exceed ~~1,500~~ 1,700 sq/ft; and*
- b. Master first floor bedroom and bathroom shall be provided.*

Based upon discussion and direction of the Planning Commission, we can put this in ordinance form and prepare for a public hearing.

I look forward to discussing this further.

Sincerely,



CARLISLE/WORTMAN ASSOC., INC.
Benjamin R. Carlisle, LEED AP, AICP

9. PUBLIC HEARING – ZONING ORDINANCE TEXT AMENDMENT (File Number ZOTA 255)
– Transitions in NN (Neighborhood Node) Zoning District

Mr. Carlisle reviewed the proposed text amendment to address the transition between intense use of Neighborhood Node development adjacent to single family residential through the site plan review process.

There was discussion on:

- Northwest corner of Dequindre and Wattles zoned Neighborhood Node.
- Restrictions applicable only to sites abutting single family residential.

PUBLIC HEARING OPENED

- Jerry Rauch, 4187 Penrose; thanked the Board with their follow-through on addressing density associated with Neighborhood Nodes, referenced his letter provided to the Board with respect to taking under consideration related Zoning Ordinance requirements.
- Laura Lipinski, 4233 Carson; addressed density, transition and traffic impact associated with development adjacent to single family residential.
- Dan Raubinger, 4083 Penrose; representing Woodlands of Troy Homeowners Association, expressed strong support of the text amendment changes, addressed effect of the changes to Wattles and Crooks Neighborhood Node.

PUBLIC HEARING CLOSED

Resolution # PC-2019-12-089

Moved by: Lambert

Support by: Fowler

RESOLVED, That the Planning Commission hereby recommends to the City Council that Article 10 of Chapter 39 of the Code of the City of Troy, which includes provisions related to height and setback in the NN Neighborhood Node Zoning District, be amended as printed on the proposed Zoning Ordinance Text Amendment.

Yes: All present (9)

MOTION CARRIED



500 West Big Beaver
Troy, MI 48084
troymi.gov

K-01c

CITY COUNCIL AGENDA ITEM

Date: May 3, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director

Subject: ANNOUNCEMENT OF PUBLIC HEARING – REZONING REQUEST (File Number Z 2019-0039) – Proposed Addison Heights Subdivision Rezoning, East of Livernois, south side of Arthur (88-20-27-307-033), Section 27, From P (Vehicular Parking) District to R-1E (One Family Residential) District.

The applicant Janelle Martin seeks rezoning of the subject parcel from P Vehicular Parking to R-1E One Family Residential. The parcel is 0.24 acres in area.

The parcel is comprised of Lots 362 and 363 of Addison Heights Subdivision, which was approved in 1924. The parcel was rezoned to P-1 Vehicular Parking on June 30, 1986. A Preliminary Site Plan for a parking lot was approved by the Planning Commission on November 11, 1986. The parcel was never developed as a parking lot. The applicant seeks to “downzone” the parcel back to R-1E One Family Residential and develop a single family home on the property. The Master Plan classifies the parcel as Single Family Residential. The rezoning application is consistent with the Master Plan.

The Planning Commission held a public hearing on this item on January 14, 2020 and recommended approval of the rezoning by a 9-0 vote.

A City Council public hearing has been scheduled for May 24, 2021.

Attachments:

1. Maps
2. Agenda item from January 14, 2020 Planning Commission Regular meeting.
3. Minutes from January 14, 2020 Planning Commission Regular meeting (excerpt).



558 0 279 558Feet



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.



558 0 279 558Feet



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

DATE: January 8, 2020

TO: Planning Commission

FROM: R. Brent Savidant, Community Development Director

SUBJECT: PUBLIC HEARING – REZONING REQUEST (File Number Z 2019-0039) –
Proposed Addison Heights Subdivision Rezoning, East of Livernois, south
side of Arthur (88-20-27-307-033), Section 27, From P (Vehicular Parking)
District to R-1E (One Family Residential) District.

The applicant Janelle and Ross Martin seeks rezoning of the subject parcel from P Vehicular Parking to R-1E One Family Residential. The parcel is 0.24 acres in area.

The parcel is comprised of Lots 362 and 363 of Addison Heights Subdivision, which was approved in 1924. The parcel was rezoned to P-1 Vehicular Parking on June 30, 1986. A Preliminary Site Plan for a parking lot was approved by the Planning Commission on November 11, 1986. The parcel was never developed as a parking lot. The applicant seeks to “downzone” the parcel back to R-1E One Family Residential and develop a single family home on the property. The Master Plan classifies the parcel as Single Family Residential. The rezoning application is consistent with the Master Plan.

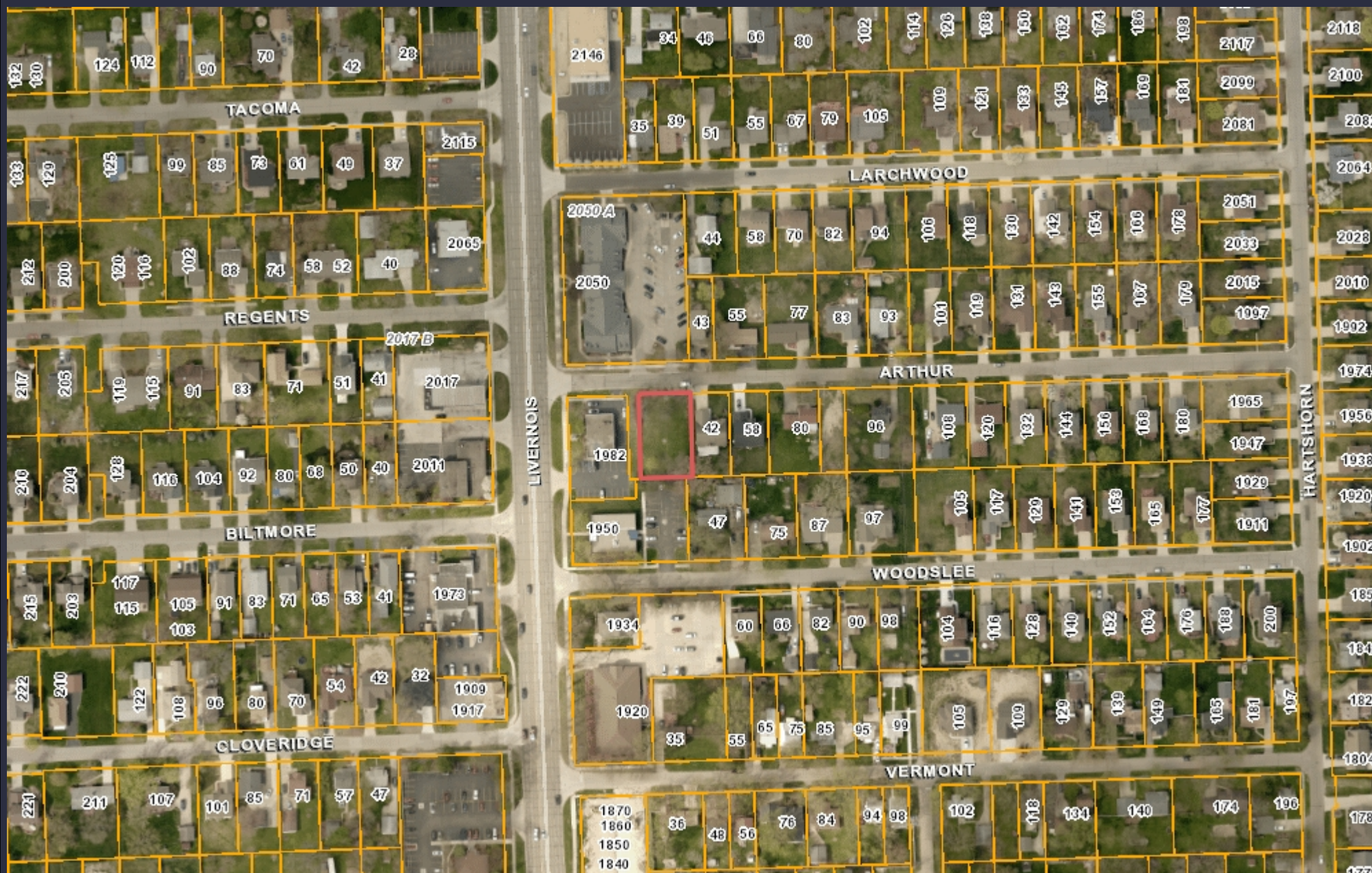
The Planning Department recommends approval of the rezoning application for the following reasons:

1. The proposed rezoning is consistent with the Master Plan
2. The proposed rezoning does not appear to cause or increase any non-conformity.
3. If rezoned the property will be capable of accommodating service and facility loads caused by use of the development.
4. The rezoning does not appear to impact public health, safety, or welfare.
5. The rezoning will ensure compatibility with adjacent uses of land.

Attachments:

1. Maps
2. Rezoning application
3. Addison Heights Subdivision plat.
4. Memo to City Manager, dated May 22, 1986.
5. Site Plan approved by Planning Commission on November 11, 1986
6. Future Land Use Plan.

G:\REZONING REQUESTS\Z JPLN2019-0039 ADDISON HEIGHTS SUB Sec 27\PC Memo 01 14 2020.doc



558 0 279 558Feet



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558 0 279 558Feet



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CITY OF TROY REZONING REQUEST APPLICATION

CITY OF TROY PLANNING DEPARTMENT
500 W. BIG BEAVER
TROY, MICHIGAN 48084
248-524-3364
E-MAIL: planning@troymi.gov



REZONING REQUEST APPLICATION
\$1,800.00

ESCROW FEE
\$1,500.00

NOTICE TO THE APPLICANT

REGULAR MEETINGS OF THE TROY PLANNING COMMISSION ARE HELD ON THE SECOND AND FOURTH TUESDAY OF EACH MONTH AT 7:00 P.M. AT CITY HALL.

APPLICATIONS SHALL BE FILED NOT LATER THAN THIRTY (30) DAYS BEFORE THE SCHEDULED DATE OF THE MEETING.

A PLANNING COMMISSION PUBLIC HEARING SHALL BE SCHEDULED FOLLOWING A DETERMINATION BY THE PLANNING DEPARTMENT THAT THE APPLICATION IS COMPLETE.

PLEASE COMPLETE THE FOLLOWING:

- NAME OF THE PROPOSED DEVELOPMENT: Addison Heights Sub
- ADDRESS OF THE SUBJECT PROPERTY: Vacant Arthur Street
- CURRENT ZONING CLASSIFICATION: Business, Vacant
- PROPOSED ZONING CLASSIFICATION: Residential
- TAX ID NUMBER(S) OF SUBJECT PROPERTY: 2027307033
- APPLICANT FOR REZONING:

NAME <u>Janelle Martin/Ross Martin</u>	OWNER OF THE SUBJECT PROPERTY: NAME <u>Janelle Martin/Ross Martin</u>
COMPANY <u>RANDJ 66 LLC</u>	COMPANY <u>RANDJ66 LLC</u>
ADDRESS <u>3 Pine Gate Ct</u>	ADDRESS <u>3 Pine Gate Ct</u>
CITY <u>Bloomfield Hill</u> STATE <u>MI</u> ZIP <u>48304</u>	CITY <u>Bloomfield Hill</u> STATE <u>MI</u> ZIP <u>48304</u>
TELEPHONE <u>248-425-7110</u>	TELEPHONE <u>248-425-7110</u>
E-MAIL <u>ross@rossmartin1.com</u>	E-MAIL <u>ross@rossmartin1.com</u>

- THE APPLICANT BEARS THE FOLLOWING RELATIONSHIP TO THE OWNER OF THE SUBJECT PROPERTY:

Selves

- SIGNATURE OF THE PROPERTY OWNER: Janelle T. Martin / Ross A. Martin
BY THIS SIGNATURE, THE PROPERTY OWNER AUTHORIZES PLACEMENT OF A SIGN ON THE PROPERTY TO INFORM THE PUBLIC AS TO THIS REQUEST FOR REZONING.

- SIGNATURE OF THE APPLICANT: Janelle T. Martin / Ross A. Martin

Ross Martin

Rezoning

Nov 5, 2019 at 9:11:26 AM

ross@rossmartin1.com

November 5, 2019

Rezoning Request

City of Troy Planning Department:

We are making this request to rezone Addison Heights Lots 362 and 363 plus adjacent 9ft of Vacated Alley from commercial to residential. This property was rezoned approximately in 1987 to commercial from residential incase was needed for additional parking at 2050 Livernois. After 30 years the above property was never needed for additional parking.

We believe that since the rezoning request is consistent with the current Master Plan it would greatly benefit the neighborhood and make the request to rezone.

RANDJ66,LLC

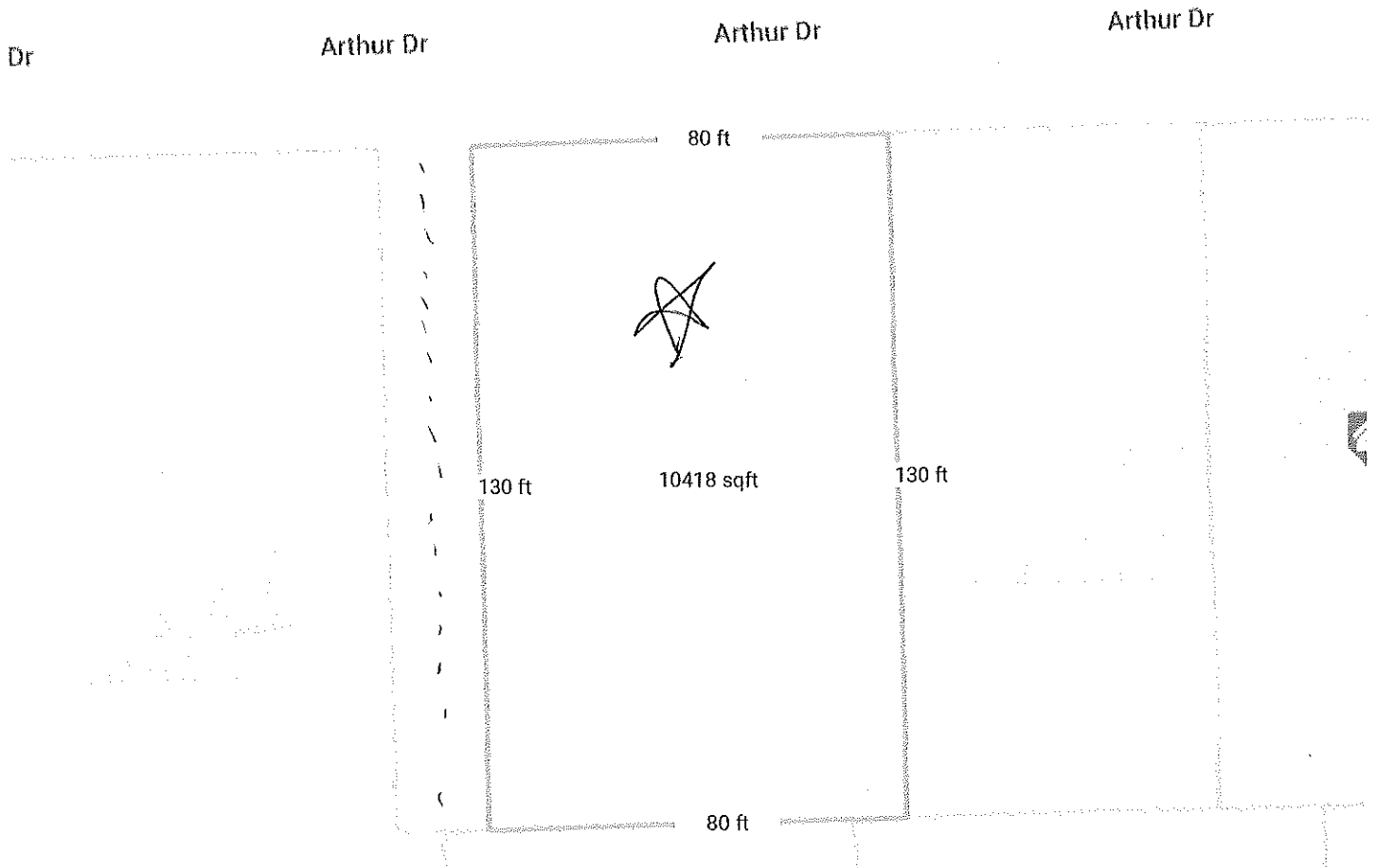
Janelle T Martin

Ross A Martin

Janelle T. Martin
Ross A. Martin

[Map](#) [Google Street View](#)

Click any parcel for parcel details.



Parcel Disclaimer

Ruler

Legend

5 m

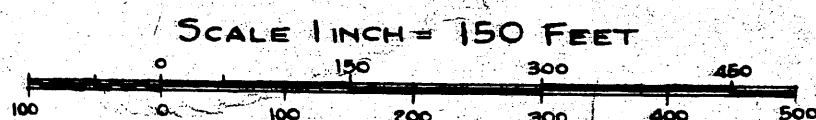
[Report a map error](#)

ADDISON HEIGHTS SUBDIVISION

A SUBDIVISION OF W¹/₂ OF W¹/₂ SEC 27 T2N R1E
TROY TOWNSHIP, OAKLAND COUNTY, MICHIGAN

Examined and Approved
Aug 29-1924
J. L. Hume
Deputy Auditor General

Recorder's Office
Oakland County
This instrument was received for record
SEP 2 - 1924 at 12:34 o'clock P. M.
and recorded in Liber. 38
of ... on page 28
Lucile Perry Register



Note:-
All dimensions in feet and decimals thereof.

DEDICATION :-

Know all men by these present that we, Addison Heights Land Company, a Michigan Corporation by John F. Addison President and Lawrence W. Snell Secretary, and Francis W. Poole and Edith E. Poole, his wife, as proprietors, have caused the land embraced in the annexed Plan to be surveyed, laid out and platted to be known as Addison Heights Subdivision, a subdivision of the W¹/₂ of the S.W. 1/4 of Section 27, T2N, R1E, Troy Township, Oakland County, Michigan and that all the Streets and Alleys as shown on Plan are hereby dedicated to the use of the public.

Signed and sealed in the presence of:- Addison Heights Land Co. LS
John F. Addison LS
Lawrence W. Snell LS
Francis W. Poole LS
Edith E. Poole LS
K. R. ...
Rich W. Lanson

STATE OF MICHIGAN } S.S.
COUNTY OF Wayne }

On this 14 day of July A.D. 1924 before me a Notary Public in and for said County, came the above named John F. Addison President and Lawrence W. Snell Secretary of Addison Heights Land Co. who being duly sworn by me did say that the above dedication was signed in behalf of said Corporation by authority of its Board of Directors and the said John F. Addison President and Lawrence W. Snell Sec'y acknowledged said dedication to be the free act and deed of said Corporation, also personally came the above named Francis W. Poole and Edith E. Poole, his wife known to me to be the persons who executed the above dedication and acknowledge the same to be their free act and deed.

DESCRIPTION :-

Notary Public Wayne County, Mich.
My Commission Expires: Oct 14th, 1927
Beginning at the S.W. corner of Section 27, T2N, R1E, Troy Township, Oakland County, Michigan; thence S89°46'30"E 1338.2 along Section Line to 1/4 corner; thence N0°06'30"E 2466.6 feet along 1/4 line to 1/4 Section line; thence S 89° 46' W 1342.9 feet along 1/4 Section line to W 1/2 corner of said Section 27; thence South along Section Line 2455.6 to the point of beginning.

SURVEYOR'S CERTIFICATE :-

I hereby certify that the Plat hereon delineated is a correct one and that permanent monuments consisting of 3"x18" iron pipe have been planted at angles in the boundaries of the land platted and at intersections of Streets and Alleys and at all points marked thus o.

W. S. McAlpine
Registered Surveyor

CERTIFICATE OF MUNICIPAL APPROVAL :-

This Plat was approved by the Township Board of the Township of Troy, Oakland County, Michigan at a meeting held on the 28 day of June A.D. 1924.

Morris G. Watters
Township Clerk

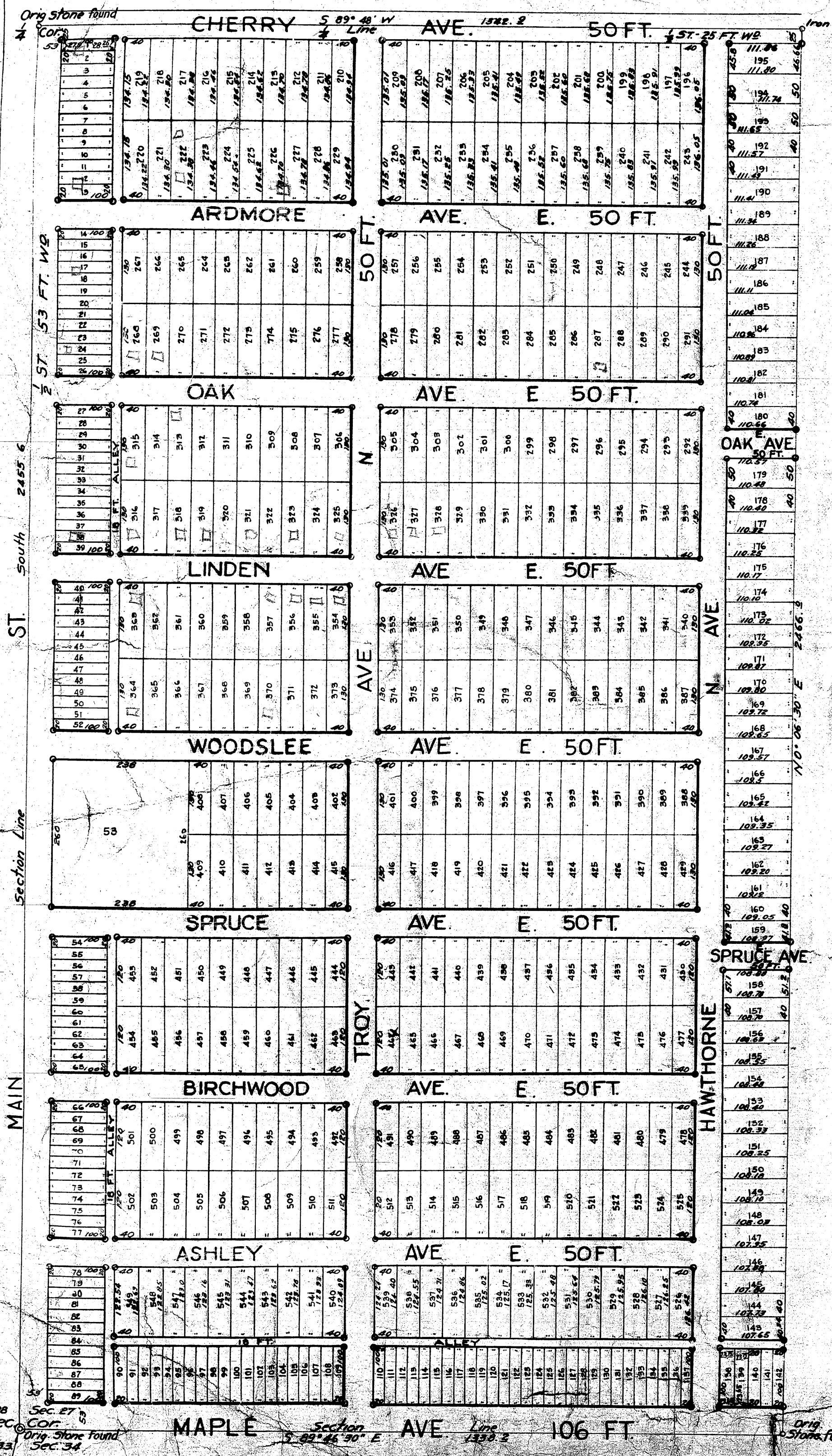
Oakland County Treasurer's Certificate

(Required by Section 135, Acts, 206, Laws of 1893)

This is to Certify, that there are no Tax Liens or Titles held by the State or any individual against, and that all Taxes on lands described in the annexed instrument bearing Treasurer's have been paid FIVE YEARS prior to the date thereof, according to the records of this Office, except as stated.

Pontiac, Mich. Aug 6, 1924
County Treasurer

This plat was approved on the ...
Auditor
Auditor
Auditor



Sec. 28
Sec. 27
Sec. 26
Sec. 25
Sec. 24
Sec. 23
Sec. 22
Sec. 21
Sec. 20
Sec. 19
Sec. 18
Sec. 17
Sec. 16
Sec. 15
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Sec. 12
Sec. 11
Sec. 10
Sec. 9
Sec. 8
Sec. 7
Sec. 6
Sec. 5
Sec. 4
Sec. 3
Sec. 2
Sec. 1

May 22, 1986

TO: Frank Gerstenecker, City Manager

FROM: Laurence G. Keisling, Planning Director

SUBJECT: Proposed Rezoning - East of Livernois, Adjacent to Larchwood and Arthur -
Section 27 - R-1E to O-1 (or P-1)

A request has been submitted for the rezoning of a total of six lots within the Addison Heights Subdivision, lying east of Livernois and extending from Larchwood Street to south of Arthur Street. The petitioners are the prospective owners of the O-1 zoned Livernois Road frontage lots between Larchwood and Arthur, and have requested the rezoning of a 4-lot parcel extending two lots or 80 feet to the east, in order to enable the redevelopment of the total parcel (which presently contains a shop-type building and two residences) with a single colonial-style office building and related parking. The 2-lot parcel on the south side of Arthur Street was acquired by the petitioners in order to provide additional parking either for their development or others in the area, or to be held for future development in conjunction with properties to the south. In acquiring this parcel, they further recognized the concern for the establishment of non-residential zoning and development across a local residential street from existing homes.

As indicated in previous discussions of this area, the O-1 zoning within the easterly Livernois Road frontage is consistent with the intent of the Master Land Use Plan. In view of the relatively shallow Livernois Road frontage parcel depth throughout this area (102 feet including half of the vacated alley), in the case of the Larchwood-Arthur block, the Planning Department has generally supported the concept of increasing this depth either through O-1 or P-1 rezoning, in order to bring about a more reasonable office development parcel. Much of the development which has occurred in this area to-date has either not been able to involve such additional depth, or has occurred through the conversion of previous residential structures, many of which have non-conforming setbacks from Livernois Road. It is the opinion of the Planning Department that the provision of additional depth for future development in this area continues to be a reasonable direction, assuming that such can be accomplished in a relatively uniform manner. Recognizing this situation, and considering the requests for rezoning in this area which have been submitted over the past year, the Plan Commission undertook a study of the overall zoning and development pattern in the Livernois Road frontage area between Maple Road and I-75. The proposed land use pattern in the easterly frontage was included in the proposed "Local Area Plan" recently submitted to the City Council, involving the Addison Heights Subdivision, and adjacent portions of Section 27.

The Plan Commission first considered this rezoning request in conjunction with a Public Hearing at their Regular Meeting of December 10, 1985. At that time I pointed out that, on the basis of an overall plan for the area, the expansion of zoning and development depth through the application of additional O-1 and P-1 zoning would be reasonable. The resultant parcel depth in this case would be 191 feet. The petitioners had indicated that total R-1E to P-1 rezoning would eliminate the potential building configuration which they had proposed. Considering this situation, I felt that at least the easternmost 40-foot lots should be rezoned to the P-1 (rather than the O-1) classification. The total 2-lot parcel south of Arthur Street should be rezoned to the P-1 classification.

CC P/H JUNE 30, 1986 } JUNE 30, 1986 - Rezoning Granted
O-1 (lots 315, 316), P-1 (lots 314, 317, 362, 363)

Frank Gerstenecker, City Manager

"Proposed Rezoning - East of Livernois,
Adjacent to Larchwood and Arthur -
Section 27 - R-1E to O-1 (or P-1)"

May 22, 1986

This zoning direction would be basically consistent with the parcel immediately to the south, and would further assure that that parcel would not be independently developed with frontage on an interior street.

Mr. Robert Champion, the petitioner, and Mr. Thomas Sawyer, his attorney, were present. Mr. Sawyer indicated that the lots south of Arthur Street were not proposed to be used at this time. They could in the future be used by the abutting dental office, or by other adjacent properties. This parcel was acquired in order to create a consistent zoning boundary. A portion of the area south of Arthur Street could also be used for a potential cul-de-sac in conjunction with the possible closing of Arthur Street within the Livernois Road frontage. Finally, Mr. Sawyer pointed out that, within the Larchwood-Arthur block, the petitioners propose to construct a 12,000 square foot colonial-style building, where a 14,300 square foot building would be permitted under O-1 zoning. It is further their proposal to landscape approximately 25-percent of the site.

Bill Kemp, owner of the home at 39 Larchwood and employer of the resident at that location, expressed concern as to potential "spot zoning". He indicated that he spoke to other owners on Larchwood, and that they felt that the whole area should be reviewed and considered for rezoning. He was concerned about the plight of the residents in the interior of this area, in the event that lots abutting the Livernois Road frontage are rezoned and developed for office purposes. A resident from 44 Larchwood indicated opposition to this request, as he felt that such would decrease property and resale values in this area.

After further discussion, the Commission concluded that action on this matter should be tabled in order to enable completion of their study of the Livernois Road frontage area. As indicated above, this study was completed in conjunction with development of the "Local Area Plan" for this area. Action on this request was further tabled at later meetings, in order to provide an opportunity for the City Council to review and comment on the proposed Plan. This matter was ultimately considered at the Commission's May 13, 1986 Regular Meeting. At that time I pointed out that the City Council had reviewed the proposed Local Area Plan, and had referred same back to the Plan Commission, with a request that a Public Hearing be held in order to advise area property owners of the proposals involved in the Plan. Mr. Martin and Mr. Champion, the petitioners in this matter, were once again present. After further discussion of this rezoning request, the Commission felt that recommending action could be taken at this time. (It was noted that the depth of office development resulting from this request would not extend as far east as had been suggested in the proposed Local Area Plan.) The Commission concurred in the position that the easterly lots between Larchwood and Arthur, along with both lots south of Arthur, should be rezoned to the (P-1) classification, and that just the two lots abutting the Livernois Road frontage between Larchwood and Arthur should be rezoned to O-1 as originally requested. They thus adopted the following resolution regarding this rezoning request:

Moved by Melaragni

Supported by Spilman

RESOLVED, that the Plan Commission hereby recommends to the City Council that properties extending from Larchwood Street to south of Arthur Street and having 80 feet of frontage on these streets, in the area immediately east of the Livernois Road frontage, be rezoned

Frank Gerstenecker, City Manager

"Proposed Rezoning - East of Livernois,
Adjacent to Larchwood and Arthur -
Section 27 - R-1E to O-1 (or P-1)"

May 22, 1986

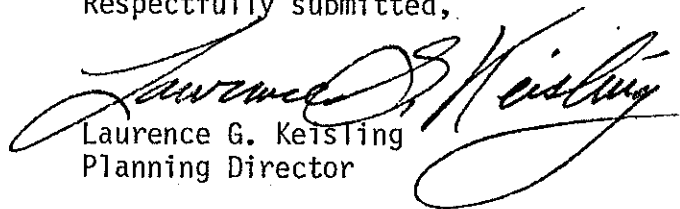
from R-1E to O-1 and P-1, in accordance with the zoning pattern as presented on this date, as such rezoning will provide for reasonable office development in this area consistent with the intent of the Master Land Use Plan, while having a minimum negative impact on the adjacent residential area.

Yeas: All Present - (7)

Absent: Chamberlain,
Deckert

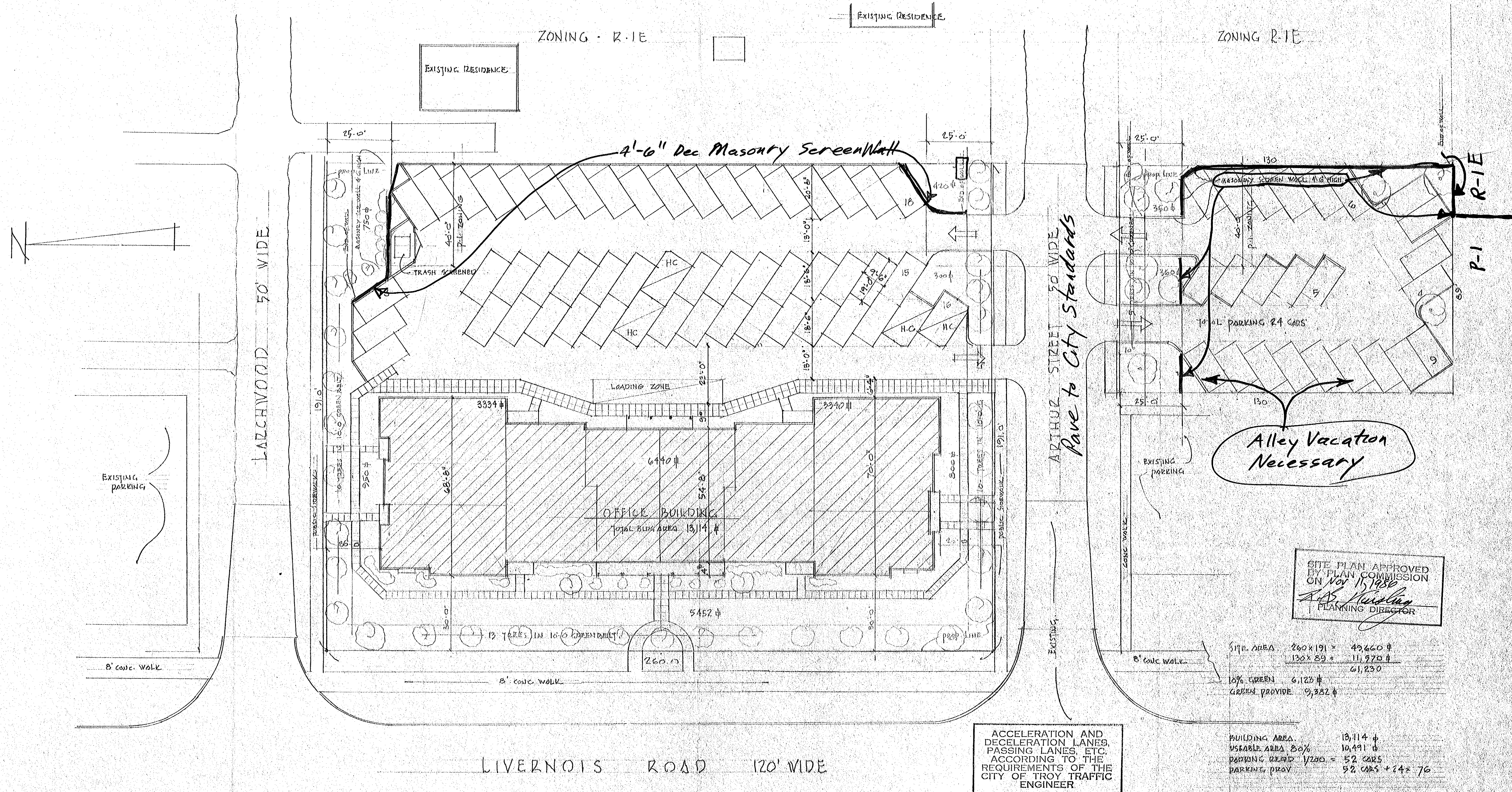
MOTION CARRIED

Respectfully submitted,


Laurence G. Keisling
Planning Director

LGK/ph

copy: W. Robert Semp1e, Assistant City Manager



SITE PLAN

SCALE 1" = 20' 0"

S/P 663

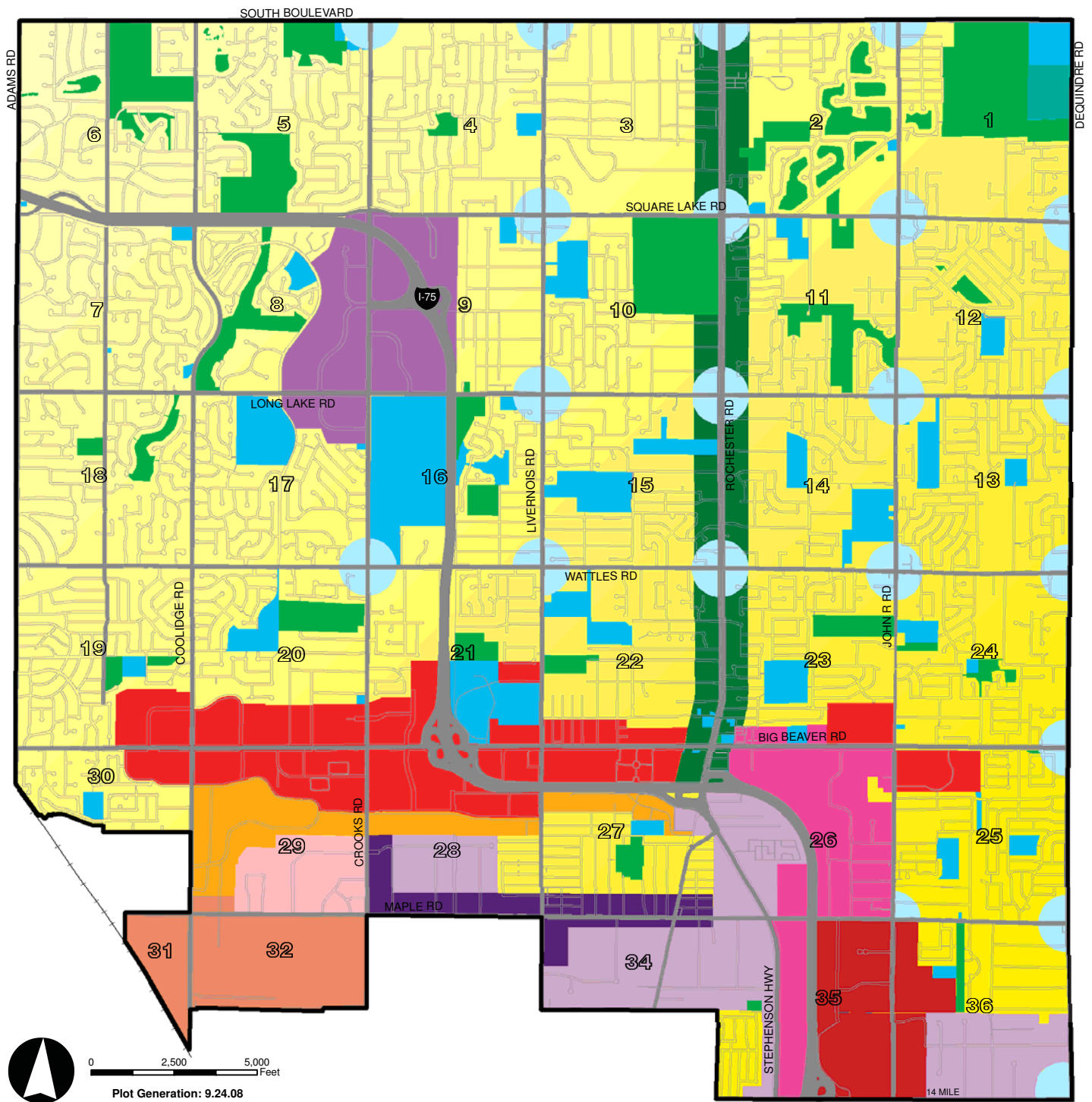
RECEIVED NOV 6 1986
REVISED
PLANNING DEPT.

ARCHITECT
EDWARD J. HEINS
ROCHESTER, MICHIGAN 48063
313-431-2766
4800 E. HARBOR DR.
ELK LAKES, MICHIGAN 48029
616-444-8990

OFFICE BUILDING - LIVERNOIS & ARTHUR
JAN
BOB CHAPMAN & ROSS MARTIN

REVISIONS
DRAWN BY
CER BY
DATE 9-25-86

SHEET NO.
12
JOB NO.
6462C



Future Land Use

 Single Family Residential	 The Smart Zone
 High Density Residential	 Automall
 Neighborhood Nodes	 The Transit Center
 South John R. Road	 21st Century Industrial
 Big Beaver Road	 Public and Quasi-Public
 Rochester Road	 Recreation and Open Space
 Maple Road	
 Northfield	
	15 Section Number

6. PRELIMINARY SITE PLAN REVIEW (File Number SP2019-0022) – Proposed Crooks Road Townhomes, West side of Crooks Road, North of Wattles Road, Section 17, Currently Zoned NN (Neighborhood Node “I”) District.

5. PUBLIC HEARING – REZONING REQUEST (File Number Z 2019-0039) – Proposed Addison Heights Subdivision Rezoning, East of Livernois, South side of Arthur (88-20-27-307-033), Section 27, From P (Vehicular Parking) District to R-1E (One Family Residential) District

Mr. Savidant explained what a rezoning request is and its approval process. He provided a history of the zoning of the property. Mr. Savidant addressed the request as relates to the Rezoning Standards and Master Plan. Mr. Savidant said the applicant wants to construct a residential home on the site. It was recommended that the Planning Commission recommends to the City Council to grant approval of the rezoning request.

The applicant Ross Martin was present.

PUBLIC HEARING OPENED

There was no one present who wished to speak.

PUBLIC HEARING CLOSED

There was discussion on:

- Ownership of adjacent parcels.
- Potential development in the future along Livernois and the right of way.

Resolution # PC-2020-01-003

Moved by: Hutson

Support by: Tagle

RESOLVED, That the Planning Commission hereby recommends to the City Council that the P (Vehicular Parking) District to R-1E (One Family Residential) District rezoning request, as per Section 16.03 of the City of Troy Zoning Ordinance, located on the south side of Arthur, East of Livernois, within Section 27, being approximately 0.24 acres in size, be **GRANTED** for the following reasons:

1. The proposed rezoning is consistent with the Master Plan.
2. The proposed rezoning does not appear to cause or increase any nonconformity.
3. If rezoned the property will be capable of accommodating service and facility loads caused by use of the development.
4. The rezoning does not appear to impact public health, safety, or welfare.
5. The rezoning will ensure compatibility with adjacent uses of land.

Yes: All present (9)

MOTION CARRIED

On December 15 2020 at 7:30pm via a remote meeting, Chairman Clark called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

Michael Bossenbroek
Glenn Clark
Thomas Desmond
David Eisenbacher
Aaron Green
James McCauley
Sadek Rahman

Also Present:

Paul Evans, Zoning and Compliance Specialist
Allan Motzny, Assistant City Attorney
Jackie Ferencz, Planning Administrative Assistant

2. PROCEDURE

3. APPROVAL OF MINUTES – November 17, 2020

Moved by Eisenbacher
Seconded by McCauley

RESOLVED, to approve the November 17, 2020 meeting minutes.

Yes: All

MOTION PASSED

4. APPROVAL OF AGENDA – No changes

5. HEARING OF CASES:

- A. VARIANCE REQUEST, OLLIE APAHIDEAN, VACANT-BLACK OAK PARCEL (88-20-11-226-004): A variance to split a property into 3 properties, variance to allow two of the properties to have a lot width and frontage of 30 feet, and the third to have zero lot width and frontage. The Zoning Ordinance requires each property to have 85 foot lot width and frontage.

Motion to move item to 5C on agenda to allow applicant to provide the Board additional requested information.

Moved by Green
Second by Eisenbacher

Motion to amend and to move item 5A to item 5F, and allow a 15 minute recess after 5E to allow review of requested documents submitted for 5A.

Moved by McCauley
Second by Green

RESOLVED, to amend the motion.

Yes: All

MOTION PASSED

Vote on the first motion:

Yes: All

MOTION PASSED

- B. VARIANCE REQUEST, 224 WEBB, JOSEPH MANIACI FOR MONDRIAN PROPERTIES LLC: A variance to split a parcel of land into two parcels. One parcel is proposed to be 13,844 square feet. The other proposed parcel is proposed to be 13,571 square feet and have 98.03 feet frontage and width. The Zoning Ordinance requires each proposed parcel to be 15,000 square feet and have 100 feet frontage and width

MOVED by McCauley
SECOND by Desmond

RESOLVED, to grant the request.

Yes: All

MOTION PASSED

- C. VARIANCE REQUEST, 4857 RIVERS EDGE, JOE NOVITSKY FOR JSN ARCHITECTURE: A variance request to allow a home addition to be set back 39 feet 3 inches from the rear property line. The Zoning Ordinance requires the addition to be set back 45 feet from the rear property line.

MOVED BY Green
SECOND BY Desmond

RESOLVED, to grant the request.

YES: All

MOTION PASSED

- D. VARIANCE REQUEST, 1041 PADDOCK, THOMAS LEININGER FOR ADVANCED BUILDERS: A variance request to allow a home addition to be set back 39.79 feet from the rear property line. The Zoning Ordinance requires the addition to be set back 45 feet from the rear property line.

MOVED by Eisenbacher
SECOND by Green

RESOLVED, to grant the request.

YES: All

MOTION PASSED

- E. VARIANCE REQUEST, 2975 THALES, THOMAS LEININGER FOR ADVANCED BUILDERS: A variance request to allow a home addition to be set back 36.5 feet from the rear property line. The Zoning Ordinance requires the addition to be set back 50 feet from the rear property line.

MOVED by Eisenbacher
SECOND by Green

RESOLVED, to grant the request.

YES: All

MOTION PASSED

- F. VARIANCE REQUEST, OLLIE APAHIDEAN, VACANT-BLACK OAK PARCEL (88-20-11-226-004): A variance to split a property into 3 properties, variance to allow two of the properties to have a lot width and frontage of 30 feet, and the third to have zero lot width and frontage. The Zoning Ordinance requires each property to have 85 foot lot width and frontage.

MOVED by Eisenbacher
SECOND by Desmond

RESOLVED, to grant the request.

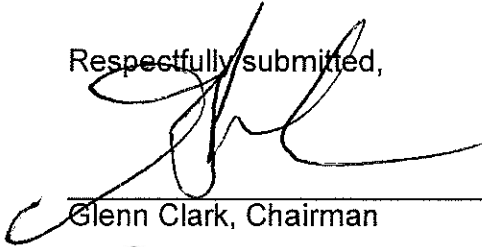
YES: Desmond, Eisenbacher, Bossenbroek, Rahman
NO: McCauley, Clark, Green

MOTION PASSED

6. COMMUNICATIONS – None.

7. MISCELLANEOUS BUSINESS – Board received 2021 ZBA meeting dates.
8. PUBLIC COMMENT – Miscellaneous Board member comments.
9. ADJOURNMENT – The Zoning Board of Appeals meeting ADJOURNED at 11:04pm.

Respectfully submitted,



Glenn Clark, Chairman



Paul Evans, Zoning and Compliance Specialist

G:\ZONING BOARD OF APPEALS\Minutes\2011 through 2020 Minutes\2017 through 2020 Minutes\2020\FINAL\2020 12 15 ZBA Minutes Final .doc

On January 19, 2021 at 7:31 p.m., via remote meeting using the GoTo Meeting platform, Chairman Clark called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

Glenn Clark
Aaron Green
Mahendra Kenkre
David Eisenbacher
James McCauley
Michael Bossenbroek
Orestis Kaltsounis

Also Present:

Paul Evans, Zoning and Compliance Specialist
Allan Motzny, Assistant City Attorney
Jackie Ferencz, Administrative Assistant, Planning Department
Bob Laux, Information Technology
Julie DuFrane, Assistant City Attorney

2. REVISED PROCEDURE- read by Vice Chair Bossenbroek

3. MODIFICATION OF ZONING BOARD OF APPEALS RULES OF PROCEDURE

Moved by McCauley
Seconded by Green

RESOLVED, to approve resolution modifying Rules of Procedure to allow electronic meetings.

Yes: All

MOTION PASSED

4. APPROVAL OF MINUTES – December 15, 2020

Moved by Green
Seconded by Eisenbacher
RESOLVED, to approve the December 15, 2020 meeting minutes.

Yes: All

MOTION PASSED

5. APPROVAL OF AGENDA – No changes

6. HEARING OF CASES:

- A. VARIANCE REQUEST, 4928 PARK MANOR, NEETU SHARMA & AMBUJ MATHUR: A variance to allow a partially covered deck 10 feet from the rear property line where the development approval requires the deck to be no less than 25 feet from the rear property line.

Moved by Green
Second by McCauley

RESOLVED, to deny petitioner's request.

Yes: Green
Kenkre
Kaltsounis
Bossenbroek
McCauley
Clark

No: Eisenbacher

MOTION PASSED

Chair Clark called recess at 9:04pm
Meeting resumed at 9:10pm

- B. VARIANCE REQUEST, 4095-4115 CROOKS AND PROPERTY ADJACENT, SAFET "SAM" STAF: Tollbrook North, LLC ("Developer") appeals the November 10, 2020 decision of the City of Troy's Planning Commission ("PC") to deny the Preliminary Site Plan ("PSP") for its Crooks Road Townhomes project to the City's Zoning Board of Appeals ("ZBA"). The Developer requests that the ZBA reverse the PC's decision and grant PSP approval.

Moved by Eisenbacher
Second by Bossenbroek

RESOLVED: That the ZBA finds that the decision by the Planning commission was arbitrary and capricious and the ZBA modifies the Planning Commission resolution to set it aside and the ZBA sends this Site Plan back to the Planning Commission to provide a more thorough and detailed resolution.

Member McCauley CALLS THE QUESTION

Yes: Kenkre
Eisenbacher
McCauley
Green
Bossenbroek
Clark

No: Kaltsounis

Vote on proposed resolution

Yes: Eisenbacher
Clark
Bossenbroek

No: Kaltsounis
Green
McCauley
Kenkre

MOTION Fails

Moved by Green
Second by McCauley

RESOLVED That the ZBA affirm the Planning Commission's decision on this matter.

Member Bossenbroek CALLS THE QUESTION

Yes: Bossenbroek
Kenkre
McCauley
Kaltsounis

No: Clark
Eisenbacher
Green

Vote on proposed resolution

Yes: Green
Kenkre
McCauley
Kaltsounis

No: Bossenbroek
Eisenbacher
Clark

MOTION Passes

7. COMMUNICATIONS: None

8. MISCELLANEOUS BUSINESS: Mr. Evans advised the Board that staff is working on a future ZBA training.

9. PUBLIC COMMENT: None

10. ADJOURNMENT: The Zoning Board of Appeals meeting ADJOURNED at 11:42pm.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'G. Clark', written over a horizontal line.

Glenn Clark, Chairman

A handwritten signature in black ink, appearing to be 'Paul Evans', written over a horizontal line.

Paul Evans, Zoning and Compliance Specialist

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On March 16, 2021 at 7:30 p.m., via a remote meeting, Chair Glenn Clark called the Zoning Board of Appeals meeting to order.

1. ROLL CALL

Present:

Michael Bossenbroek
Glenn Clark
David Eisenbacher
Aaron Green
James McCauley
Sadek Rahman
Mahendra Kenkre

Also Present:

Paul Evans, Zoning and Compliance Specialist
Allan Motzny, Assistant City Attorney
Jackie Ferencz, Planning Administrative Assistant

2. PROCEDURE-

3. APPROVAL OF MINUTES – January 27, 2021

Moved by McCauley
Seconded by Green

RESOLVED, to approve the January 27, 2021 meeting minutes.

Yes: All

MOTION PASSED

4. APPROVAL OF AGENDA – No changes

5. HEARING OF CASES:

- A. VARIANCE REQUEST, 3415 CROOKS: A variance to allow a house addition to be setback 35 feet from the rear property line. The Zoning Ordinance requires the addition to be setback 45 feet from the rear property line.

Moved by McCauley
Second by Green

RESOLVED, to deny the request.

Yes: All

MOTION PASSED

- B. VARIANCE REQUEST, 347 LOWRY: A use variance to enlarge an existing single-family home. The property is in the BB Zoning District. The home is nonconforming because single family homes are not permitted in the BB Zoning District. The Zoning Ordinance prohibits enlarging structures devoted to nonconforming uses. The home was constructed prior to the establishment of the BB Zoning District.

MOVED by Eisenbacher
SECOND by Rahman

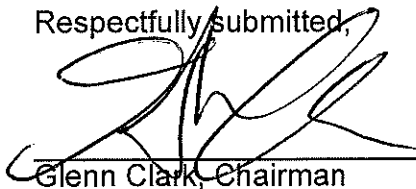
RESOLVED, to postpone the item until the next meeting.

YES: All

MOTION PASSED

6. COMMUNICATIONS – None
7. MISCELLANEOUS BUSINESS – None
8. PUBLIC COMMENT – None
9. ADJOURNMENT – The Zoning Board of Appeals meeting ADJOURNED at 9:04pm.

Respectfully submitted,



Glenn Clark, Chairman



Paul Evans, Zoning and Compliance Specialist

**STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION
NOTICE OF HEARING
FOR THE ELECTRIC CUSTOMERS OF
DTE ENERGY COMPANY
CASE NO. U-20528**

- DTE Energy Company requests Michigan Public Service Commission's approval for reconciliation of its power supply cost recovery plan (Case No. U-20527) for the twelve months ended December 31, 2020.
- The information below describes how a person may participate in this case.
- You may call or write DTE Energy Company, One Energy Plaza, Detroit, MI 48226, 313-235-8000 for a free copy of its application. Any person may review the documents at the offices of DTE Energy Company.
- A pre-hearing will be held:

DATE/TIME: **Wednesday, May 12, 2021 at 10:00 AM**

BEFORE: **Administrative Law Judge Sharon Feldman**

LOCATION: **Video/Teleconferencing**

PARTICIPATION: Any interested person may participate. Persons needing any assistance to participate should contact the Commission's Executive Secretary at (517) 284-8090, or by email at mpscedockets@michigan.gov in advance of the hearing.

The Michigan Public Service Commission (Commission) will hold a pre-hearing to consider DTE Energy Company's (DTE Electric) March 31, 2021 application requesting the Commission for approval: 1) to reconcile its Power Supply Cost Recovery (PSCR) plan for the 12-month period ending December 31, 2020; 2) to authorize DTE Electric to collect its total PSCR under-recovery at year-end 2020 of \$99,883,041, including interest, from all PSCR customers via a roll-over of such under-recovery as the January 2021 starting balance for the 2021 PSCR Reconciliation; and 3) to grant DTE Electric further additional relief.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscedockets. Requirements and instructions for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 284-8090 or by email at: mpscedockets@michigan.gov.

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by May 5, 2021. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon DTE Energy Company's attorney, Jon P. Christinidis, One Energy Plaza, Detroit, MI 48226.

The prehearing is scheduled to be held remotely by video conference or teleconference. Persons filing a petition to intervene will be advised of the process to participate in the hearing.

Any person wishing to participate without intervention under Mich Admin Code, R 792.10413 (Rule 413), or file a public comment, may do so by filing a written statement in this docket. The written statement may be mailed or emailed and should reference Case No. **U-20528**. Statements may be emailed to: mpscedockets@michigan.gov. Statements may be mailed to: Executive Secretary, Michigan Public Service Commission, 7109 West Saginaw Hwy., Lansing, MI 48917. All information submitted to the Commission in this matter becomes public information, thus available on the Michigan Public Service Commission's website, and subject to disclosure. Please do not include information you wish to remain private. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Requests for adjournment must be made pursuant to Michigan Office of Administrative Hearings and Rules R 792.10422 and R 792.10432. Requests for further information on adjournment should be directed to (517) 284-8130.

A copy of DTE Energy Company's application may be reviewed on the Commission's website at: michigan.gov/mpscedockets, and at the office of DTE Energy Company. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

The Utility Consumer Representation Fund has been created for the purpose of aiding in the representation of residential utility customers in various Commission proceedings. Contact the Chairperson, Utility Consumer Participation Board, Department of Licensing and Regulatory Affairs, P.O. Box 30004, Lansing, Michigan 48909, for more information.

Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; 1982 PA 304, as amended, MCL 460.6j et seq.; and Parts 1 & 4 of the Michigan Office of Administrative Hearings and Rules, Mich. Admin Code, and R 792.10401 through R 792.10448.