

Mayor Baker performed the Invocation. The Pledge of Allegiance to the Flag was given.

## A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on Monday, July 26, 2021, at City Hall, 500 W. Big Beaver Rd. 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-Creanga
- Ann Erickson Gault
- David Hamilton
- Ellen Hodorek

Due to a medical emergency, Mayor Pro Tem Brooks participated virtually from her home in Troy, MI.

## C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

- C-1** Proclamation Celebrating Star Scout Parker Mills Recipient of the Boy Scouts of America Heroism Honor Award (*Presented by: Mayor Ethan Baker*)
- C-2** Proclamation to Celebrate National Disability Independence Day – July 26, 2021 (*Presented by: Mayor Ethan Baker*)

## D. CARRYOVER ITEMS:

- D-1** No Carryover Items

## E. PUBLIC HEARINGS:

- E-1** No Public Hearings

## F. PUBLIC COMMENT:

Stephen Dunn	Spoke in opposition to a 5G transmitter pole
Michael Moriset	Spoke in opposition to a 5G transmitter pole
Ellen Strom	Spoke in opposition to a 5G transmitter pole
Nancy Randall	Spoke about the need for sound walls along I-75
William Gelder	Spoke about the need for blacktop on residential streets to reduce the noise from I-75
Loraine Scussel	Spoke about the noise from I-75
Mike Labadie	Spoke about the noise from I-75
Chris Steele	Spoke about the noise from I-75
Michael Shea	Spoke about the noise from I-75 and the need for a sound study

Richard Dimaggio	Spoke about the noise from I-75
Jason Kong	Spoke in opposition to a 5G transmitter pole
John Zapytowski	Spoke in opposition to a 5G transmitter pole
Fnu Suresh	Spoke about the noise from I-75
James Andrews	Spoke about the noise from I-75
Dudley Wellington	Spoke in opposition to a 5G transmitter pole
Anthony Butcher	Spoke about the noise from I-75
Sandra Sands	Spoke about the noise from I-75
Bhapinder Puri	Spoke about the noise from I-75
Tighe Keating	Spoke in opposition to a 5G transmitter pole
Michael Willis	Commented on recycling programs
Kathleen O'Laughlin	Commented on convention of states event

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

City Manager Miller	<p>Spoke about the 5G transmitter pole to clarify that the FCC prohibits local regulation based on health concerns. He added that the City has scheduled a meeting with the Verizon engineers.</p> <p>Commented that he is working closely with legislators regarding the noise issues from I-75.</p>
City Attorney Bluhm	<p>Commented that the City has done everything in its power to keep the law from going into place. She said the FCC preempted local municipalities from taking any action based on health concerns. She also commented that the State of Michigan has removed local control.</p>
Mayor Baker	<p>Commented that City Manager Miller is working very closely with legislators about the noise issues. He said he will continue to fight for the residents of Troy and push for another sound study.</p> <p>Commented on the 5G pole issue and the law was passed during a lame duck session removing local control. He said state law limits what the City can do and City Management scheduling a meeting with Verizon is a good first step.</p>
Council Member Chamberlain-Creanga	<p>Thanked Troy residents for speaking about the 5G pole. She requested that residents be notified when this type of permit is filed, as well as to approve a resolution to send a message to Lansing.</p>
Council Member Hamilton	<p>Thanked Troy residents for meeting with him to discuss the 5G pole issue. He requested approving a resolution to send a unified message to the state and federal governments.</p>
Council Member Abraham	<p>Spoke about the noise concerns with I-75 and said City Council is committed to working with the legislators to see what can be done despite minimal influence. She stressed the importance for residents to stay engaged with legislation at the state level, particularly in the lame duck sessions.</p>

Council Member Hodorek	<p>Thanked the residents for sharing their concerns. She said City Council and Administration have worked hard to have more local control, but the law passed anyway.</p> <p>She said noise concerns with I-75 have been huge. She said she supports a second sound study and they will provide a voice to make that happen, but ultimately, it is not a local project.</p>
Mayor Baker	There was consensus of City Council to encourage City Management to pursue a second sound study.
Council Member Erickson Gault	<p>Commented about preemption and the limitations placed on local municipalities. She said the reality is that the noise issue from I-75 is quality of life issue.</p> <p>Commented about the 5G pole issue and said City Administration has scheduled a meeting with Verizon. She said for change to happen, she encourages residents to reach out to Lansing.</p>
Mayor Pro Tem Brooks	Thanked everyone for sharing their concerns. She said that many Council Members are your neighbors and are impacted by these issues too. She commented that the common thing with the I-75 and 5G issues are that they are both out of the City's control. She said they are doing everything they can to make things better.
Mayor Baker	Commented that the City is on the fringe of influence, but they will work with Verizon and reach out to Lansing to try to make things better. He encouraged residents to reach out to Congresswoman Stevens, Senator McMorrow, and State Representative Kuppa.

The meeting **RECESSED** at 9:14 PM.

The meeting **RECONVENED** at 9:30 PM.

## 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, Global Troy Advisory Committee; b) City Council Nominations – None

a) **Mayoral Nominations:**

Resolution #2021-07-110

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:

**Global Troy Advisory Committee**

Appointed by Mayor

12 Regular Members

3 Year Term

**Nominations to the Global Troy Advisory Authority:****Term Expires: 7/31/2022****Allison Liu****Student**

Term currently held by: Allison Liu – Graduates 2022

**Term Expires: 7/31/2022****Abiramasundari Swaminathan****Student**

Term currently held by: Arjun Tholakapalli – Graduates 2021

Yes: All-7

No: None

**MOTION CARRIED**

Resolution #2021-07-111

Moved by Baker

Seconded by Chamberlain-Creanga

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 Vassallo**

Term currently held by: Joseph Vassallo

Yes: All-7

No: None

**MOTION CARRIED**

b) **City Council Nominations: None**

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**I-3 Request for Closed Session**

Resolution #2021-07-112  
Moved by Baker  
Seconded by Erickson Gault

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL 15.268 (h)- MCL 15.243 (1)(u) and (y) and MCL 15.268 (e)- *Tollbrook v. City of Troy, Tollbrook West v. City of Troy.*

Yes: All-7  
No: None

**MOTION CARRIED**

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**I-4 Bid Waiver – Heating, Ventilation and Air Conditioning Equipment and Parts  
(Introduced by: Dennis Trantham, Facilities and Grounds Operations Manager)**

Resolution #2021-07-113  
Moved by Erickson Gault  
Seconded by Hodorek

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **APPROVES** an ongoing contract for the purchase of HVAC Equipment and Parts directly from the manufacturer, *Lennox Industries of Troy, MI*; not to exceed budgetary limitations.

Yes: All-7  
No: None

**MOTION CARRIED**

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**I-5 City Council Rules of Procedure (Introduced by: M. Aileen Dickson, City Clerk)**

Resolution #2021-07-114  
Moved by Baker  
Seconded by Erickson Gault

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: All-7

No: None

## MOTION CARRIED

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### **I-6 Contract Ratification – American Federation of State County and Municipal Employees (*Introduced by: Mark F. Miller, City Manager*)**

Resolution #2021-07-115

Moved by Hamilton

Seconded by Chamberlain-Creanga

RESOLVED, That Troy City Council hereby **RATIFIES** the collective bargaining agreement between the City of Troy and the American Federation of State County and Municipal Employees (AFSCME) for the period July 1, 2021 through June 30, 2025, and the Mayor and City Clerk are **AUTHORIZED** to execute the final agreement; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: All-7

No: None

## MOTION CARRIED

## **J. CONSENT AGENDA:**

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

Resolution #2021-07-116-J-1a

Moved by Abraham

Seconded by Erickson Gault

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

Yes: All-7

No: None

## MOTION CARRIED

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

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

Resolution #2021-07-116-J-2

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

a) City Council Minutes-Draft – July 12, 2021

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

Resolution #2021-07-116-J-3

- a) Proclamation Celebrating Carter Koenigsknecht Second Place Winner in the National Kids Idea Tank Competition

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**J-4 Standard Purchasing Resolutions:**

- a) **Standard Purchasing Resolution 4: Sourcewell Purchasing Cooperative – Kubota RTV and Related Accessories**

Resolution #2021-07-116-J-4a

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for the purchase of two (2) Kubota RTV-X1100CWL with related accessories to *Flint New Holland of Burton, MI*, based on the Sourcewell Purchasing Contract #122220 for an estimated total cost of \$66,161.10; not to exceed budgetary limitations.

- b) **Standard Purchasing Resolution 4: OMNIA Partners Purchasing Cooperative – Closed Circuit Monitoring Equipment and Installation at Troy Family Aquatic Center**

Resolution #2021-07-116-J-4b

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to furnish and install upgrades and additional devices to the closed-circuit monitoring equipment at the Troy Family Aquatic Center to *Wadsworth Solutions of Southgate, MI* based on the OMNIA Partners Purchasing Cooperative Contract #R170504 for an estimated total of \$87,520; not to exceed budgetary limitations of \$95,000.

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

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**J-5 Request for Recognition as a Nonprofit Organization from Southeastern Michigan Chapter, National Electrical Contractors Association, Inc. (NECA) Education & Research Foundation**

Resolution #2021-07-116-J-5

RESOLVED, That Troy City Council hereby **APPROVES** the request from the Southeastern Michigan Chapter, National Electrical Contractors Association, Inc. (NECA) Education & Research Foundation, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license as recommended by City Management.

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**J-6 Request for Acceptance of Two Permanent Easements from Troy Westington, LLC, Sidwell #88-20-21-101-004 and -008**

Resolution #2021-07-116-J-6

RESOLVED, That Troy City Council **ACCEPTS** two permanent easements for sanitary sewers and water mains from Troy Westington, LLC, owner of the properties having Sidwell #88-20-21-101-004 and -008.

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

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**J-7 Request for Acceptance of Four Permanent Easements from Bismack Designs, Inc., Sidwell #88-20-09-427-039 and -040**

Resolution #2021-07-116-J-7

RESOLVED, That Troy City Council hereby **ACCEPTS** four permanent easements for sidewalks, storm sewers and surface drainage from Bismack Designs, Inc., owner of the properties having Sidwell #88-20-09-427-039 and -040.

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

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**J-8 Safet “Sam” Stafa v. City of Troy**

Resolution #2021-07-116-J-8

RESOLVED, That the City Attorney is hereby **AUTHORIZED** and **DIRECTED** to represent the City of Troy in any and all claims and damages in the matter of *Safet “Sam” Stafa v Troy* (Case No. 2021-189046-AW).

BE IT FURTHER RESOLVED, That the City Attorney is also **AUTHORIZED** to pay necessary costs and fees in the defense of the action.

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**K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:**

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**K-1 Announcement of Public Hearings: None Submitted**

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

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**L. COUNCIL REFERRALS:**

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



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**L-1 No Council Referrals****M. REPORTS:**

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**M-1 Minutes – Boards and Committees: None Submitted**

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**M-2 Department Reports:**

- a) Troy Racquet Club Annual Report
  - b) Capital Project Update – Fiscal Year 2022
  - c) I-75 Sound Barriers
  - d) City Clerk Aileen Dickson Named Democracy Fellow – National Conference on Citizenship
  - e) Final Report – Oakland County Restaurant Relief Program
- Noted and Filed

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**M-3 Letters of Appreciation:**

- a) From Mark Bosler Regarding City Sewer System Maintenance
- Noted and Filed

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**M-4 Proposed Proclamations/Resolutions from Other Organizations: None Submitted****N. COUNCIL COMMENTS:**

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**N-1 Council Comments**

Council Member Abraham commented on the Troy Racquet Club report.

Council Member Abraham commented on M-2d and gave accolades to City Clerk Dickson being named Democracy Fellow - National Conference on Citizenship.

Council Member Hamilton commented on M-2b and the renovations to the restrooms at some City parks.

Mayor Baker commented on M-2e and the success of the Restaurant Relief Programs. Mr. Lapin said the 16 restaurants who participated were very grateful for the assistance.

Council Member Chamberlain-Creanga thanked Community Affairs Director Cindy Stewart for bringing forward the Proclamation to Celebrate National Disability Independence Day.

Council Member Chamberlain-Creanga commented on the 5G pole and asked City Management to obtain consensus from City Council to explore the option of notifying residents when a 5G pole is being erected within a certain distance.

Mayor Baker said he does not want to give consensus and direction to Administration to provide notice at this time. He said it is not the best use of time and funds.

Council Member Chamberlain-Creanga inquired if a better option would be to provide information to residents via a City Council report.

Mayor Baker said he is willing to provide consensus to include information on the City website.

Council Member Hodorek commented that providing information on the City website leads residents to believe that the City owns it and City staff resources and time are spent addressing issues that are not of the City's control. She said she would like to take time to think about the best way to proceed and provide consensus.

Assistant City Manager Bruner commented that the list provided today are small cell antennas in the public right-of-way, which are the only ones regulated by the City. He said there are other antennas on private property that the City would have no knowledge of.

Council Member Chamberlain-Creanga asked if there was consensus for a proclamation or a resolution to advocate for changes.

Council Member Hamilton commented that someone can bring it forward as a Council Referral with a formal discussion. He said he is open to ideas as long as they do not use a lot of City staff's time.

Council Member Hamilton asked about the actuaries for the Employee's Retirement System, the Retiree Health Care Benefits Plan & Trust Board, and the Volunteer Firefighter Incentive Board. City Manager Miller said the new copies have not come out yet.

Mayor Baker said he agrees with Council Member Hodorek and would like to wait to make any decisions yet.

Mayor Baker said the Nature Center had a great chili cookoff fundraiser event this past weekend. He said the winner was the chili made by The Historic Village crew.

The meeting **RECESSED** at 10:03 PM.

The meeting **RECONVENED** at 10:08 PM.

## **O. CLOSED SESSION**

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### **O-1 Closed Session**

## **P. ADJOURNMENT:**

The Meeting **ADJOURNED** at 11:15 PM.

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Mayor Ethan Baker

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M. Aileen Dickson, MMC, MiPMC II  
City Clerk