

Mr. Ed Chezick from Troy Interfaith Group/Shir Tikvah 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 September 27, 2021, at City Hall, 500 W. Big Beaver Rd. Mayor Baker called the meeting to order at 7:32 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

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

- C-1** Legislative Update *(Presented by: Senator Mallory McMorrow and Representative Padma Kuppa)*
- C-2** Proclamation to Celebrate Hispanic Heritage Month – September 2021 *(Presented by: Mayor Ethan Baker to Consulado de México Fernando Gonzalez Saiffe)*
- C-3** Proclamation to Celebrate Welcoming Week – September 10–19, 2021 *(Presented by: Mayor Ethan Baker)*
- C-4** Proclamation for Childhood Cancer Awareness Month - September 2021 *(Presented by: Mayor Ethan Baker)*

Vote on Resolution to Waive the Rules of Procedure for the City Council, Rule #8 Proclamations and Congratulatory Certificates

Resolution #2021-09-137

Moved by Baker

Seconded by Brooks

RESOLVED, That Troy City Council hereby **WAIVES** the Rules of Procedure for the City Council Rule #8 *Proclamations and Congratulatory Certificates* to approve and present a Proclamation to Declare September 2021 as National Kinship Care Month in the City of Troy on September 27, 2021.

Yes: All-7

No: None

MOTION CARRIED

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- C-5** Proclamation to Declare September 2021 as National Kinship Care Month in the City of Troy (*Presented by: Mayor Ethan Baker*)

D. CARRYOVER ITEMS:

- D-1** No Carryover Items

E. PUBLIC HEARINGS:

- E-1** Troy Crossing Planned Unit Development (File Number PUD JPLN2021-0008) – Proposed Amendment to Troy Crossing PUD, North Side of Big Beaver, East of John R (Parcels 88-20-24-352-067 and -068), Section 24, Currently Zoned PUD 8 (Planned Unit Development 8) District (Introduced by: Brent Savidant, Community Development Director)

The Mayor opened the Public Hearing. The Mayor closed the Public Hearing after no public comment was offered.

Resolution #2021-09-138
Moved by Erickson Gault
Seconded by Hodorek

WHEREAS, The applicant Najor Companies submitted an application to amend Troy Crossing Planned Unit Development (PUD), AKA The Phoenix Troy Apartments, located on the north side of Big Beaver, east of John R, in Section 24, approximately 4.77 acres in area; and,

WHEREAS, Troy Crossing PUD was approved as a mixed use development including four 3-story apartment buildings and two retail/restaurant facilities; and,

WHEREAS, The applicant has proposed to replace the two approved 1-story retail/restaurant facilities with one 3-story building featuring 25 apartment units and 2,000 square feet of retail/restaurant on the ground floor; and,

WHEREAS, The proposed 3-story building is similar in design to the four buildings on site which are nearing completion; and,

WHEREAS, The proposed revision to the PUD meets the Standards for Approval set forth in Section 11.03; and,

WHEREAS, The proposed Planned Unit Development is comprised of parcels 88-20-24-352-067 and 88-20-24-352-068, as described in the attached ALTA/NSPS Land Title Survey drawing, and,

BE IT RESOLVED, That Troy City Council hereby **GRANTS** Concept Development Plan Approval and Preliminary Development Plan Approval for the proposed amendment to Troy Crossing PUD, AKA The Phoenix Troy Apartments.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the attached Planned Unit Development Agreement; and the Mayor and City Clerk are hereby **AUTHORIZED TO EXECUTE** the Planned Unit Development Agreement for Troy Crossing Planned Unit

Development on behalf of the City; a copy shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** City Administration to record the executed Troy Crossing Planned Unit Development Agreement with the Oakland County Register of Deeds.

BE IT FINALLY RESOLVED, That Troy City Council hereby **AUTHORIZES** the petitioner to submit the Final Development Plan pursuant to Section 11.08 of Chapter 39.

Yes: All-7

No: None

MOTION CARRIED

E-2 Conditional Rezoning (CR JPLN2021-001) – Proposed Pine View Condominiums, West Side of Dequindre, North of Long Lake (Parcel 88-20-12-476-070), Section 12, From NN (Neighborhood Node “J”) and EP (Environmental Protection) to NN (Neighborhood Node “J”) (Introduced by: Brent Savidant, Community Development Director)

Mayor Baker announced that the Petitioner for this item has requested the item be removed from the Agenda and returned to the Planning Commission for reconsideration.

The Mayor opened the Public Hearing. The following individuals offered public comment:

Paul Balas	Commented in opposition to the rezoning
Susan Neely	Commented in opposition to the rezoning.
Daniel Raubinger	Commented in opposition to the rezoning.
Michael Lipinski	Commented in opposition to the rezoning.
Pamela Prewitt	Commented in opposition to the rezoning.

F. PUBLIC COMMENT:

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 – Downtown Development Authority; b) City Council Appointments – None

a) Mayoral Appointments:

Resolution #2021-09-139

Moved by Baker

Seconded by Chamberlain-Creanga

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:

Downtown Development Authority

Appointed by Mayor

13 Regular Members

4 Year Term

Nominations to the Downtown Development Authority:

Term Expires: 9/30/2025

Kenny Koza

Term currently held by: Kenny Koza

Term Expires: 9/30/2025

Daniel MacLeish

Term currently held by: Daniel MacLeish

Yes: All-7

No: None

MOTION CARRIED

b) City Council Appointments: None

I-2 Board and Committee Nominations: a) Mayoral Nominations – None; b) City Council Nominations – Animal Control Appeal Board, Parks & Recreation Board

a) Mayoral Nominations: None

b) City Council Nominations:

Resolution #2021-09-140

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:

Animal Control Appeal Board

Appointed by Council

5 Regular Members

3 Year Term

Nominations to the Animal Control Appeal Board:

Term Expires: 9/30/2024

Patrick Floch

Term currently held by: Patrick Floch

Term Expires: 9/30/2024

Al Petrulis

Term currently held by: Al Petrulis

Yes: All-7

No: None

MOTION CARRIED

Resolution #2021-09-141

Moved by Brooks

Seconded by Chamberlain-Creanga

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:

<u>Term Expires: 7/31/2022</u>	Timothy Fulcher	Troy School Board of Education Rep
	Term currently held by: Timothy Fulcher	
<u>Term Expires: 7/31/2022</u>	Akshitha Sahu	Student
	Term currently held by: Akshitha Sahu - Graduates 2023	
<u>Term Expires: 9/30/2022</u>	Hitesh Patel	
	Term currently held by: Kristin Franklin resigned 9/3/2021	
<u>Term Expires: 9/30/2024</u>	Michael Brady	
	Term currently held by: Michael Brady	
<u>Term Expires: 9/30/2024</u>	John Shepherd	
	Term currently held by: John Shepherd	

Yes: All-7
No: None

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Urgent Repairs – Fire Apparatus (Introduced by: Richard Riesterer, Fire Chief)

Resolution #2021-09-142
Moved by Baker
Seconded by Hamilton

RESOLVED, That Troy City Council hereby **WAIVES** the bid process, because it best serves the public interests, and **AFFIRMS** the purchase of repairs to Ladder 3 from *Apollo Fire Equipment, LLC of Romeo, MI*, for a cost of \$19,235.50 and Engine 2 from *Cummins Sales and Service of Mount Clemens, MI*, for a cost of \$23,860.49, both of whom are sole source vendors.

Yes: All-7
No: None

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2021-09-143-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 #2021-09-143-J-2

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

- a) City Council Minutes-Draft – September 13, 2021

J-3 Proposed City of Troy Proclamations:

Resolution #2021-09-143-J-3

- a) Metastatic Breast Cancer Awareness Day – October 13, 2021, and Breast Cancer Awareness Month – October 2021
b) Proclamation for City of Troy Tree City USA / Arbor Day

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 4: Cooperative Purchasing Contract – Troy Public Library – Administration Area Renovation**

Resolution #2021-09-143-J-4a

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for Interior Renovation and Window Replacement at the Troy Public Library as per provided drawings to *National Restoration of Milford, MI*, for an estimated cost of \$138,000 as per the Oakland County Cooperative Purchasing Contract #005106.

BE IT FURTHER RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for New Furnishings and installation to *Library*

Design Associates of Plymouth, MI, for an estimated cost of \$37,221 as per the Omnia Partners Cooperative Purchasing Contract #R191817.

BE IT FURTHER RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for Air Balancing and HVAC Duct Work to *Limbach Engineering of Pontiac, MI*, for an estimated cost of \$13,204 as per the Oakland County Cooperative Purchasing Contract #005013.

BE IT FURTHER RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for Architectural Services to *John Tagle Associates of Royal Oak, MI* estimated cost of \$5,500.

BE IT FURTHER RESOLVED, That Troy City Council **AUTHORIZES** the expenditure of capital funds for the Troy Public Library Administration area renovation for an estimated cost of \$193,925, with a 10% contingency of \$19,392, for a not to exceed total of \$213,317.

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

b) Standard Purchasing Resolution 2: Award to Sole Bidder Meeting Specifications - Bay Floor Replacement at Fire Station 2 and 3

Resolution #2021-09-143-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to the sole bidder meeting specifications *Great Lakes Concrete of Troy, MI* to remove the existing epoxy floor, repair any damaged concrete, and then prepare, refinish, and polish the concrete floors at Fire Station 2 and 3; for an estimated total cost of \$63,200.00 and a 20% contingency not to exceed amount of \$75,840.00.

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.

c) Standard Purchasing Resolution 4: Oakland County Cooperative Purchase - LiveScan System Upgrade – Police Department

Resolution #2021-09-143-J-4c

WHEREAS, The Troy Police Department utilizes a fingerprinting system in conjunction with Oakland County CLEMIS that will no longer be supported after December 31, 2021 and requires replacement; and,

WHEREAS, Oakland County has provided annual system maintenance and preventative services for the LiveScan system;

NOW THEREFORE, BE IT RESOLVED, That Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to purchase the IDEMIA LiveScan 5600 Fingerprinting System which includes equipment, installation and training from *IDEMIA Identity & Security*

USA LLC of Anaheim, CA, through the Oakland County Cooperative Contract #006142 for an estimated total cost of \$16,712.

BE IT FURTHER RESOLVED, That Troy City Council **APPROVES** ongoing annual maintenance and preventative services for the LiveScan system with Oakland County for an estimated annual cost of \$2,880.

d) Standard Purchasing Resolution 4: Award – MiDeal Cooperative Purchasing Agreement - Police Fleet Vehicles

Resolution #2021-09-143-J-4d

RESOLVED, That Troy City Council hereby **AWARDS** contracts to purchase seven (7) 2022 Ford Explorer Interceptors from *Gorno Ford of Woodhaven, MI*, for the Police Department as per the MiDeal Cooperative Bid Contract ID number 071B7700181 for an estimated total cost of \$237,965.00.

e) Standard Purchasing Resolution 4: Sourcewell Purchasing Cooperative and Bid Waiver – Combination Sewer Jet/Catch-Basin Cleaning Vactor Truck and Easement Machine

Resolution #2021-09-143-J-4e

RESOLVED, That Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to *Jack Doheny Co. of Northville, MI*, for the purchase of one (1) Trail Beast Easement Machine, One (1) 2022 Freightliner tandem axle cab/chassis with Vactor prep package and one (1) Vactor sewer/jetting combination module for an estimated total cost of \$540,534.73 less a total trade-in amount of \$80,000.00 for a total estimated cost of \$460,534.73 as per the Sourcewell Cooperative Contract Pricing and Jack Doheny Co. pricing.

f) Standard Purchasing Resolution 4: Sourcewell Purchasing Cooperative - ClearSpan Freestanding Building

Resolution #2021-09-143-J-4f

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to *ClearSpan Fabric Structures Inc. of South Windsor, CT*, for the purchase and installation of one (1) ClearSpan 42' x 60' Freestanding Building for an estimated cost of \$44,149.92 and a 20% contingency for a not to exceed amount of \$52,980.00 as per the Sourcewell Purchasing Cooperative #091319-CSS.

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

J-5 Request for Approval of Additional Times for AV Ballots for the November 2, 2021 General Election and Other Important Dates

Resolution #2021-09-143-J-5

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

Saturday, October 23 – 8:00am-12:00pm (Drive Thru Clerk's Office)

Friday, October 29 – 8:00am-5:00pm (regular service at the City Clerk's Office)

Saturday, October 30 – 8:00am-4:00pm (regular service at the City Clerk's Office)

J-6 Traffic Committee Recommendations and Minutes – September 15, 2021

Resolution #2021-09-143-J-6

4. Request for Traffic Control – Daniels Drive at McKinley Drive

RESOLVED, That the intersection of Daniels Drive at McKinley Drive be **MODIFIED** from no traffic control to **ADD** a STOP sign on the Daniels Drive approach to the intersection.

J-7 Private Agreement – Contract for Installation of Municipal Improvements – Regency at Troy Convalescent Center/Nursing Home – Project No. 17.903.3

Resolution #2021-09-143-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 Ciena Health Care Management, 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.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings: None Submitted

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

L. COUNCIL REFERRALS:

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

L-1 No Council Referrals

M. REPORTS:

M-1 Minutes – Boards and Committees:

- a) Employees' Retirement System-Final – August 11, 2021
 - b) Global Troy Advisory Committee-Final – August 11, 2021
- Noted and Filed

M-2 Department Reports:

- a) Master Plan Update
- Noted and Filed

M-3 Letters of Appreciation: None Submitted

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

N. COUNCIL COMMENTS:

N-1 Council Comments

Mayor Pro Tem Brooks commented on her experience attending the Michigan Municipal League Conference in Grand Rapids, along with Council Member Erickson Gault. She spoke of the creative and collaborative efforts being explored by many communities. She also commented that Council Member Chamberlain-Creanga was unanimously elected as a new MML Board Member.

Mayor Pro Tem Brooks commented that she is working with the Troy Nature Center's Uncorked event. She said the Uncorked organizers are still looking for advertisers and sponsors for the event to be held on Friday, November 5, 2021 at 6:00 PM at the Troy Community Center.

Council Member Chamberlain-Creanga commented that she registered for the Frightful 5K to be held on Sunday, October 24, 2021.

Council Member Chamberlain-Creanga asked City Administration about beaver statues from years ago. City Manager Miller commented that the City no longer has the beaver statues as they were auctioned off.

Council Member Chamberlain-Creanga called out Nikki McEachern from the Recreation Department, who was recently appointed to the Michigan Recreation and Park Association Board of Directors. She commented that there is a great profile of Nikki McEachern in the Recreation book.

Council Member Chamberlain-Creanga said she is honored to be appointed to the MML Board. She thanked Robin Beltramini for her encouragement. She said she looks forward to being a voice for communities and knowledge sharing with other municipalities.

O. CLOSED SESSION

O-1 No Closed Session

P. ADJOURNMENT:

The Meeting **ADJOURNED** at



Mayor Ethan Baker



M. Aileen Dickson, MMC, MiPMC II
City Clerk