



CITY COUNCIL

REGULAR MEETING

AGENDA

OCTOBER 25, 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)

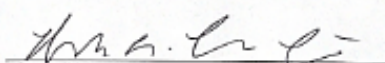
2. Any City Council member may detail a suspected violation of this Code of Ethics by another City Council member, and forward this to the Troy City Council for action. The accused City Councilmember shall have an opportunity to respond to the allegations. If after considering all of the information, 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

October 25, 2021 – 7:30 PM

City Council Chambers

500 W. Big Beaver Rd.

Troy, MI 48084

(248) 524-3316

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)

INVOCATION: 1

PLEDGE OF ALLEGIANCE: 1

A. CALL TO ORDER: 1

B. ROLL CALL: 1

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS: 1

C-1 Proclamation to Celebrate Filipino American Heritage Month – October 2021
(Presented by: Mayor Ethan Baker) 1

C-2 Proclamation to Recognize Hindu Heritage Month and the Celebration of Diwali –
The Festival of Lights – November 4, 2021 (Presented by: Mayor Ethan Baker) 1

D. CARRYOVER ITEMS: 1

D-1 No Carryover Items 1

E. PUBLIC HEARINGS: 1

E-1 No Public Hearings 1

| | | |
|------------------|---|------------------|
| <u>F.</u> | <u>PUBLIC COMMENT:</u> | <u>1</u> |
| <u>G.</u> | <u>CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT:</u> | <u>2</u> |
| <u>H.</u> | <u>POSTPONED ITEMS:</u> | <u>2</u> |
| H-1 | No Postponed Items | 2 |
| <u>I.</u> | <u>REGULAR BUSINESS:</u> | <u>2</u> |
| I-1 | Board and Committee Appointments: a) Mayoral Appointments – None; b) City Council Appointments – None | 2 |
| I-2 | Board and Committee Nominations: a) Mayoral Nominations – Board of Review, Downtown Development Authority, Global Troy Advisory Committee, Local Development Finance Authority; b) City Council Nominations – Traffic Committee | 3 |
| I-3 | No Closed Session Requested | 9 |
| I-4 | Proposed New Ethics Ordinance for Elected and Appointed Officials (Introduced by: Lori Grigg Bluhm, City Attorney) | 9 |
| I-5 | Parks and Recreation Advisory Board Recommendation for Naming of the Park Located on Town Center Adjacent to the Community Center (Introduced by: Kurt Bovensiep, Public Work Director) | 9 |
| I-6 | Bid Waiver – Hurst StrongArm Rescue Tools – Fire Department (Introduced by: Chuck Riesterer, Fire Chief) | 9 |
| <u>J.</u> | <u>CONSENT AGENDA:</u> | <u>10</u> |
| J-1a | Approval of “J” Items NOT Removed for Discussion | 10 |
| J-1b | Address of “J” Items Removed for Discussion by City Council | 10 |
| J-2 | Approval of City Council Minutes | 10 |
| | a) City Council Minutes-Draft – October 11, 2021..... | 10 |
| J-3 | Proposed City of Troy Proclamations: | 10 |

| | | |
|------------------|--|-----------|
| a) | Proclamation for America Recycles 2021 | 10 |
| b) | Proclamation for Lung Cancer Awareness Month – November 2021 | 10 |
| J-4 | Standard Purchasing Resolutions: None Submitted | 11 |
| J-5 | Request for Acceptance of a Warranty Deed and Four Permanent Easements for Estates at Willowbrook No. 2 Site Condominium, Section 24, Sidwell #88-20-24-100-013 and -014 | 11 |
| J-6 | Request for Acceptance of a Permanent Easement from Bevan and Ann Marie Perkowski, Sidwell #88-20-15-352-040 | 11 |
| <u>K.</u> | <u>MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:</u> | 11 |
| K-1 | Announcement of Public Hearings: None Submitted | 11 |
| K-2 | Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted | 11 |
| <u>L.</u> | <u>COUNCIL REFERRALS:</u> | 11 |
| L-1 | No Council Referrals | 11 |
| <u>M.</u> | <u>REPORTS:</u> | 12 |
| M-1 | Minutes – Boards and Committees: | 12 |
| a) | Global Troy Advisory Committee-Final – September 9, 2021..... | 12 |
| M-2 | Department Reports: | 12 |
| a) | Application to De-List 54 E. Square Lake Road..... | 12 |
| M-3 | Letters of Appreciation: None Submitted | 12 |
| M-4 | Proposed Proclamations/Resolutions from Other Organizations: None Submitted | 12 |
| M-5 | Notice of Hearing for the Customers of Consumers Energy Company – Case No. U-21131 | 12 |
| <u>N.</u> | <u>COUNCIL COMMENTS:</u> | 12 |
| N-1 | No Council Comments | 12 |

O. CLOSED SESSION **12**

O-1 No Closed Session 12

P. ADJOURNMENT: **12**

2021 SCHEDULED SPECIAL CITY COUNCIL MEETINGS: **13**

November 13, 2021 Special (Strategic Planning) 13

2021 SCHEDULED REGULAR CITY COUNCIL MEETINGS: **13**

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November 22, 2021 Regular Meeting 13

December 6, 2021 Regular Meeting 13

December 13, 2021 Regular Meeting 13

INVOCATION:**PLEDGE OF ALLEGIANCE:****A. CALL TO ORDER:****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

Excuse Absent Council Members:

Suggested Resolution

Resolution #2021-10-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the Regular City Council Meeting of October 25, 2021, due to _____.

Yes:

No:

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Proclamation to Celebrate Filipino American Heritage Month – October 2021
(Presented by: Mayor Ethan Baker)

C-2 Proclamation to Recognize Hindu Heritage Month and the Celebration of Diwali –
The Festival of Lights – November 4, 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:

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, 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:

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.

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 – Board of Review, Downtown Development Authority, Global Troy Advisory Committee, Local Development Finance Authority; b) City Council Nominations – Traffic Committee

a) Mayoral Nominations:

Suggested Resolution

Resolution #2021-10-

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:

Board of Review

Appointed by Mayor

3 Regular Members

3 Year Term

Current Members:

| Last Name | First Name | App Res Expire | Appointment Expire | Notes 1 |
|-----------|------------|----------------|--------------------|------------------------------|
| Adams | John | 12/2/2021 | 1/31/2023 | |
| Strahl | Frank | 1/4/2023 | 1/31/2024 | |
| Vacancy | | | 1/31/2022 | James Hatch resigned 9/22/21 |

Nominations to the Board of Review:

Unexpired Term Expiring:
1/31/2022

Term currently held by: Vacancy-James Hatch resigned 9/22/21

Interested Applicants:

| Last Name | First Name | App Resume Expire | Notes 1 |
|-----------|------------|-------------------|---------|
| Cicchini | Philippe | 4/28/2022 | |
| Sekhri | Arun | 9/24/2022 | |
| Shoan | Michele | 7/22/2023 | |

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. 11/13/23; DDA; GTAC, LDFA |
| Blair | Timothy | 6/17/2017 | 9/30/2023 | 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 | 9/30/2025 | In District | |
| MacLeish | Daniel | 6/28/2023 | 9/30/2025 | In District | |
| Reschke | Ernest | 10/4/2020 | 9/30/2022 | At Large | |
| Schroeder | Douglas | 9/10/2020 | 9/30/2022 | At Large | |
| Stone | David | 3/11/2023 | 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 2/1/21 |
| Vacancy | | | 9/30/2024 | In District | Cheryl Bush resigned 9/22/21 |

Nominations to the Downtown Development Authority:**Unexpired Term Expiring:
9/30/2022**

Term currently held by: Vacancy–W. Randol Jr. resigned 2/1/21

**Unexpired Term Expiring:
9/30/2024**

Term currently held by: Vacancy-Cheryl Bush resigned 9/22/21

Interested Applicants:

| Last Name | First Name | App Resume Expire | Notes 1 | Notes 2 |
|-----------|------------|-------------------|-------------|-----------------------------------|
| Ashland | David | 11/14/2021 | At Large | Liquor Adv Comm exp 1/31/24 |
| Beyer | Joseph | 10/26/2022 | In District | |
| Forster | Jeffrey | 3/23/2023 | At Large | Personnel Bd exp 4/30/24 |
| Goetz | John | 3/4/2023 | At Large | |
| Kornacki | Rosemary | 12/14/2022 | At Large | Brownfield Redev Auth exp 4/30/23 |
| 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 | |
| Singh | Inderpal | 11/12/2021 | At Large | |
| Vassallo | Joseph | 3/4/2023 | At Large | Brownfield Redev Auth exp 4/30/24 |

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 | Requests Reappointment |
| Liu | Allison | 10/1/2022 | 7/31/2022 | Student |
| Mohideen | Syeda | 8/24/2020 | 10/30/2021 | Requests Reappointment |
| Natcheva | Daniela | 11/8/2021 | 10/30/2022 | |
| Noguez-Ortiz | Carolina | 12/19/2019 | 10/30/2022 | Brownfield Redev Auth exp 4/30/23 |
| Sekhri | Suneel | 12/20/2021 | 10/30/2021 | |
| Swaminathan | Sharanya | | 7/31/2022 | Student |
| Vacancy | | | 10/30/2022 | Kaitlin Hao resigned 8/20/21 |
| Vacancy | | | 10/30/2023 | Rebecca Chamberlain-Creangă resigned 2/26/20 |
| Vacancy | | | 10/30/2023 | Cathleen Francois requested No Reappointment |
| Zhou | Yudong | 10/23/2021 | 10/30/2022 | |

Nominations to the Global Troy Advisory Authority:

**Unexpired Term Expiring:
10/30/2022**

Term currently held by: Vacancy - Kaitlin Hao resigned 8/20/21

**Unexpired Term Expiring:
10/30/2023**

Term currently held by: Vacancy–Rebecca Chamberlain-Creangă resigned 2/26/20

Term Expires: 10/30/2023

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

Term Expires: 10/30/2024

Term currently held by: Awni Fakhoury

Term Expires: 10/30/2024

Term currently held by: Syeda Mohideen

Term Expires: 10/30/2024

Term currently held by: Suneel Sekhri

Interested Applicants:

| Last Name | First Name | App Resume Expire | Notes 1 |
|------------------|----------------|-------------------|-----------------------------|
| Chezick | Edward | 9/28/2023 | |
| Cicchini | Philippe | 4/13/2023 | |
| DiFalco | Melissa | 12/2/2021 | |
| Faiz | Iqbal | 12/4/2022 | |
| Fox | Tyler | 11/15/2021 | |
| Jones | Kelly | 12/11/2021 | Liquor Adv Comm exp 1/31/23 |
| 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. 11/13/23; DDA; GTAC, LDFA |

| | | | | | |
|------------|--------|-----------|-----------|-------------------------|--|
| Beltramini | Robin | 7/17/2021 | 6/30/2022 | Resident Member | Charter Rev Comm exp 4/30/22 |
| Hodorek | Ellen | | 11/8/2021 | Alternate; City Council | City Council exp 11/8/21 |
| Hunter | Daniel | | | Oakland County Designee | |
| Vacancy | | | 6/30/2023 | Resident Member | Paul V. Hoef resigned 4/27/21 |
| Vacancy | | | 6/30/2024 | Resident Member | David Shield's term exp 6/30/16 - No Reappointment |
| Vacancy | | | 6/30/2024 | Resident Member | John Sharp's unexpired term |
| Vacancy | | | 6/30/2023 | Resident Member | Nickolas Vitale resigned 7/17/21 |

Nominations to the Local Development Finance Authority (LDFA):**Term Expires: Oakland County Representative****Louis Starks****Oakland County Representative**

Term currently held by: Daniel Hunter

Unexpired Term Expiring: 6/30/2023**Resident Member**

Term currently held by: Vacant – P. Hoef resigned 4/27/21

Unexpired Term Expiring: 6/30/2023**Resident Member**

Term currently held by: Vacant – N. Vitale resigned 7/17/21

Unexpired Term Expiring: 6/30/2024**Resident Member**

Term currently held by: Vacant– D. Shields–No Reappointment

Unexpired Term Expiring: 6/30/2024**Resident Member**

Term currently held by: Vacant – J. Sharp resigned 11/1/19

Interested Applicants:

| Last Name | First Name | App Resume Expire | Notes 1 |
|-----------|------------|-------------------|-----------------------------------|
| DiFalco | Melissa | 12/2/2021 | |
| Rahman | Mahfuzur | 9/24/2022 | |
| Schick | Michael | 12/22/2022 | |
| Sweidan | Rami | 4/28/2022 | Brownfield Redev Auth exp 4/30/23 |

| | | | |
|----------|--------|----------|-----------------------------------|
| Vassallo | Joseph | 3/4/2023 | Brownfield Redev Auth exp 4/30/24 |
|----------|--------|----------|-----------------------------------|

Yes:

No:

b) City Council Nominations:

Suggested Resolution

Resolution #2021-10-

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:

Traffic Committee

Appointed by Council

7 Regular Members

3 Year Term

Current Members:

| Last Name | First Name | App Res Expire | Appointment Expire | Notes 1 | Notes 2 |
|--------------|------------|----------------|--------------------|-------------------|-------------------------------------|
| Huotari | William | | 12/31/2099 | Ex-Officio Member | |
| Kilmer | Richard | 1/9/2019 | 1/31/2023 | | |
| Nastasi | Frank | | 12/31/2099 | Ex-Officio Member | |
| Nurak | Cindy | 1/16/2021 | 1/31/2022 | | |
| Petrulis | Al | 12/16/2021 | 1/31/2023 | | ACAB exp 9/30/21; HDC exp 3/1/23 |
| Riesterer | R. Chuck | | 12/31/2099 | Ex-Officio Member | |
| Shende | Alankar | 7/18/2021 | 7/31/2021 | Student | Graduates 2021 |
| Sivaraman | Sunil | 12/22/2020 | 1/31/2022 | | |
| Swaminathan | Abi | 3/6/2022 | 1/31/2024 | | |
| Wilsher | Cynthia | 1/18/2020 | 1/31/2024 | | |
| Ziegenfelder | Peter | 12/4/2021 | 1/31/2023 | | |

Nominations to the Traffic Committee:

Term Expires: 7/31/2022

Term currently held by: Alankar Shende - Graduates 2021

Interested Applicants:

| Last Name | First Name | App Resume Expire | Notes 1 |
|-----------|------------|-------------------|--------------------------|
| Sahu | Akshitha | 9/28/2022 | Student – Graduates 2023 |

Yes:

No:

I-3 No Closed Session Requested**I-4 Proposed New Ethics Ordinance for Elected and Appointed Officials (Introduced by: Lori Grigg Bluhm, City Attorney)**Suggested Resolution

Resolution #2021-10-

Moved by

Seconded by

BE IT RESOLVED, That Troy City Council hereby **APPROVES** and **ENACTS** Chapter 14A - City of Troy Elected and Appointed Persons Ethics Ordinance, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** and **ADOPTS** revisions to Sections B, C, and D of Chapter 14 – City of Troy Officer and Employee Public Disclosure Enforcement Ordinance, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes:

No:

I-5 Parks and Recreation Advisory Board Recommendation for Naming of the Park Located on Town Center Adjacent to the Community Center (Introduced by: Kurt Bovensiep, Public Work Director)Suggested Resolution

Resolution #2021-10-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **NAMES** the park located on Town Center, adjacent to the Community Center in Section 23, the “Jeanne M. Stine Community Park”.

Yes:

No:

I-6 Bid Waiver – Hurst StrongArm Rescue Tools – Fire Department (Introduced by: Chuck Riesterer, Fire Chief)

Suggested Resolution

Resolution #2021-10-

Moved by

Seconded by

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the formal bid process and **AWARDS** a contract to purchase six (6) sets of Hurst StrongArm Rescue tools from the only authorized distributor for Hurst equipment in Southeastern Michigan, *Apollo Fire Equipment Company of Romeo, MI*, for an estimated total cost of \$40,200.00.

Yes:

No:

J. CONSENT AGENDA:

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

Resolution #2021-10-

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 MinutesSuggested Resolution

Resolution #2021-10-

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

- a) City Council Minutes-Draft – October 11, 2021

J-3 Proposed City of Troy Proclamations:Suggested Resolution

Resolution #2021-10-

- a) Proclamation for America Recycles 2021
b) Proclamation for Lung Cancer Awareness Month – November 2021

J-4 Standard Purchasing Resolutions: None Submitted

J-5 Request for Acceptance of a Warranty Deed and Four Permanent Easements for Estates at Willowbrook No. 2 Site Condominium, Section 24, Sidwell #88-20-24-100-013 and -014

Suggested Resolution
Resolution #2021-10-

RESOLVED, That Troy City Council **ACCEPTS** a warranty deed for street right-of-way and four permanent easements for public utilities, storm sewers & surface drainage, and sanitary sewers from Langham Investments, LLC, owner of the properties having Sidwell #88-20-24-100-013 and -014.

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

J-6 Request for Acceptance of a Permanent Easement from Bevan and Ann Marie Perkowski, Sidwell #88-20-15-352-040

Suggested Resolution
Resolution #2021-10-

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for storm sewers and surface drainage from Bevan and Ann Marie Perkowski, owners of the property having Sidwell #88-20-15-352-040.

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.

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) Global Troy Advisory Committee-Final – September 9, 2021
-

M-2 Department Reports:

- a) Application to De-List 54 E. Square Lake Road
-

M-3 Letters of Appreciation: None Submitted

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

M-5 Notice of Hearing for the Customers of Consumers Energy Company – Case No. U-21131

N. COUNCIL COMMENTS:

N-1 No Council Comments

O. CLOSED SESSION

O-1 No Closed Session

P. ADJOURNMENT:

Respectfully submitted,



Mark F. Miller
City Manager

2021 SCHEDULED SPECIAL CITY COUNCIL MEETINGS:

November 13, 2021 Special (Strategic Planning)

2021 SCHEDULED REGULAR CITY COUNCIL MEETINGS:

November 8, 2021 Regular Meeting

November 22, 2021 Regular Meeting

December 6, 2021 Regular Meeting

December 13, 2021 Regular Meeting

**PROCLAMATION TO CELEBRATE
FILIPINO AMERICAN HERITAGE MONTH
OCTOBER 2021**

WHEREAS, The heritage of the Filipino people enriches our own culture, and we welcome the history, culture, and contributions of the Filipino American community to our city, state, and the nation. The Filipino American community continues to accomplish its goal to foster understanding through the development, promotion, and preservation of Philippine values, culture, and tradition. These citizens have truly made a difference, and their professional and civic involvement will continue to enrich our communities far into the future; and

WHEREAS, It is our hope that the month of October will bring awareness and admiration to a proud group of our citizens, and through the awareness and contributions between the United States and Philippines as we hope to foster a friendship that will stand the test of time; and

WHEREAS, We also give special recognition to the United States Pinoys 4 Good Governance (USP4GG) Michigan for the many events and activities related to celebrating Filipino American Heritage Month each October. USP4GG is a non-profit, non-partisan organization that represents the advocacy work of Filipino American leaders; and

WHEREAS, During this month, Michigan's Filipino American community will celebrate **Filipino Heritage Month** through a series of special events featuring their history, food, dance, and art, celebrating the rich tradition and many contributions the Filipino community has made to our community and beyond; and

WHEREAS, We appreciate and honor the countless achievements of **Filipino Americans** and continue our efforts to ensure our community is a welcoming and inclusive place that provides just and equal opportunities for all;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Troy hereby proclaim the **Month of October 2021 as Filipino American Heritage Month**; and

BE IT FURTHER RESOLVED, That we invite all Troy residents to recognize and celebrate the vital role our Filipino population has played in our Nation's history, as well as their outstanding achievements today and into the future. We applaud our own Troy residents and business owners and celebrate their contributions to our community and beyond.

Presented this 25th day of October 2021.

**PROCLAMATION TO RECOGNIZE
HINDU HERITAGE MONTH AND
THE CELEBRATION OF DIWALI - THE FESTIVAL OF LIGHTS
NOVEMBER 4, 2021**

WHEREAS, According to the U.S. Census Bureau, Troy is a city with the second-largest percentage of foreign-born residents in Metro Detroit. The City of Troy is proud of our many Immigrants who call this community home and appreciate their valuable contributions in building and enriching our nation; and

WHEREAS, The City of Troy takes pride in celebrating significant milestones and events of historical importance. Therefore, during the month of October we join with our Hindu neighbors to come together and celebrate their rich culture and diverse spiritual traditions; and

WHEREAS, Hinduism is the third largest religion in the world, with one billion devotees worldwide and approximately six million in the United States. The Hindu heritage, culture, traditions, and values provide their followers invaluable solutions to many of life's problems and serve as a source of inspiration, reflection, and contemplation for the millions of individuals who look to the teaching of Hinduism for guidance; and

WHEREAS, Diwali, the "Festival of Lights" symbolizes the victory of dharma, and good over evil, and is one of the most celebrated festivals of Hindus, Sikhs and Jains; and

WHEREAS, Asian Indian immigrants are the largest ethnic group of immigrants in the metro area with close to 5,000 living in Troy, and Troy is also home to one of the oldest and largest Hindu Temples in Michigan, the **Bharatiya Temple of Metropolitan Detroit**; and

WHEREAS, More than one billion celebrants worldwide reverently observe the Holy Day of **Diwali** to mark the beginning of the Hindu New Year. The US Congress and House of Representatives officially passed unanimous resolutions since 2007 recognizing the religious and historical significance of **Diwali**; and

WHEREAS, **Diwali** is a time for dana (charitable giving) and seva (selfless service) by bringing light in the form of wisdom, knowledge, nourishment, and shelter in order to alleviate the tangible forms of suffering, such as hunger, disease, and poverty. The shared Indian holiday of **Diwali** signifies a special time of peace and serenity, with the hope of building bridges of understanding and tearing down barriers of intolerance; and

WHEREAS, Our vibrant Hindu-American community has contributed tremendously to the City of Troy, the State of Michigan, and across our nation by enriching the lives of our citizens. During the month of October, the Hindu-American community will collectively celebrate its heritage by focusing on its culture and the diverse spiritual traditions rooted in India;

NOW, THEREFORE, BE IT RESOLVED, That the Troy City Council hereby proclaim the **Month of October 2021 as Hindu Heritage Month** and invite Troy residents to recognize and celebrate the vital role our Hindu population has played in our Nation's history, as well as their outstanding achievements today and into the future; and

BE IT FURTHER RESOLVED, That the Troy City Council recognizes the religious and historical significance of **Diwali, the Festival of Lights** and **Diwali's** message of tolerance, compassion, and the victory of good over evil which resonates with the American spirit; and

BE IT FURTHER RESOLVED, That the City of Troy proudly expresses its deepest respect for Indian Americans and South Asian Americans throughout the world and here in the Troy community, and all those who celebrate the **Festival of Diwali on November 4, 2021. Troy City Hall will be lit up in honor of the Festival of Lights on November 4, 2021.**

Presented this 25th day of October 2021



CITY COUNCIL AGENDA ITEMS

Date: October 20, 2021

To: Honorable Mayor and City Council Members

From: Lori Grigg Bluhm, City Attorney

Subject: Proposed New Ethics Ordinance for Elected and Appointed Officials

Enclosed please find a proposed new Ethics Ordinance for City officials (Chapter 14A), as well as a proposed amendment to Chapter 14 that removes the disclosure provisions that apply to City officials, since these are incorporated in the new proposed Chapter 14A.

This draft is a compilation of recent Ethics ordinances from other communities, as well as the incorporation of the most recent City Council and Board and Committee Code of Ethics. It also addresses some issues that have arisen in recent history.

This draft was provided to you as a report and communication at the October 11, 2021 City Council meeting. Minor modifications have been incorporated into this proposed action item, as a result of feedback.

Please let me know if you have any comments or questions or concerns.

Elected and Appointed Persons Ethics Ordinance- Chapter 14A

CITY OF TROY

AN ORDINANCE TO ADOPT CHAPTER 14A- CITY OF TROY ORDINANCE- ELECTED AND APPOINTED PERSONS ETHICS ORDINANCE

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as Chapter 14A- City of Troy Ordinance- Elected and Appointed Persons Ethics Ordinance.

Section 2. Ordinance

Chapter 14A is adopted as follows:

14.1 Purpose. This Code of Ethics is adopted to allow all public officials to construe and implement ethical standards and guidelines, and require elected and appointed official's conduct be above reproach. Troy's elected and appointed officials shall carefully and conscientiously avoid any conduct that undermines public confidence, guided by the following principles:

- *Public interest.* City officials are delegated power from the public and are obliged to exercise that power as trustees of the public. The power and resources of government service therefore shall be used only to advance the public interest.
- *Objective judgment.* Loyalty to the public interest requires that all matters shall be decided with independent, objective judgment, free from avoidable conflicts of interest, improper influences, and competing loyalties.
- *Accountability.* Government affairs shall be conducted in an open, efficient, fair and honorable manner, which enables citizens to make informed judgments and to hold officials accountable.
- *Democratic leadership.* All City officials shall honor and respect the principles of representative democracy and will scrupulously observe the spirit as well as the letter of the law.
- *Respectfulness.* All City officials shall safeguard public confidence by being honest, fair and respectful of all persons and property with whom they have contact, by maintaining nonpartisanship in all official acts, and by avoiding conduct which may tend to undermine respect for City officials and employees and for the City as an institution.

14.2 Definitions. The following words and phrases shall have the following meaning:

City official is a person elected, appointed or otherwise serving in any capacity involving the exercise of a public power, trust or duty.

Compensation is any money, property, thing of value or benefit received by any person in return for services rendered.

Confidential Information is information obtained by a Public Official or Employee by reason of his or her position that is not available to members of the public pursuant to the Michigan Freedom of Information Act or other applicable laws, regulations, or procedures.

Conflict of interest is either a personal interest or a duty or loyalty to a third party that competes with or is adverse to a City official's duty to the public interest in the exercise of official duties or official actions.

Entity means any agents, agency, contractors, vendors, or entities operated for economic gain, whether professional, industrial, or commercial, and whether established to produce or deal with a product or service, including but not limited to entities operated in the form of a corporation, limited liability company, partnership, sole proprietorship, firm, enterprise, franchise, association, organization, self-employed individual, holding company, joint stock company, receivership, trust, activity or other entities which is organized for profit.

Gift means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, travel, lodging, and honoraria for speaking engagements related to or attributable to government employment or an official position of an official. Gift does not include small tokens of a nominal value, or any reportable campaign contributions pursuant to State law.

Governmental decision means a determination, action, vote, or disposition upon a motion, proposal, recommendation, resolution, ordinance, or measure on which a vote by the members of a legislative or governing body, including a board, commission, committee, subcommittee, authority, or council, which is empowered to exercise authority or perform an official action, or formulate or effectuate public policy.

Immediate Family Member shall mean Public Official's spouse, significant other, parent, parent-in-law, step-parent, sibling, child, step-child, grandchild, step-grandchild or grandparent or any relative sharing the same household.

Official means a person who holds office, by election or appointment within the City, regardless of whether they are compensated for service in an official capacity,

including individuals appointed to a City board or commission. It does not include City employees for the purposes of this Ordinance.

Official duties or official actions are failures to act or decisions, recommendations, approvals, disapprovals or other actions which involve the use of discretionary authority.

Pecuniary Interest means the opportunity, directly or indirectly, to profit or share in any profit derived from a transaction.

Prohibited source means any person or entity who:

Is seeking official action by an official;

Does business or seeks to do business with the official;

Conducts activities regulated by the official or by a City employee, or another employee directing that employee; or

Has interests that may be substantially affected by the performance or nonperformance of the official duties of the official.

Publicly Disclose shall mean to disclose in such a manner as to ensure all involved in considering the decision, action or contract are aware of the conflict of interest or other situation requiring disclosure and the nature of same.

Relative means any relationship established by blood, marriage, or legal action.

Unethical Conduct means a violation of any prohibited conduct as described in this Ordinance or under State law.

14.3 Annual Training and Acknowledgement.

A. This Ethics Ordinance is intended to be self-enforcing and therefore becomes most effective when everyone is thoroughly familiar with and embraces its provisions. For this reason, ethical standards shall be included in the regular orientation for newly elected and appointed officials.

B. Prior to attending the first official meeting after election or appointment, City officials shall sign a statement affirming they have read and understood this Ethics Ordinance and agree to be bound by its provisions.

C. City officials shall participate in annual ethics training provided by City Administration or a qualified outside contractor.

D. This Ordinance shall be annually reviewed by the Troy City Council at the first regular meeting in November. At that time, Council may evaluate past operations and consider recommendations and make any necessary revisions.

14.4 Principal Ethical Responsibilities.

- A. City Officials are bound to uphold the Constitution of the United States and the Constitution of the State and to carry out impartially and comply with the laws of the United States, State of Michigan, and the City.
- B. City officials shall communicate only truthful and complete information. Public officials shall not knowingly make false or misleading statements or use false or misleading information as a basis to support a decision.
- C. City officials shall conduct themselves with respect and civility, and as role models for residents, business people and other stakeholders. City officials shall support the maintenance of a positive and constructive workplace environment for City employees, citizens and businesses dealing with the City.
- D. City officials agree to conduct public deliberations and processes openly, unless such deliberations are lawfully closed to the public. City officials also agree to become informed concerning the issues to be considered at each meeting.
- E. City officials shall exercise the public trust for the common good, and not for personal gain. City officials shall be guided by the principle that all official decisions and all official actions are intended to improve the quality of life in the community.
- F. Because of the value of independent advice of boards, commissions and committees to the public decision-making process, members of the Troy City Council shall refrain from using their official positions to unduly influence the deliberations, outcomes or recommendations of any other City board, commission or committee proceedings. To that end, City Council members shall not attend any board or committee meeting where the board or committee members are appointed or approved by the Troy City Council. However, this does not prevent a City Council member who is duly appointed to a board or committee from attending and participating at those board or committee meetings.
- G. When a City Council member represents the City on a regional or multijurisdictional board or commission and is confronted with an issue that pits or could pit the City's interests against the greater interests of the broader board or commission, the City Council representative shall make significant efforts to obtain direction and guidance from Troy City Council in advance of any required vote, in accordance with the Open Meetings Act provisions.
- H. In their official, professional and personal lives, City officials shall observe proper decorum, and not engage in offensive behavior or take any action that results in an appearance of impropriety. City officials should avoid the use of derogatory or denigrating language. While recognizing First Amendment rights, all City officials should refrain from abusive conduct and personal charges or verbal attacks upon the character or motives of other City officials, residents, employees, contractors, and officials from other governmental entities.

I. City officials shall support official Council or Board or Committee actions, resolutions, decisions, policies or positions. This does not preclude City officials from presenting individual opinions and positions in certain situations, as long as City officials explicitly state that they do not represent the Council, Board or Committee or the City as a whole.

J. City officials must not exceed their authority or breach the law or ask others to do so.

K. City officials shall safeguard public confidence by being honest, fair and respectful of all persons and property with whom they have contact, by maintaining non-partisanship in all official acts, and by avoiding official conduct which may tend to undermine respect for Public Officials and Employees and for the City as an institution.

L. City officials shall work with other City officials to establish effective policies.

M. City officials shall delegate the authority for the running of the City to the City's Administrative staff.

N. City officials should encourage free expression of opinion by all other City officials.

O. City officials should render decisions in a fair and impartial manner, based on the available facts and independent judgment, rather than succumbing to the influence of individual or special interest groups.

P. City officials should make every effort to attend all meetings.

Q. City officials should use the same care and caution when using electronic media as would be exercised when speaking face to face or through written memorandum or other communication.

14.5 Gifts

A. City officials shall not intentionally solicit or accept any gift or loan of money, goods, services or other things of value from any prohibited source or which is otherwise prohibited by law or ordinance. The following are not prohibited by law or ordinance:

1. Any contribution that is lawfully made under the Campaign Finance Laws of the State of Michigan.
2. Opportunities, benefits, and services that are extended to all participants in an event or activity that is open to the public.

3. Acceptance of promotional or logo material with a nominal value not exceeding \$25.00.
4. Anything for which the public official pays the fair market value.
5. A gift from an immediate family member or significant other.
6. Perishable or consumable gifts with a nominal value not exceeding \$25.00.
7. Anything provided by an individual on the basis of a personal friendship unless the recipient has reason to believe that, under the circumstances, the gift was provided because of the official position of the recipient and not because of the personal friendship. In determining whether a gift is provided on the basis of personal friendship, the recipient shall consider the circumstances under which the gift was offered, such as: (i) the history of the relationship between the individual giving the gift and the recipient of the gift, including any previous exchange of gifts between those individuals; (ii) whether to the actual knowledge of the recipient the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and (iii) whether the individual who gave the gift also at the same time gave the same or similar gifts to other public officials.
8. Food, refreshments, lodging, transportation, and other benefits resulting from a City official's attendance at a relevant educational or training conference, such as a Michigan Municipal League conference, unless the recipient has reason to believe that, under the circumstances, the gift was provided because of the unique official position of the recipient and not extended to other similarly situated officials.
9. Admission to a charitable or non-profit event or fundraiser when the City official is attending as a representative of the City or for which other public officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.
10. Admission to events honoring another public official or governmental official when the City Official is attending as a representative of the City or for which other public servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.
11. Intra-governmental and inter-governmental gifts. An intra-governmental gift means any gift given to a City official from another official or employee, and an inter-governmental gift means any gift given to an official by an official or employee of another governmental entity.

B. A City official does not violate this section if they explain the City's policy against the acceptance of gifts and promptly take reasonable action to return a gift from a prohibited source or donate said gift to a non-profit organization.

14.6 Disclosure of Confidential Information.

A City official who acquires information in the course of his or her official duties, which by law or policy is confidential, shall not prematurely divulge shall not divulge that information to an unauthorized person, nor use the information to further the private interest of the City official or any third party.

14.7 Public resources.

A public official shall use personnel resources, property, and funds under their care and control judiciously and solely in accordance with prescribed constitutional, statutory, and regulatory procedures and not for personal or political gain.

14.8 Personal Profit.

A. No City official shall intentionally take or refrain from taking any official action, or induce or attempt to induce any other City official from taking any official action on any matter before the City which would result in a financial benefit for the City official, an immediate family member, an outside employer, any business in which the City official or an immediate family member has a financial interest, or any business with which the City official or immediate family member is negotiating or seeking prospective employment or other business or other professional relationship.

B. No City Official shall use or attempt to use his or her official position to secure or request any special consideration, privilege, exemption, advantage, contract or preferential treatment for himself, herself, or others, beyond that which is available to every other citizen.

C. No City Official shall acquire any financial benefit in or accept any employment concerning any project which has been granted approval by the City within one year of the Public Official's participation in any manner in considering or recommending the approval or disapproval of said project.

14.9 Incompatibility of Office and Conflicts of Interest

A. A City official shall not engage in or accept employment or render services for a private or public interest when that employment or service is incompatible or in conflict with the discharge of the official's duties or when that employment may tend to impair his or her independence of judgment or action in the performance of official duties.

B. The simultaneous holding of more than one public position under certain circumstances is contrary to the requirements of the Incompatible Public Offices Act, MCL 15.181 et seq. However, the simultaneous holding of certain public positions is permitted where specifically authorized by the Michigan Constitution of 1963 or state statute.

C. There is a rebuttable presumption that there is no prohibited conflict of interest when a City official is a member or serves on a board, without compensation, which is substantially affiliated with or controlled by the City or 501C(3) not-for-profit organization. However, the City official shall make a disclosure of his or her affiliation prior to any action on the matter.

D. City officials should err on the side of disclosure when there is a potential or perceived conflict of interest. Where there is any question about a potential conflict of interest, even though it may not be an actual conflict, City officials should discuss the particular situation with the City Manager, City Attorney, City Clerk and/or City staff liaison to the board or committee (City Administration) in advance of any meeting concerning the matter. If after such discussion, City Administration recommends disclosure, considering the interests of the City and those of the individual involved, the City official would then be responsible to publicly disclose the potential conflict or situation to the entire Council, board or committee before any presentation or discussion on the matter. This process allows for the Council, board or committee to take affirmative action to recuse the public official from further participation upon the determination when it determines that there is a conflict of interest.

14.10 Annual Disclosure Statements

A. The Mayor and all members of the Troy City Council, and all candidates for these elected positions; as well as all members of the Troy Planning Commission and all applicants; all members of the Board of Zoning Appeals and all applicants; and all members of the Troy Liquor Committee and all applicants are required to timely file an Annual Disclosure Statement with the Troy City Clerk. The mandated Annual Disclosure Statement shall provide the information required Section 6.4 and 6.12 of the Troy Charter.

B. Any candidate for the elected offices of Mayor or City Council who fails to file the required full disclosure statement prior to the deadline for completing all other acts necessary to have his or her name placed on the ballot shall be ineligible to have his or her name placed upon said ballot.

C. Any applicant being considered for appointment to the Troy Planning Commission or the Board of Zoning Appeals or the Liquor Control Committee who fails to file a full disclosure statement prior to his or her official appointment shall be ineligible to serve on the board or committee.

D. Any elected or appointed City official that fails to timely submit the required full disclosure statement shall be subject to removal from office for misconduct. In such a case, the City Clerk shall send an official notice to the City official, giving them at least ten days to comply, and setting a date for a removal hearing at a regular Troy City Council meeting. If the City official fails to timely file the required full disclosure statement by the scheduled deadline, then the Troy City Council shall hold a hearing in order to provide the City official with an opportunity to present proof of compliance prior to being removed from office. There is a presumption of misconduct in office if the City Clerk states under oath that he or she has not timely received the required full disclosure statement from the City official. The City official will have the opportunity to rebut this presumption, and present all material factual evidence and testimony and/or cross examine witnesses. The City official can be represented by legal counsel at the hearing. If the City official failing to timely file

the required full disclosure statement is a City Council member, they shall not participate in any decision. At the close of the hearing, a simple majority of the participating City Council members shall determine if removal from office is appropriate (exclusive of any member whose removal is being considered).

E. A City official shall not participate, in the course of official duties, in any transaction which subsequently would be required to be disclosed in an annual disclosure statement or which would constitute a conflict of interest without disclosing the interest in the transaction prior to participating in the transaction.

14.11 Personal and financial interests

A City official shall not participate in the negotiation or execution of contracts, making of loans, granting of subsidies, fixing of rates, issuance of permits or certificates, or other regulation or supervision relating to any entity in which the City official has a financial interest, personal interest, or a *fiduciary duty*. For the purposes of this section *fiduciary duty* means the responsibility to act on behalf of a beneficiary as a director or executive board member of a corporation, for profit or otherwise.

14.12 Political Activities

- A. A City official or candidate for City Council shall not solicit contributions or endorsements from City appointees, employees, contractors or volunteers during the course of their official duty. This provision is not intended to interfere with an individual or group's right to endorse or contribute on their own, or to prohibit soliciting contributions or endorsements outside of the course of an official duty.
- B. City resources shall not be used for political benefit in accordance with the restrictions of the Michigan Campaign Finance Act, MCL 169.257 et. seq.. This does not prevent a City official or candidate's use of City property or facilities that are available to the general public on an equal basis, as long as due consideration is paid. A knowing violation of Section 57 of the Campaign Finance Act is a misdemeanor offense according to MCL 169.257(4).
- C. Any candidate or committee, as defined in the Michigan Campaign Finance Act, MCL 169.257 et. seq., Act 388, Public Acts of Michigan, 1976, as amended, who receives contributions or makes expenditures for the purpose of influencing or attempting to influence the action of electors of the City in City elections shall timely file the statements or reports required to be filed in accordance with the Michigan Campaign Finance Act. Any candidate may file a duplicate copy of any such statement or report with the Troy City Clerk to supplement the information required by the annual disclosure statement.

14.13 Anti-Nepotism

No City official shall cause the employment or any favorable employment action of an immediate family member. No City official shall participate in any employment decision about that family member. This section shall not prevent a City official from preparing

or approving a budget which includes compensation for an immediate family member, so long as that immediate family member receives the same treatment as others in his/her classification.

14.14 Retaliation

A. A Public Official or Employee who reports or is about to report a violation of this Ordinance or who requests an advisory opinion shall not be retaliated against in any manner for such action or participation. Additional protections for City officials and employees who act as Whistleblowers are found in the State Ethics Act MCL 15.341 et. seq., and the Whistleblowers' Protection Act, 1980 PA 469, MCL 15.361 et. seq..

B. Any person who reports an alleged violation or files a complaint alleging a violation of this Ordinance, knowing that material information provided therein is not true or provides information in reckless disregard for the truth may be required to reimburse reasonable costs incurred by the City in investigating or responding to the allegations.

14.15 Violations

- A. Any person who believes that a City official has engaged in unethical conduct, in violation of this Ordinance or State law, can submit a written complaint to the Troy City Clerk, Troy City Manager, or Troy City Attorney.
- B. Within five days of receipt, the Troy City Clerk, Troy City Manager or Troy City Attorney will review the complaint and verify that there is procedural compliance with this Ordinance and jurisdiction over the matter and the individual identified in the Complaint, and if so, will forward a written notification of the suspected violation to the City official who allegedly violated the Ordinance and/or the proper investigating authority. This notification shall offer an opportunity to submit a written response to the allegations contained in the Complaint, and provide a deadline for any such response.
- C. When any person has a question or a complaint as to the applicability of any provision of this Ordinance to a particular situation, that question or complaint can also be submitted in writing to the Troy City Clerk, Troy City Manager, or Troy City Attorney.
- D. After the response deadline, the Troy City Clerk, Troy City Manager, or Troy City Attorney shall provide any complaint of a violation of this Ordinance or any request for an advisory opinion to the Troy City Council, in addition to all documentation submitted, including but not limited to any response.
- E. The Troy City Council, upon receipt or a request for an advisory opinion or a complaint that a City official engaged in unethical conduct, has the responsibility for determining the sufficiency of the complaint. To that end, the Troy City Council has all the following powers:
 - a. Refer the matter to an appropriate law enforcement agency or other authority authorized to act. If such action is taken, then the Troy City Council shall stay any further proceedings until there is a final adjudication.
 - b. Authorize the retention of an outside attorney to investigate the matter and make a recommendation to the Troy City Council.

- c. Hold a public due process hearing where the City official will have the opportunity to refute the charges of unethical conduct. Any such hearing shall be held as quickly as possible, but not less than fourteen days after written notification of the due process hearing date. The alleged offending City official will have the ability to be represented by legal counsel at any such due process hearing.
 - d. Request assistance or opinion from Troy City Administration.
 - e. Issue an advisory opinion, either with or without identifying the named City official.
 - f. Provide guidance to the named City official.
 - g. Propose and monitor an ongoing program of education of City officials regarding ethical issues and concerns.
 - h. Declare no action is required.
 - i. Issue a written reprimand to the named City official.
 - j. Issue a formal censure to the named City official.
 - k. Pursue removal proceedings against the named City official. If it becomes necessary to seek the removal of a City official, the City Council shall follow the requirements for removal in accordance with the laws of the State of Michigan.
 - l. Impose any other authorized sanction on the offending City official.
- F. In addition to any action by the Troy City Council, a violation of this Ethics ordinance or a violation of State law may also be prosecuted by the appropriate law enforcement agency. Any violation of this Ordinance is a misdemeanor, punishable by imprisonment of up to 90 days and/or a fine of \$500, in the discretion of the Court.

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 ten (10) days from the date hereof 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 _____, 2021.

Ethan D. Baker, Mayor

M. Aileen Dickson, MMC, City Clerk

CITY OF TROY
AN ORDINANCE TO AMEND
CHAPTER 14 CITY OF TROY OFFICER AND EMPLOYEE PUBLIC
DISCLOSURE ENFORCEMENT ORDINANCE

The City of Troy ordains:

Section 1. Short Title

This Ordinance shall be known and may be cited as an amendment to Chapter 14- City of Troy Officer and Employee Public Disclosure Enforcement Ordinance.

Section 2. Ordinance

Sections B, C, and D of Chapter 14 are amended as follows (deletions in strike through and additions in red):

- B. APPLICATION. This Chapter shall be specifically applicable to ~~the Mayor and to members of the City Council, candidates for the office of Mayor and for City Council, all members of the City Plan Commission, the Board of Zoning Appeals, and the Liquor Committee, and all candidates for appointment by the City Council to the City Plan Commission, the Board of Zoning Appeals and the Liquor Committee,~~ the City Attorney, the City Manager, all department heads and inspectors employed by the City; the above-named parties shall for purposes of this Chapter be referred to as "officers or employees" of the City of Troy; the provisions of this Chapter are intended to be construed so as to be consistent with Section 6.4 and 6.12 of the Charter.
- C. ~~CANDIDATES—FAILURE TO FILE FULL DISCLOSURE STATEMENT, DISQUALIFICATION.~~
1. ~~Any candidate for the office of Mayor or City Council who shall fail to file a full disclosure statement containing the information set forth in Section 6.12(f) subparagraphs 1 through 4 inclusive prior to expiration of time allowed for completing all other acts necessary to have his name placed on the ballot, shall be ineligible to have his name placed upon said ballot.~~
 2. Any candidate and/or applicant whose name is under consideration for appointment to ~~the City Plan Commission, the Board of Zoning Appeals and the Liquor Committee,~~ ~~the~~ **as the** City Attorney, the City Manager, all department head positions and inspector positions who shall fail to file a full disclosure statement containing the information set forth in Section 6.12(f), subparagraphs 1 through 4, inclusive, shall be ineligible for consideration for such positions by the City Council and/or those delegated with such appointive power.
- D. OFFICERS FAILURE TO FILE FULL DISCLOSURE STATEMENT, REMOVAL FROM OFFICE.

1. Definition. The term officer shall apply to the following positions: ~~Mayer, City Councilman, all other Municipal elective offices, City Plan Commission, Board of Zoning Appeals and Liquor Committee,~~ City Manager and City Attorney.

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 ten (10) days from the date hereof 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 D. Baker, Mayor

M. Aileen Dickson, MMC, City Clerk



500 West Big Beaver
Troy, MI 48084
troymi.gov

I-05

CITY COUNCIL AGENDA ITEM

Date: October 14, 2021

To: Honorable Mayor and City Council

From: Mark F. Miller, City Manager
Robert J. Bruner, Assistant City Manager
Brian Goul, Recreation Director
Dennis Trantham, Facilities and Grounds Operations Manager
Kurt Bovensiep, Public Works Director

Subject: Parks and Recreation Advisory Board Recommendation for naming of the Park located on Town Center adjacent to the Community Center (Introduced by: Kurt Bovensiep, Public Works Director)

History

- On March 14, 2016, the Troy City Council adopted changes to the Policy for Naming Public Parks and Public Amenities (**Resolution # 2016-03-049**), which included;
 - Addition of amenities in the policy
 - Allow “Memorial” to be included in the name
 - Include improvements to a park in the qualified 60% contribution of a group or organization
 - Include a group or organizations’ future commitment to satisfy a 60% contribution
 - Allow a park to be named after a living individual with significant contributions to the community
 - Streamline process of notification and public input process
- On June 10, 2021, City Council and the Parks and Recreation Advisory Board broke ground to construct a new community space in the north lot of the Community Center, which was one of the original lots to the old Troy High School
- As the project was nearing completion, city staff solicited naming suggestions from the public
 - The public was notified of the naming opportunity through social media platform forms beginning on August 4, 2021 and closed on September 1, 2021
 - A total of 186 submissions were received
 - The submissions were organized and tallied, which is attached to this memo
- The Parks and Recreation Advisory Board met on September 16, 2021, and was presented the naming suggestions
- On October 7, 2021, the Parks and Recreation Advisory Board met for a special meeting to discuss in a Public Hearing the submitted names. Among the potential names, Jeanne M. Stine Community Park was discussed
 - Parks and Recreation Board Members indicated reasoning for supporting the Jeanne M. Stine Community Park name
 - Jeanne M. Stine has made longstanding contributions to Troy
 - Combinations of Jeanne M. Stine was the most suggested name from the public



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

- Adding Community Park to the name better describes the parks purpose and compliments the Community Center
- Including Community in the name indicates that it is a gathering place of like-minded individuals
- Including Community has a connection to the community initiative to keep the Civic Center for civic use and provide more greenspace
- RESOLVED, That the Parks and Recreation Advisory Board recommends to City Council that the parkland located on Town Center adjacent to the Community Center be named Jeanne M. Stine Community Park
Resolution #2021-10-07
Moved by: Martin
Seconded by: Brady, Pamela
Yes: 5 (Brady(Michael), Brady(Pamela), Colussi, Martin, Shepherd)
No: 0
MOTION CARRIED

- Attached is the biography provided on Jeanne M. Stine

Recommendation

City Management recommends adopting the name for the new park on Town Center, adjacent to the Community Center in Section 23 as recommended by the Parks and Recreation Advisory Board as the Jeanne M. Stine Community Park.

Town Center Public Space Naming Suggestions—All name suggestions collected through the online portal are listed below. Submissions are listed in alphabetical order.

The occurrence column signifies the number of times the same suggestions was received by an original submitter. Contact information was provided by each submitter if the Board would like to seek additional information regarding the meaning of a name suggestion. Some submissions have been edited for spelling errors.

Total number of submissions: 186

| Naming Suggestion | Occurrence |
|------------------------|------------|
| Acropolis | |
| The Agora Mall | |
| Affinity Park | |
| Amity Park | |
| Avocation Garden/Park | |
| Baker Park | |
| Beaver Commons | |
| Beaver Park | |
| Beaver Rest Park | |
| Beaver Walk | |
| Beaverton Park | |
| Blue Sky Park | |
| Bronze Park | |
| Burke, Sawyer, Garrett | |
| Butterflies Field | |

| Naming Suggestion | Occurrence |
|---|------------|
| Butterfly Park | |
| The CCP (Civic Center Park/Community Co-op Place) | |
| Central Park | 2 |
| Central Park of Troy | |
| The Citadel | |
| City Center Park | |
| Civic Center Park | 4 |
| Civic Center Plan | |
| City of Tomorrow Park | |
| Community Center Park | |
| Community Center Place | |
| Community Market Green | |
| Connector Park | |
| DIADEMA | |
| Diversity Park | 4 |
| First Responders Park | |
| Fellowship Park | |
| Frank Costello | 2 |
| Funemonium | |
| Garrett Family Park | |
| Garrett, Sawyer | |

| Naming Suggestion | Occurrence |
|--------------------------------------|-------------------|
| Gathering Greens | |
| Gathering Greens Park | |
| Gathering Park | |
| Generations Park | |
| Gold Star Family Memorial Park | |
| Gratitude for Essential Workers Park | |
| The Heart of Troy | |
| Heart of Troy Civic Center Park | |
| Heart of Troy Park | 2 |
| Heartland Park | |
| Heroes Park | |
| Hope Park | |
| Iliad Square | |
| Ilios | |
| Inspiration Center Park | |
| James Cyrulewski | |
| Jack and Jeanne Stine Park | |
| Jeanne M. Stine Commons | |
| Jeanne M. Stine Park | 18 |
| Jeanne M. Stine Civic Plaza | |
| Jeanne M. Stine Community Park | |

| Naming Suggestion | Occurrence |
|----------------------------------|-------------------|
| Jeanne M. Stine Town Center Park | 4 |
| Jeanne Stine | 2 |
| Jeanne Stine Civic Center Park | |
| Jeanne Stine Community Park | |
| Jeanne Stine Park | 4 |
| Joe LaGarde | |
| Joel A. Garrett Memorial Park | |
| John Acton Park | |
| John Acton's Place | |
| Joy of Troy Park | |
| Kinship Park | |
| Ladds, Garrett | |
| Legacy Park | |
| Levin Leas | |
| Library Park | |
| Linkage Park | |
| Little Beaver Municipal Park | |
| Little Beaver Park | |
| Liv Big | |
| Lotta Park | |
| The Marty Klebba Arboretum | |

| Naming Suggestion | Occurrence |
|-----------------------------|------------|
| Mike Martone Memory Park | |
| Mosaic Park | |
| Mulvihill Park | |
| Odyssey Park | |
| Old Troy High Park | |
| Our Central Park | |
| Our Park | |
| Pallotta Park | |
| Parky McParkface | |
| Parky McParkplace | |
| Peace Park | |
| People's Park | 4 |
| Perfection Park | |
| Priam Field | |
| Red Hughes Town Center Park | |
| Resilience | |
| Rosie Park | |
| Senator Carl Levin Park | |
| Serenity Park | |
| Sherwood Shaver | |
| Solidarity Park | |

| Naming Suggestion | Occurrence |
|---------------------------------------|------------|
| Town Center Common | |
| Town Center Gathering | |
| Town Center Gathering Greens | |
| Town Center Gathering Greens Park | |
| Town Center Gathering Park | |
| Town Center Green | |
| Town Center Park | 5 |
| Town Center People's Park | |
| Towny McTownspace | |
| Troark | |
| Troias | |
| Troy Center Park | |
| Troy's Central Park | 3 |
| Troy Central Park Plaza | |
| Troy Centric Park Plaza | |
| Troy City Center Park | |
| Troy Civic Park | |
| Troy Commons | 2 |
| Troy Community Center Exhibitors Park | |
| Troy Community Common | |
| Troy Community Lions Park | |

| Naming Suggestion | Occurrence |
|----------------------------|------------|
| Troy Community Plaza (TCP) | |
| Troy Community Terrace | |
| Troy Diversity Park | 2 |
| Troy Friendship Park | |
| Troy Market Green | |
| Troy Peace Park | |
| Troy Play Village | |
| Troy Police Memorial Park | |
| Troy Remembrance Park | |
| Troy Town Center Terrace | |
| Troy Town Square | |
| Troy Town Terrace | |
| Troy Unity Park (TUP) | |
| Troy's Place | |
| Union Park | |
| "United" One Troy | |
| Unity Park | 2 |
| Veterans Memorial Park | |
| We Came As Romans Park | |
| William S. Nelson | |
| Yamasacki National Park | |

**PROCLAMATION
IN RECOGNITION OF JEANNE STINE
ON THE OCCASION OF HER 90th BIRTHDAY**

WHEREAS, Today we gather to honor Troy resident **Jeanne Stine** on the occasion of her **90th birthday**; and

WHEREAS, On **June 18, 1929 Jeanne Goodwin** entered the world, making her parents William Lyle Goodwin and Eleanor Laura Abele very happy. Born in Detroit, **Jeanne** grew up in Birmingham, the oldest of 11 children, Rita, Bill, Dick, Mary, Celia, Monica, Ann, Michael, Loretta, and Patti; and

WHEREAS, **Jeanne** met her husband **John (Jack) Stine** at a friend's wedding in Clawson and they were married on February 3, 1962. They built their home in Troy on Boulton in the fall of 1962. Sadly, both Jack and Jeanne's only daughter Sheila passed away in 2007. She is the proud grandmother of Bryan, Dominic, and Meghean; and great grandmother of Hunter, Isabella, Kaitlyn, and Nicholas; and

WHEREAS, **Jeanne** was elected to the Troy City Council in 1976 and served for 16 years. She was elected Mayor of Troy in April 1992 and served until 2001. She also was reelected to the City Council and served from 2003-2006. During her tenure on City Council, she was employed as a school counselor and teacher in Clawson for 33 years. She received her BS and MA from Wayne State University; and

WHEREAS, **Jeanne** served on many committees and in leadership roles during her Council tenure including the National League of Cities; Past President of the Michigan Association of Mayors; Michigan Municipal League Board of Directors and Vice President; Henry Ford Health System Board of Directors; Traffic Improvement Association of Oakland County; Scholarship Committees for the Elks, Zontas, Military Academies; Clawson/Troy Optimist Clubs; Troy Downtown Development Authority; and the Arab American Chaldean Council Board of Directors; and

WHEREAS, **Jeanne** has spent countless hours volunteering within the Troy Community and beyond for organizations including Troy Firefighters Women's Association, Troy Community Coalition, Boys & Girls Club of Troy, Troy Youth Assistance, Council on Aging, Clawson/Troy Elks, Troy Historical Society, Boy Scouts of America, and St. Alan's/Christ Our Light Catholic Church. **Jeanne** has received Troy's Distinguished Citizen Award in 1985, Michigan Municipal League's Meritorious Service Award, Outstanding Public Service from Clawson/Troy Elks, and the U. S. Marine Corps Outstanding Public Service Award; and

WHEREAS, **Jeanne** loves to work in her garden, take walks with her German Shepherd Shelly, write poems for anyone who retires within the Troy Community, spend time at her house in Cheboygan, and visit regularly with all her loving grandchildren and great grandchildren; and

WHEREAS, On June 22, family and friends will join together for a family reunion at the American Legion Hall in Auburn Hills in celebration of **Jeanne's 90th Birthday** with delicious food, laughter, cake, and ice cream. **Jeanne** is honored and respected by all for the many contributions to her family, her community and her positive outlook on life;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Troy congratulate **Jeanne Stine on the occasion of her 90th birthday**; and

BE IT FURTHER RESOLVED, That the Troy City Council and all of Troy's residents extend best wishes to **Jeanne** for many more healthy and happy years.

Presented this 17th day of June 2019.



CITY COUNCIL AGENDA ITEM

Date: October 25, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
Lisa Burnham, Controller
Richard Riesterer, Fire Chief
Peter Hullinger, Assistant Fire Chief
Emily Frontera, Purchasing Manager

Subject: Bid Waiver: Hurst StrongArm Rescue Tools – Fire Department

History

The Troy Fire Department has been using various models of Hurst rescue tools for more than 30 years, and found them to be very reliable. They are so reliable that the Fire Department continues to utilize Hurst rescue equipment as its primary rescue tool. As the construction of, and the technology within, vehicles has changed, the needs for different and better tools has become more evident. The Fire Department has recently upgraded to Hurst Edraulic tools for better performance and mobility. The Edraulic tool is a line of battery-powered rescue tools. They require no hydraulic hoses and no separate power unit. And, because these tools are stronger, smaller and lighter, they're quicker to deploy and operate.

Hurst has developed an Edraulic multi-tool called the StrongArm. This tool is more compact than the traditional Hurst cutters and spreaders. The tool has the ability to cut, lift, and spread, replacing many hand tools such as wire cutters, crowbars and halligan tools.

The Fire Department purchased one of the Hurst StrongArm tools several years ago and has been using it on the Rescue truck. This tool has proven itself over and over again. Based on this history, the need to put one of these tools on each Engine, to compliment the current set of Hurst Edraulic tools, has been determined to be vital.

Purchasing

The Fire Department has been using various Hurst Edraulic rescue tools for many years and have found them to be very reliable. Currently, the City owns seven (7) sets of Hurst Edraulics that operate on each Engine and Rescue trucks.

To increase efficiency and compliment the current sets of Edraulic tools, it is in the best interest of the City to waive the bid process and purchase the Hurst StrongArm tool for each of the six (6) engines from *Apollo Fire Equipment Company of Romero, MI* for an estimated total cost of \$40,200 as detailed in the attached quote #10/06/21-3.



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Purchasing (continued)

Apollo Fire Equipment Company is the only authorized distributor for Hurst equipment in Southeastern Michigan. A letter from the Hurst parent company, IDEX, is attached.

Financial

Funds are budgeted and available the Fire Department Operating Supplies Fire Equipment Account. Expenditures will be charged to account number 101.336.338.7740.115.

Recommendation

City Management recommends that the bid process be waived and a contract be awarded to *Apollo Fire Equipment Company of Romeo, MI* for the purchase of six (6) Hurst StrongArm Rescue Tool sets for an estimated total cost of \$40,200.00 as detailed in the attached quote.

Apollo Fire Equipment Company
Apollo Fire Apparatus Repair, Inc.
 12584 Lakeshore Drive, Romeo, MI 48065
 Phone: (800) 626-7783 Fax: (586) 752-6907

QUOTATION

QUOTE #: 10/06/21-3

| | |
|-------------------|------------|
| DATE: | 10/06/21 |
| TERMS: | NET 30 |
| F.O.B: | DELIVERED |
| VALID FOR: | 75 DAYS |
| LEAD TIME: | 45-90 DAYS |

| | |
|-----------------|-----------------|
| BILL TO: | TROY FD |
| ADDRESS: | |
| ATTN: | PETER HULLINGER |

| | |
|----------|------|
| SHIP TO: | SAME |
| ADDRESS: | |
| ATTN: | |

| | | |
|--------|------|--|
| PHONE: | FAX: | E-MAIL: peter.hullinger@troymi.gov |
|--------|------|--|

| QTY | PART NUMBER | DESCRIPTION | UNIT PRICE | TOTAL |
|--|-------------|---------------------------------------|--------------|--------------------|
| 6 | 273100000 | HURST FIRE SERVICE STRONGARM TOOL PKG | \$7,065.00 | \$42,390.00 |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| 6 | | YOUR DISCOUNT | -\$365.00 | -\$2,190.00 |
| | | | | |
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| | | | SUBTOTAL | \$40,200.00 |
| Thank you for the opportunity to quote on your Fire Department needs. | | | SHIPPING | |
| | | | TAX | |
| | | | OTHER | |
| | | | TOTAL | \$40,200.00 |

Scot McLeod, Rescue Tool Specialist
Cell: (586) 924-4052
smcleod@apollofire.com



HURST Jaws of Life, Inc.
711 North Post Road
Shelby, NC 28150
www.jawsoflife.com



Dinglee
Hurst
Lukas
Vetter

October 7, 2021

Troy Fire Department
Attn: Asst. Fire Chief Peter Hullinger
500 W. Big Beaver Rd
Troy, MI 48084

This will confirm that, as of the date hereof, the following Hurst Jaws of Life® dealers are the only Hurst® dealers for Hurst Low Pressure (5,000 PSI), Hurst High Pressure (10,000 PSI), Hurst eDRAULIC®, Hurst StrongArm®, and Vetter® rescue equipment for the County of Oakland in the State of Michigan and whose personnel have been factory trained and certified by Hurst Jaws of Life, Inc. on operation, maintenance and service and are approved by Hurst Jaws of Life, Inc. to perform warranty repairs, warranty required annual maintenance and other service on Hurst Low Pressure (5,000 PSI), Hurst High Pressure (10,000 PSI), Hurst eDRAULIC, Hurst StrongArm, and Vetter rescue equipment:

Apollo Fire Equipment
12584 Lakeshore Drive
Romeo, MI 48065
Phone Number: 800-626-7783
Fax Number: 586-752-6907

Thank you for your interest in our rescue equipment. Feel free to contact us at 1-800-537-2659 or 704-487-6961 should you have any further questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Canon", enclosed in a thin black rectangular border.

Mike Canon
Director of Rescue Sales
Hurst Jaws of Life, Inc.

ALJ

Cc: Tim Shott, National Sales Manager, Hurst Jaws of Life, Inc.

Pastor Mark Nowak from First Baptist Church of Troy 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, October 11, 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

Excuse Absent Council Members:

Resolution #2021-10-144

Moved by Baker

Seconded by Hamilton

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member Abraham at the Regular City Council Meeting of October 11, 2021, due to being out of the County.

Yes: Baker, Brooks, Chamberlain-Creanga, Erickson Gault, Hamilton, Hodorek

No: None

Absent: Abraham

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Proclamation for Metastatic Breast Cancer Awareness Day – October 13, 2021, and Breast Cancer Awareness Month – October 2021 (Presented by: Mayor Ethan Baker)

C-2 Proclamation for City of Troy Tree City USA / Arbor Day (Presented by: Mayor Ethan Baker)

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:**E-1 No Public Hearings****F. PUBLIC COMMENT:**

| | |
|-----------------|---|
| Peter Friedrich | Spoke in opposition to a City Council event including members of the HSS/RSS. |
| Vijaya Nadar | Spoke in opposition to a City Council event including members of the HSS/RSS |
| Masood Rab | Spoke in opposition to a City Council event including members of the HSS/RSS |
| Shujat Khan | Spoke in opposition to a City Council event including members of the HSS/RSS |
| Mohammed Noor | Spoke in opposition to a City Council event including members of the HSS/RSS |
| Ryan Johnson | Commented about the City of Troy's response to the Troy School District mask mandate for students |

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 – Animal Control Appeal Board, Parks and Recreation Board****a) Mayoral Appointments: None****b) City Council Appointments:**

Resolution #2021-10-145

Moved by Brooks

Seconded by Erickson Gault

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

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: Brooks, Chamberlain-Creanga, Erickson Gault, Hamilton, Hodorek, Baker

No: None

Absent: Abraham

MOTION CARRIED

Resolution #2021-10-146

Moved by Brooks

Seconded by Hamilton

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

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: 7/31/2022****Timothy Fulcher****Troy School Board
of Education Rep**

Term currently held by: Timothy Fulcher

Term Expires: 7/31/2022**Akshitha Sahu****Student**

Term currently held by: Akshitha Sahu - Graduates 2023

Term Expires: 9/30/2022**Hitesh Patel**

Term currently held by: Kristin Franklin resigned 9/3/21

Term Expires: 9/30/2024**Michael Brady**

Term currently held by: Michael Brady

Term Expires: 9/30/2024**John Shepherd**

Term currently held by: John Shepherd

Yes: Chamberlain-Creanga, Erickson Gault, Hamilton, Hodorek, Baker, Brooks

No: None

Absent: Abraham

MOTION CARRIED

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

a) Mayoral Nominations: None

b) City Council Nominations: None

I-3 No Closed Session Requested

I-4 Support Emergency Operations Plan (Introduced by: Lieutenant Russ Harden)

Resolution #2021-10-147

Moved by Baker

Seconded by Hodorek

WHEREAS, The City of Troy elected to be incorporated into the Oakland County Emergency Management Program and that by becoming part of the Oakland County Emergency Management Program, the City of Troy, and Oakland County have certain responsibilities to each other; and,

WHEREAS, This Emergency Operations Support Plan has been developed to identify the responsibilities between the City of Troy and Oakland County in regards to emergency management activities; and,

WHEREAS, The plan provides a framework for the City to use in performing emergency functions before, during, and after a natural disaster, hostile attack, technological incident or other emergency; and,

WHEREAS, This support plan is to be used in concurrence with Oakland County's Emergency Operations Plan as it is a supporting document; and,

WHEREAS, The support plan will be maintained in accordance with the current standards of the Oakland County Emergency Operations Plan. Review of this plan shall be accomplished every four years;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **ADOPTS** this Emergency Operations Support Plan, in support to the Oakland County Emergency Operations Plan.

Yes: Erickson Gault, Hamilton, Hodorek, Baker, Brooks, Chamberlain-Creanga

No: None

Absent: Abraham

MOTION CARRIED**J. CONSENT AGENDA:**

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

Resolution #2021-10-148-J-1a

Moved by Hodorek

Seconded by Brooks

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented, including late submittals with corrections.

Yes: Hamilton, Hodorek, Baker, Brooks, Chamberlain-Creanga, Erickson Gault

No: None

Absent: Abraham

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2021-10-148-J-2

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

- a) City Council Minutes-Draft – September 27, 2021

J-3 Proposed City of Troy Proclamations:

Resolution #2021-10-148-J-3

- a) Proclamation to Celebrate Filipino American Heritage Month - October 2021
- b) Proclamation to Celebrate Hindu Heritage Month - October 2021
- c) Proclamation to Recognize Celebration of Diwali - The Festival of Lights - November 4, 2021

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 4: MiDeal Cooperative Purchasing Agreement – DPW Fleet Cargo Vans**

Resolution #2021-10-148-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** contracts to purchase three (3) 2022 Ford Transit Cargo Vans from *Gorno Ford of Woodhaven, MI*, for the Department of Public

Works as per the MiDeal Cooperative Purchasing contract #071B7700181 for an estimated total cost of \$110,190.00.

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

Resolution #2021-10-148-J-4b

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 *Premier Group of Detroit, MI*, for Proposal A; *Xpert Lawn and Snow of Warren, MI*, for Proposal B; *DiPonio Contracting, Inc. of Shelby Township, MI*, for Front End Loader with a 3-yard capacity, Front End Loader with 5-yard capacity, Pickup with 8 foot blade, and Truck with 10 foot snowplow; *Premier Group of Detroit, MI*, for Pickup with 8 foot Blade and 20,000 GVW Road Grader; and *Xpert Lawn and Snow of Warren, MI*, for 20,000 GVW Road Grader for Proposal C, at prices detailed and contained in the bid tabulation opened on September 16, 2021, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** City of Troy Administration to extend prices established in Proposal C to additional vendors meeting requirements under emergency conditions for snow and ice removal.

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

c) Standard Purchasing Resolution 4: HGACBuy Purchasing Cooperative – 2021 Sewer Root Treatment

Resolution #2021-10-148-J-4c

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to *Duke's, 1020 Hiawatha Blvd., West Syracuse, NY 13204*, to furnish all labor, materials and equipment to provide sewer root treatment for an estimated cost of \$16,494.00 with a not to exceed amount of \$40,000.00 at the prices detailed in the proposal and per the HGACBuy Purchasing Cooperative Contract #SC01-21.

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

d) Standard Purchasing Resolution 4: Oakland County Purchasing Cooperative - Historic Village Exterior Painting and Repairs; and Standard Purchasing Resolution 4: Omnia Partners Purchasing Cooperative – Historic Village Caswell House Roof Replacement

Resolution #2021-10-148-J-4d

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** contracts to *National Restoration of Milford, MI*, for the Historic Village

Exterior Painting and Repairs for an estimated total amount of \$113,000 per the Oakland County Purchasing Cooperative Contract #005106, and to *Schena Roofing and Sheet Metal Co., Inc of Chesterfield, MI*, for the Historic Village Caswell House Roof Replacement for an estimated cost of \$34,799.97, with a 20% contingency not to exceed budgetary limitations per the Omnia Purchasing Cooperative Contract #R180901.

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

e) Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Wagon Shop Structural Analysis and Assessment

Resolution #2021-10-148-J-4e

RESOLVED, That Troy City Council hereby **APPROVES** expending budgeted capital funds to *OHM Advisors of Livonia, MI*, for the Wagon Shop Structural Analysis and Assessment for a total estimated cost of \$11,500 not to exceed budgetary limitations.

J-5 Request for Acceptance of Two Permanent Easements from Srikanth Kunduri and Krithika Shetty, Sidwell #88-20-27-331-031

Resolution #2021-10-148-J-5

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for storm sewers and surface drainage, and sidewalks from Srikanth Kunduri and Krithika Shetty, owners of the property having Sidwell #88-20-27-331-031.

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.

J-6 Request for Acceptance of Two Permanent Easements from GFA Development, Inc., Sidwell #88-20-27-331-027

Resolution #2021-10-148-J-6

RESOLVED, That Troy City Council hereby **ACCEPTS** two permanent easements for storm sewers and surface drainage, and sidewalks from GFA Development, Inc., owner of the property having Sidwell #88-20-27-331-027.

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.

J-7 Request for Acceptance of a Permanent Easement from Nancy Mosey, Sidwell #88-20-15-352-027

Resolution #2021-10-148-J-7

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for storm sewers and surface drainage from Nancy Mosey, owner of the property having Sidwell #88-20-15-352-027.

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-8 Private Agreement – Contract for Installation of Municipal Improvements – Estates of Willowbrook II – Project No. 21.905.3

Resolution #2021-10-148-J-8

RESOLVED, That Troy City Council hereby **APPROVES** the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Mondrian Properties for the installation of Water Main, Sanitary Sewer, Storm Sewer, 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-9 2021-2022 Winter Maintenance Agreement, Road Commission for Oakland County

Resolution #2021-10-148-J-9

RESOLVED, That Troy City Council hereby **APPROVES** the 2021-2022 Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Troy for Snow and Ice Control of county roads, which are described and outlined in Exhibit A, and the Mayor and City Clerk are **AUTHORIZED** to execute the necessary documents; a copy of this agreement, which is authorized by the provisions of 1951 PA 51 (MCL 247.651 et seq), 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):

- a) Proposed New Ethics Ordinance for Elected and Appointed Officials

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) Global Troy Advisory Committee-Final – August 11, 2021
 - b) Parks and Recreation Board-Draft – September 27, 2021
- Noted and Filed

M-2 Department Reports:

- a) Automation Alley Awarded U.S. Economic Development Administration Grant
 - b) Fire Station 5 HVAC Replacement – Fiscal Year 2022
 - c) Election Security Report
 - d) 3rd Quarter Litigation Report
- Noted and Filed

M-3 Letters of Appreciation:

- a) To Cindy Stewart from Doc Young
- Noted and Filed

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

N-1 Council Comments

Council Member Hamilton commented that he selected his costume for the Frightful 5K event on Sunday, October 24, 2021 at 8:30 AM.

Council Member Chamberlain-Creanga congratulated City Attorney Bluhm becoming president elect for the International Municipal Lawyers Association. City Attorney Bluhm said she is honored and looks forward to representing the City of Troy well.

Mayor Baker commented that he is happy to have the Frightful 5K event back and the opportunity for the community to come together. He thanked City staff for working hard to make it a success, and the sponsors for their participation with their dollars to make this a great community event.

Mayor Baker announced the Nature Uncorked event on Friday, November 5, 2021, 6:00 PM - 9:00 PM. Residents can purchase tickets online at <https://troynaturesociety.org/natureuncorked/>

Mayor Baker recognized former Recreation Director Elaine Bo, who retired in February. The City recently had an event to recognize Elaine for her hard work and accomplishments.

O. CLOSED SESSION

O-1 No Closed Session

P. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:27 PM.

Mayor Ethan Baker

M. Aileen Dickson, MMC, MiPMC II
City Clerk

2021 SCHEDULED SPECIAL CITY COUNCIL MEETINGS:

November 13, 2021 Special (Strategic Planning)

2021 SCHEDULED REGULAR CITY COUNCIL MEETINGS:

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

**PROCLAMATION
AMERICA RECYCLES 2021**

WHEREAS, The world has changed a lot in the past century. From individually packaged food servings to disposable diapers, more garbage is generated now than ever before. The average American discards 7.5 pounds of garbage every day. Our garbage, our solid waste stream, all goes to landfills, where it's compacted and buried; and

WHEREAS, To focus the nation's attention on the importance of recycling, businesses, industries, government agencies, nonprofit organizations, and individuals have joined together to celebrate **America Recycles 2021** and are encouraging their employees, staff, customers, membership, and all citizens to pledge to buy more recycled-content products starting today; and

WHEREAS, Participating in **America Recycles 2021** is one way our citizens can help raise awareness about the need to reduce waste by reusing, recycling and buying recycled products; and

WHEREAS, The more we recycle, the less garbage winds up in our landfills and incineration plants. By reusing aluminum, paper, glass, plastics and other materials, we can save production and energy costs, and reduce by up to 75% the negative impacts that the extraction and processing of virgin materials has on the environment. Plastics, made from precious and nonrenewable petroleum, and aluminum, which is mined from bauxite, are especially important to recycle; and

WHEREAS, Recycling helps protect our resources, our environment, and our quality of life. The entire loop: **Reduce, Reuse, Recycle** is completed when we buy products made from recycled material; and

WHEREAS, From July 2019 to June 2021, the City of Troy recycled 6,105 tons of glass, paperboard, cardboard, newspaper, metal, tin, and plastic and 10,653 tons of compost; and

WHEREAS, State and community leaders need to spread the word about the excellent programs they have established, the growth of markets for recyclable materials, and the importance of buying recycled products;

NOW, THEREFORE BE IT RESOLVED, that the City of Troy City Council hereby proclaims **America Recycles 2021** in Troy, Michigan, and urges all Troy residents to **Reduce, Reuse and Recycle**;

BE IT FURTHER RESOLVED, That **America Recycles 2021** is celebrated year-round to encourage people to recycle and buy products made from recycled materials. The theme for **America Recycles 2021** is **"I Want to Be Recycled."**

Presented this 8th day of November 2021.

**PROCLAMATION
LUNG CANCER AWARENESS MONTH
NOVEMBER 2021**

WHEREAS, Lung cancer was the leading cause of cancer death among men and women in the United States in 2020, accounting for more deaths than colon cancer, breast cancer, and prostate cancer combined. Over 2.2 million people worldwide will get lung cancer annually; and

WHEREAS, According to the Centers for Disease Control and Prevention, there were 5,164 new lung cancer cases and 2,772 deaths because of lung cancer between 2014 and 2018 in Oakland County; and

WHEREAS, The five-year survival rate for localized lung cancer is approximately 59%, yet only approximately 17% of lung cancers are diagnosed at this stage; and

WHEREAS, Screening for lung cancer for high-risk individuals using low-dose computed tomography can lead to the earlier detection of lung cancer and save lives, reducing the mortality by 20% when compared to screening by chest x-ray in the National Lung Screening Trial (3) and reducing the risk of death at 10 years by 24% in men and 33% in women as demonstrated by another large randomized trial; and

WHEREAS, Funding for lung cancer research trails far behind funding for research of many other cancers, and additional research is needed in early diagnosis, screening, and treatment for lung cancer as well as in lung cancer affecting women and lung cancer health disparities; and

WHEREAS, Women diagnosed with lung cancer are more likely to be younger and non-smokers, lung cancer incidence and mortality rates in women are rising relative to men, more women die from lung cancer than breast cancer every year and by 2035, it is expected that more women will die from lung cancer than men; and

WHEREAS, Organizations working in the Troy community, such as Beaumont Hospital Troy's Cancer Center, the American Lung Cancer Screening Initiative, and the Women's Lung Cancer Forum are committed to educating about lung cancer and lung cancer screening and working to increase lung cancer screening rates in Troy;

NOW THEREFORE BE IT RESOLVED, That the Troy City Council do hereby proclaim **November as Lung Cancer Awareness Month in Troy**, and recognize the need for research in lung cancer affecting women and lung cancer health disparities, and encourage all citizens, to learn about lung cancer and early detection through lung cancer screening.

Presented this 8th Day of November 2021



500 West Big Beaver
Troy, MI 48084
troymi.gov

J-05

CITY COUNCIL AGENDA ITEM

Date: October 11, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director
William J. Huotari, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Warranty Deed and Four Permanent Easements for Estates at Willowbrook No. 2 Site Condominium, Section 24, Sidwell #88-20-24-100-013 and 014

History

As part of the proposed Estates at Willowbrook No. 2 Site Condominium development located in Section 24 on the east side of John R Road, south of Wattles Road, the City of Troy received a warranty deed for street right-of-way and four permanent easements for public utilities, storm sewers & surface drainage, and sanitary sewers from Langham Investments, LLC, owner of the properties having Sidwell #88-20-24-100-013 and 014.

Estates at Willowbrook No. 2 is a 7-unit single family detached condominium project. The Planning Commission gave preliminary site plan approval on July 13, 2021.

Financial

The consideration amount on each document is \$1.00.

Recommendation

City Management recommends that City Council accept the attached warranty deed and permanent easements consistent with our policy of accepting easements and deeds for development and improvement purposes.



GIS Online

Legend:



Estates at Willowbrook No 2

Notes:

Estates at Willowbrook No 2
WD & Easements
Langham Investments, LLC
88-20-24-100-014 & 013

Map Scale: 1=428
Created: October 11, 2021



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.

WARRANTY DEED

Sidwell # 88-20-24-100-013 & 014 (part of)
Resolution #

The Grantor(s) **LANGHAM INVESTMENTS, LLC**, a Michigan limited liability company, whose address is: 50125 Schoenherr, Shelby Township, MI 48315 convey(s) and warrant(s) to the **CITY OF TROY**, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084, the following described premises situated in the City of Troy, County of Oakland and State of Michigan:

SEE "EXHIBIT A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

For the sum of One Dollar and no/cents (\$1.00)
subject to easements and building and use restrictions of record and further subject to:

Dated this 28th day of September, 2021.

LANGHAM INVESTMENTS, LLC
a Michigan limited liability company

By Joseph Maniaci
Its: Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 28th day of September, 2021, by Joseph Maniaci, Member, of LANGHAM INVESTMENTS, LLC, a Michigan limited liability company, on behalf of the company.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland

* Larysa Figol
Notary Public, _____ County, MI
My commission expires: _____
Acting _____ County, MI

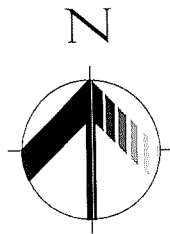
| | | |
|---|--|---|
| County Treasurer's Certificate | | City Treasurer's Certificate |
| When recorded return to: City Clerk City of Troy 500 West Big Beaver Troy, MI 48084 | Send subsequent tax bills to: Grantee | Drafted by: Larysa Figol, SR/WA City of Troy 500 West Big Beaver Troy, MI 48084 |

Tax Parcel #88-20-24-100-013 & 014 (pt. of) Recording Fee _____ Transfer Tax _____

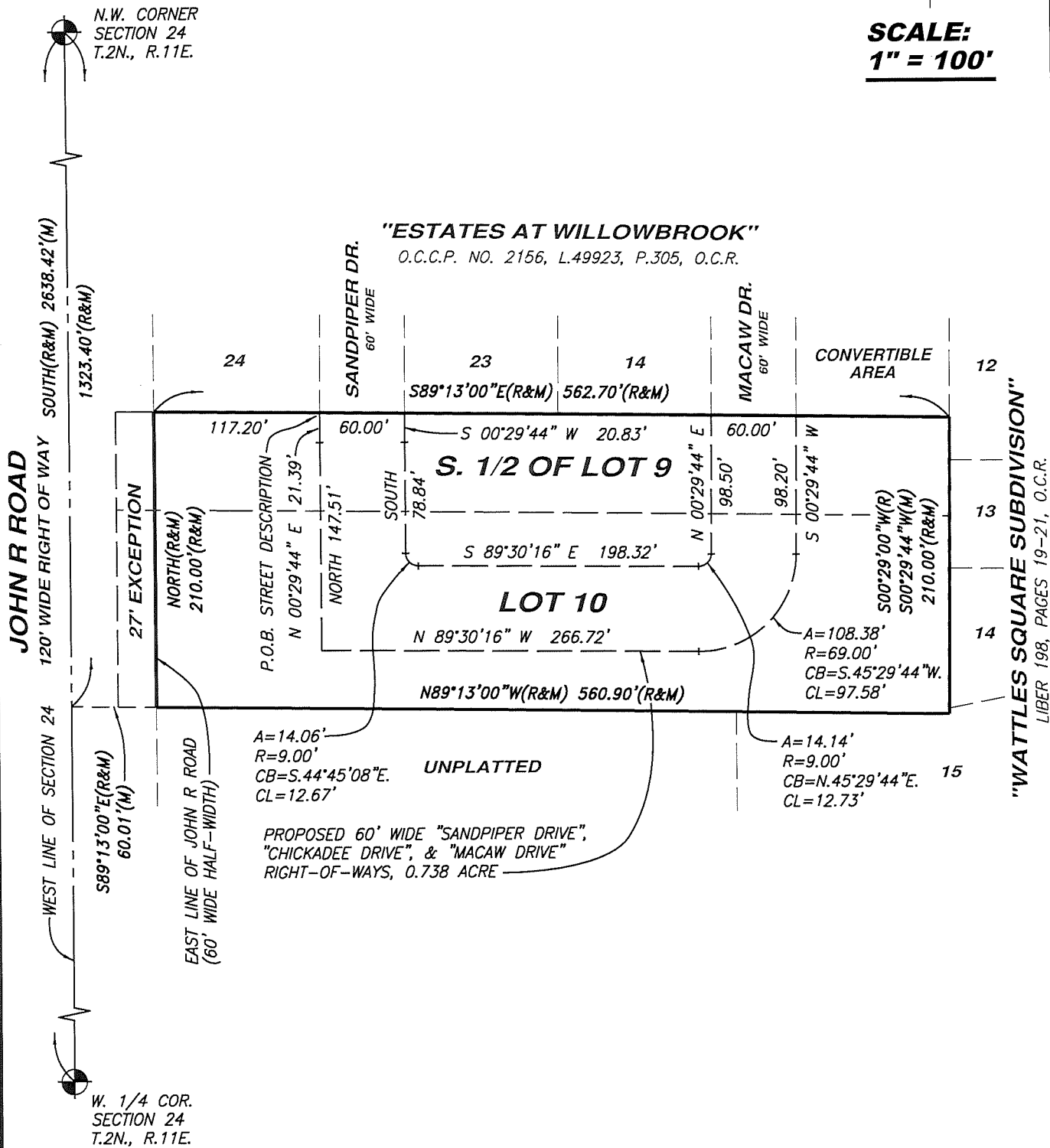
*TYPE OR PRINT NAMES UNDER SIGNATURES

Exhibit A

Page 1 of 2



SCALE:
1" = 100'



HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Street
Right-of-Ways for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24,
TOWN 2 NORTH, RANGE 11 EAST,
CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED:

DRAWN BY: N.P.R.

Exhibit A

Page 2 of 2

PROPERTY DESCRIPTION

THE SOUTH 1/2 OF LOT 9 AND ALL OF LOT 10, EXCEPT FOR THE WEST 27 FEET OF EACH LOT TAKEN FOR ROAD WIDENING, OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS.

60' WIDE RIGHT-OF-WAY FOR PROPOSED "SANDPIPER DRIVE", "CHICKADEE DRIVE", AND "MACAW DRIVE"

A SIXTY (60) FEET WIDE RIGHT-OF-WAY FOR PROPOSED "SANDPIPER DRIVE", "CHICKADEE DRIVE", AND "MACAW DRIVE", BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 117.20 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S.89°13'00"E., 60.00 FEET; THENCE S.00°29'44"W., 20.83 FEET; THENCE DUE SOUTH, 78.84 FEET; THENCE 14.06 ALONG A CURVE CONCAVE TO THE NORTHEAST OF RADIUS 9.00 FEET WHOSE CHORD BEARS S.44°45'08"E., 12.67 FEET; THENCE S.89°30'16"E., 198.32 FEET; THENCE 14.14 FEET ALONG A CURVE CONCAVE TO THE NORTHWEST OF RADIUS 9.00 FEET WHOSE CHORD BEARS N.45°29'44"E., 12.73 FEET; THENCE N.00°29'44"E., 98.50 FEET TO A POINT ON THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK"; THENCE S.89°13'00"E., 60.00 FEET; THENCE S.00°29'44"W., 98.20 FEET; THENCE 108.38 FEET ALONG A CURVE CONCAVE TO THE NORTHWEST OF RADIUS 69.00 FEET WHOSE CHORD BEARS S.45°29'44"W., 97.58 FEET; THENCE N.89°30'16"W., 266.72 FEET; THENCE DUE NORTH, 147.51'; THENCE N.00°29'44"E., 21.39 FEET TO THE POINT OF BEGINNING. CONTAINING 32,137.47 SQUARE FEET, OR 0.738 OF AN ACRE, MORE OR LESS.

HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Street
Right-of-Ways for
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PART OF THE NORTHWEST 1/4 OF SECTION 24,
TOWN 2 NORTH, RANGE 11 EAST,
CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED:

DRAWN BY: N.P.R.

PERMANENT EASEMENT
FOR PUBLIC UTILITIES

Sidwell #88-20-24-100-013 & 014 (part of)

LANGHAM INVESTMENTS, LLC, a Michigan limited liability company, Grantor(s), whose address is 50215 Schoenherr Road, Shelby Twp, MI 48315 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grants to the Grantee, the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace public utilities, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF


and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 1 signature(s) this 28th day of September, 2021.

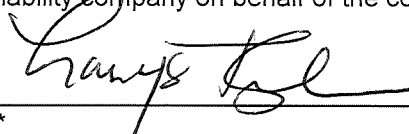
LANGHAM INVESTMENTS, LLC,
a Michigan limited liability company

By  (L.S.)
* Joseph Maniaci
Its: Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 28th day September, 2021, by Joseph Maniaci, Member, of LANGHAM INVESTMENTS, LLC, a Michigan limited liability company on behalf of the company.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland


* Notary Public, _____ County, Michigan
My Commission Expires on _____
Acting in the County of _____, Michigan

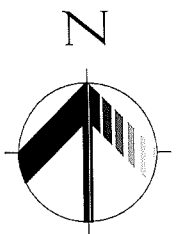
Prepared by:
Larysa Figol, SR/WA,
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

When recorded return to:
City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

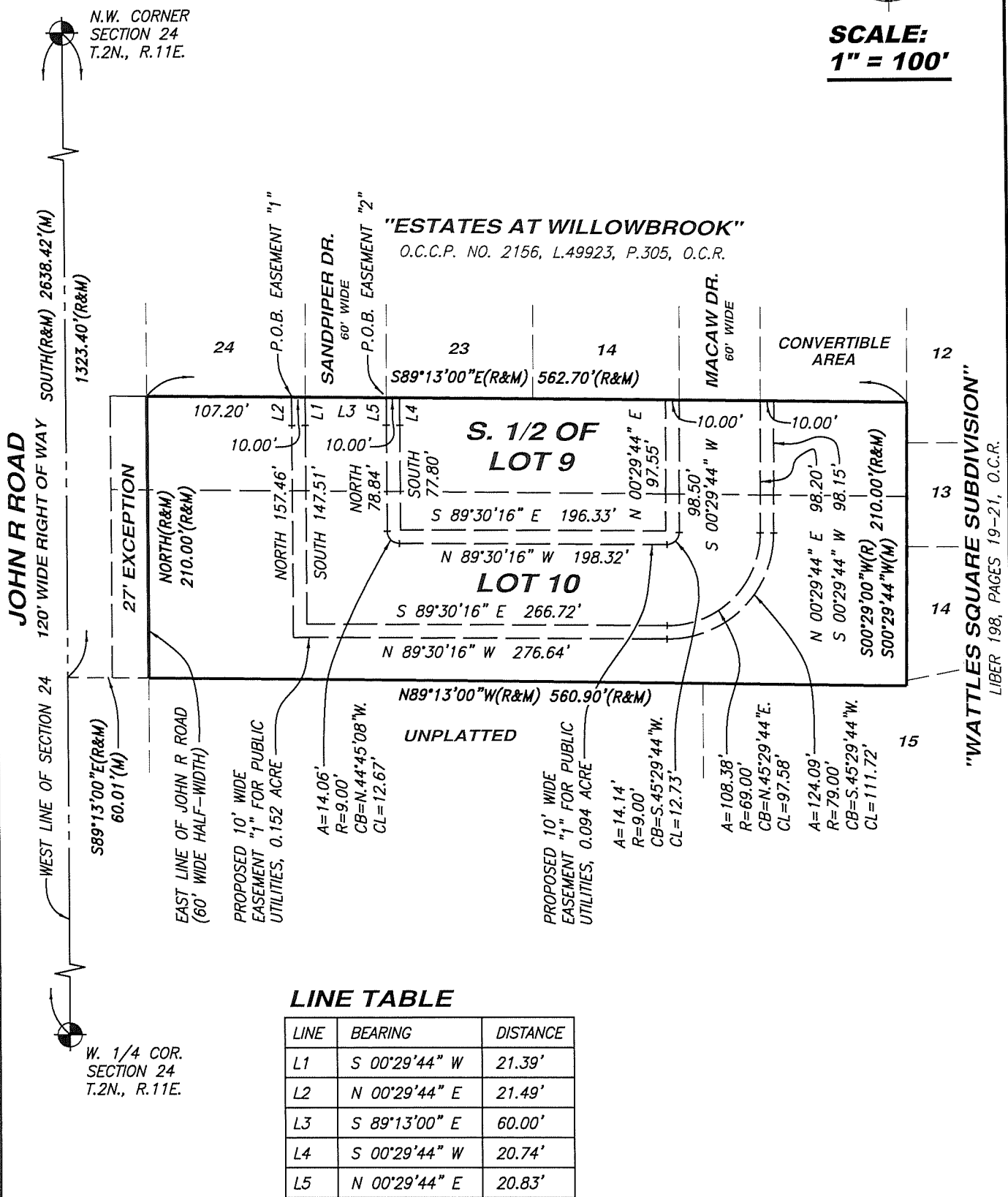
PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

Exhibit A

Page 1 of 2



SCALE:
1" = 100'



HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Public Utility
Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24,
TOWN 2 NORTH, RANGE 11 EAST,
CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

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Exhibit A

Page 2 of 2

PROPERTY DESCRIPTION

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EASEMENT "1" FOR PUBLIC UTILITIES

A TEN (10) FEET WIDE EASEMENT FOR PUBLIC UTILITIES, BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 107.20 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S.89°13'00"E., 10.00 FEET; THENCE S.00°29'44"W., 21.39 FEET; THENCE DUE SOUTH, 147.51 FEET; THENCE S.89°30'16"E., 266.72 FEET; THENCE 108.38 FEET ALONG A CURVE CONCAVE TO THE NORTHWEST OF RADIUS 69.00 FEET WHOSE CHORD BEARS N.45°29'44"E., 97.58 FEET; THENCE N.00°29'44"E., 98.20 FEET TO A POINT ON THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK"; THENCE ALONG SAID SOUTH LINE OF "ESTATES AT WILLOWBROOK" S.89°13'00"E., 10.00 FEET; THENCE S.00°29'44"W., 98.15 FEET; THENCE 124.09 FEET ALONG A CURVE CONCAVE TO THE NORTHWEST OF RADIUS 79.00 FEET WHOSE CHORD BEARS S.45°29'44"W., 111.72 FEET; THENCE N.89°30'16"W., 276.64 FEET; THENCE DUE NORTH, 157.46 FEET; THENCE N.00°29'44"E., 21.49 FEET TO THE POINT OF BEGINNING. CONTAINING 6,600.18 SQUARE FEET, OR 0.152 OF AN ACRE, MORE OR LESS.

EASEMENT "2" FOR PUBLIC UTILITIES

A TEN (10) FEET WIDE EASEMENT FOR PUBLIC UTILITIES, BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 177.20 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH LINE OF "ESTATES AT WILLOWBROOK" S.89°13'00"E., 10.00 FEET; THENCE S.00°29'44"W., 20.74 FEET; THENCE DUE SOUTH, 77.80 FEET; THENCE S.89°30'16"E., 196.33 FEET; THENCE N.00°29'44"E., 97.55 FEET; THENCE S.89°13'00"E., 10.00 FEET; THENCE S.00°29'44"W., 98.50 FEET; THENCE 14.14 FEET ALONG A CURVE CONCAVE TO THE NORTHWEST OF RADIUS 9.00 FEET WHOSE CHORD BEARS S.45°29'44"W., 12.73 FEET; THENCE N.89°30'16"W., 198.32 FEET; THENCE 14.06 FEET ALONG A CURVE CONCAVE TO THE NORTHEAST OF RADIUS 9.00 FEET WHOSE CHORD BEARS N.44°45'08"W., 12.67 FEET; THENCE DUE NORTH, 78.84 FEET; THENCE N.00°29'44"E., 20.83 FEET TO THE POINT OF BEGINNING. CONTAINING 4,089.38 SQUARE FEET, OR 0.094 OF AN ACRE, MORE OR LESS.

HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Public Utility
Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24,
TOWN 2 NORTH, RANGE 11 EAST,
CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED:

DRAWN BY: N.P.R.

**PERMANENT EASEMENT
FOR STORM SEWERS, SURFACE DRAINAGE & PUBLIC UTILITIES**

Sidwell #88-20-24-100-013 & 014 (part of)

LANGHAM INVESTMENTS, LLC, a Michigan limited liability company, Grantor(s), whose address is 50215 Schoenherr Road, Shelby Twp, MI 48315 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the **CITY OF TROY**, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grants to the Grantee, the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace **storm sewers, surface drainage and public utilities**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

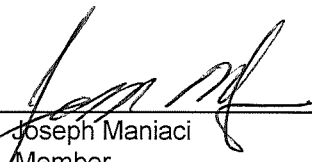
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 1 signature(s) this 28th day of September, 2021.

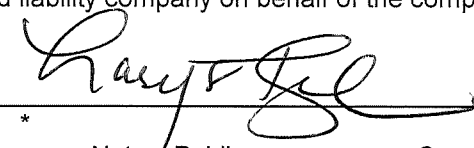
LANGHAM INVESTMENTS, LLC,
a Michigan limited liability company

By  (L.S.)
* Joseph Maniaci
Its: Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 28th day September, 2021, by Joseph Maniaci, Member, of LANGHAM INVESTMENTS, LLC, a Michigan limited liability company on behalf of the company.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland


* Notary Public, _____ County, Michigan
My Commission Expires on _____
Acting in the County of _____, Michigan

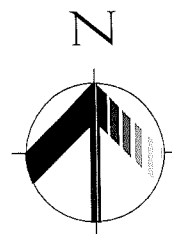
Prepared by:
Larysa Figol, SR/WA,
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

When recorded return to:
City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

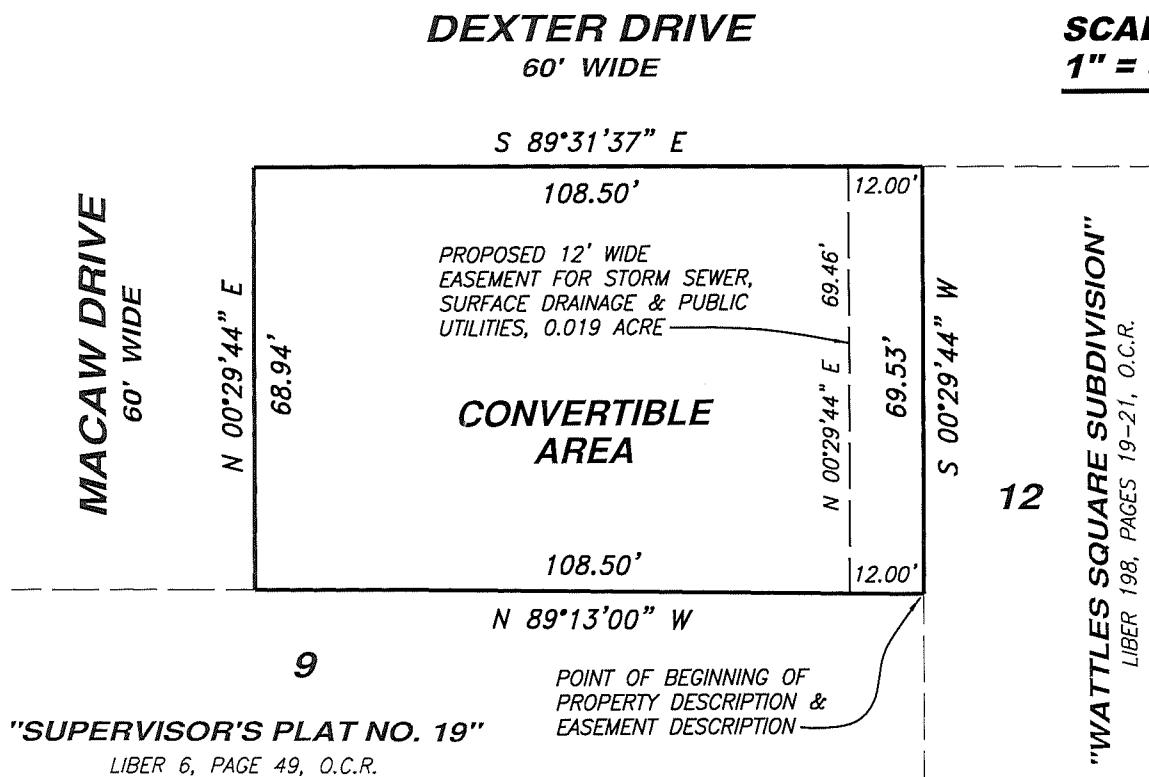
PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

Exhibit A

Page 1 of 1



SCALE:
1" = 30'



PROPERTY DESCRIPTION

LAND DESIGNATED AS "CONVERTIBLE AREA" OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156, BEING PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, AND MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID "ESTATES AT WILLOWBROOK"; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" N.89°13'00"W., 108.50 FEET TO A POINT ON THE EAST LINE OF MACAW DRIVE; THENCE ALONG SAID EAST LINE OF MACAW DRIVE N.00°29'44"E., 68.94 FEET TO THE INTERSECTION OF SAID SOUTH LINE OF MACAW DRIVE AND THE SOUTH LINE OF DEXTER DRIVE; THENCE ALONG SAID SOUTH LINE OF DEXTER DRIVE S.89°31'37"E., 108.50 FEET TO A POINT ON THE EAST LINE OF SAID "ESTATES AT WILLOWBROOK"; THENCE ALONG SAID EAST LINE OF "ESTATES AT WILLOWBROOK" S.00°29'44"W., 69.53 FEET TO THE POINT OF BEGINNING.

STORM SEWER, SURFACE DRAINAGE, & PUBLIC UTILITY EASEMENT

A TWELVE (12) FEET WIDE EASEMENT FOR STORM SEWER, SURFACE DRAINAGE, AND PUBLIC UTILITIES, BEING A PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN IS DESCRIBED AS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156, BEING PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" N.89°13'00"W., 12.00 FEET; THENCE N.00°29'44"E., 69.46 FEET TO A POINT ON THE SOUTH LINE OF DEXTER DRIVE; THENCE ALONG SAID SOUTH LINE OF DEXTER DRIVE S.89°31'37"E., 12.00 FEET TO A POINT ON THE EAST LINE OF SAID "ESTATES AT WILLOWBROOK"; THENCE ALONG SAID EAST LINE OF "ESTATES AT WILLOWBROOK" S.00°29'44"W., 69.53 FEET TO THE POINT OF BEGINNING.

HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Storm Sewer,
Surface Drainage & Public
Utilities Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH,
RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-20-21

REVISED: 9-27-21

DRAWN BY: N.P.R.

**PERMANENT EASEMENT
FOR STORM SEWERS, SURFACE DRAINAGE & PUBLIC UTILITIES**

Sidwell #88-20-24-104-029 (part of)

LANGHAM INVESTMENTS, LLC, a Michigan limited liability company, Grantor(s), whose address is 50215 Schoenherr Road, Shelby Twp, MI 48315 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the **CITY OF TROY**, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grants to the Grantee, the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace **storm sewers, surface drainage and public utilities**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

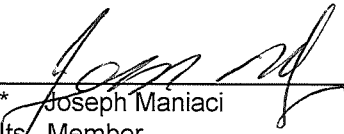
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 1 signature(s) this 28th day of September, 2021.

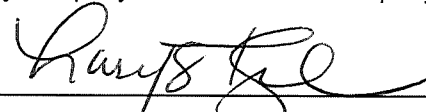
LANGHAM INVESTMENTS, LLC,
a Michigan limited liability company

By  (L.S.)
* Joseph Maniaci
Its. Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 28th day September, 2021, by Joseph Maniaci, Member, of LANGHAM INVESTMENTS, LLC, a Michigan limited liability company on behalf of the company.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland


*
Notary Public, _____ County, Michigan
My Commission Expires on _____
Acting in the County of _____, Michigan

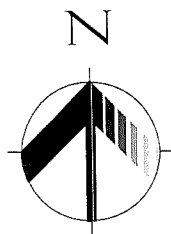
Prepared by:
Larysa Figol, SR/WA,
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

When recorded return to:
City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

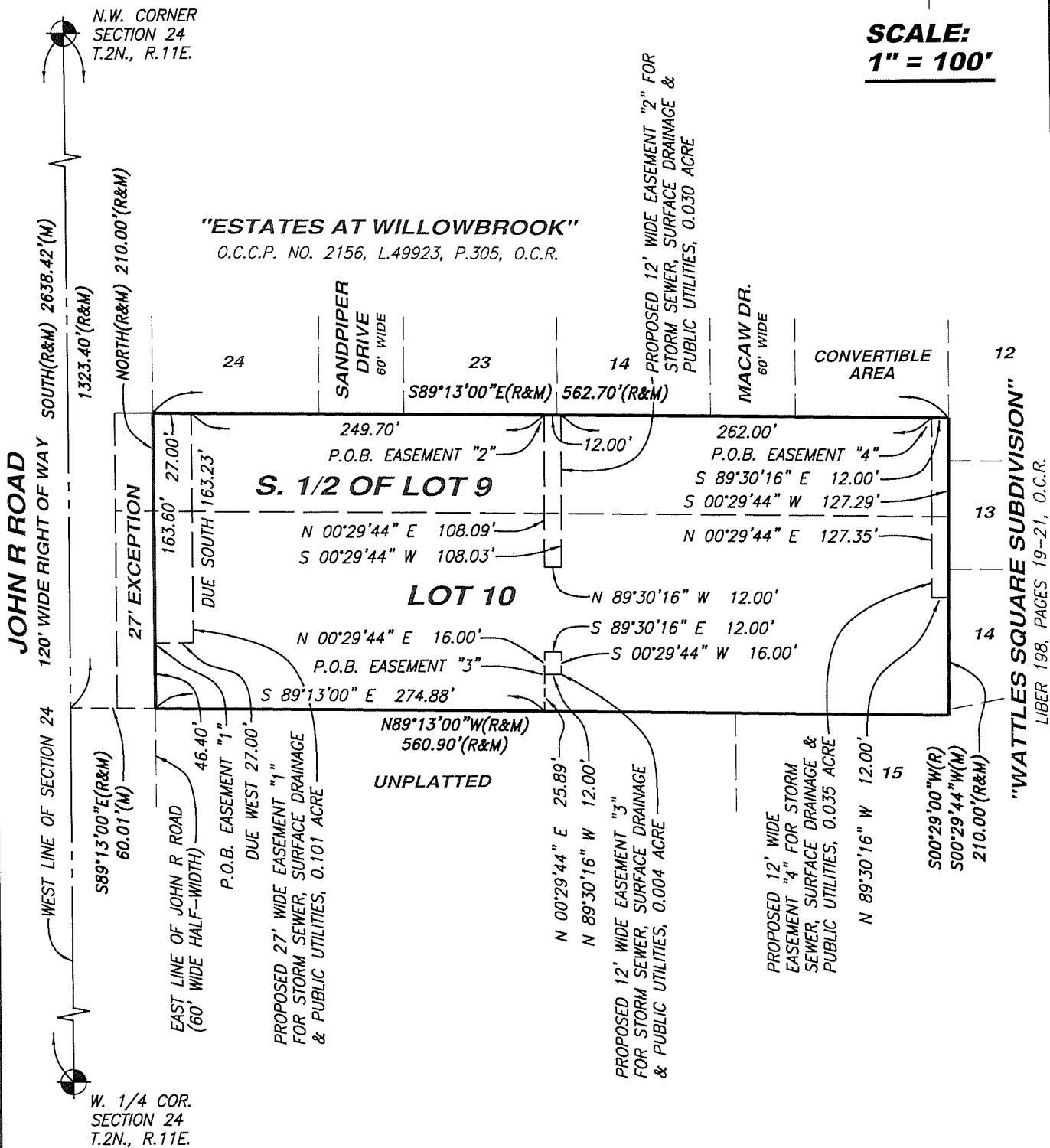
PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

Exhibit A

Page 1 of 3



SCALE:
1" = 100'



HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Storm Sewer,
Surface Drainage & Public
Utilities Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH,
RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED: 9-20-21

DRAWN BY: N.P.R.

Exhibit A

Page 2 of 3

PROPERTY DESCRIPTION

THE SOUTH 1/2 OF LOT 9 AND ALL OF LOT 10, EXCEPT FOR THE WEST 27 FEET OF EACH LOT TAKEN FOR ROAD WIDENING, OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS.

STORM SEWER, SURFACE DRAINAGE, & PUBLIC UTILITY EASEMENT "1"

A TWENTY SEVEN (27) FEET WIDE EASEMENT FOR STORM SEWER, SURFACE DRAINAGE, AND PUBLIC UTILITIES, BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 46.40 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 163.60 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 27.00 FEET; THENCE DUE SOUTH, 163.23 FEET; THENCE DUE WEST, 27.00 FEET TO THE POINT OF BEGINNING. CONTAINING 4,412.28 SQUARE FEET, OR 0.101 OF AN ACRE, MORE OR LESS.

STORM SEWER, SURFACE DRAINAGE, & PUBLIC UTILITY EASEMENT "2"

A TWELVE (12) FEET WIDE EASEMENT FOR STORM SEWER, SURFACE DRAINAGE, AND PUBLIC UTILITIES, BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 276.70 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH LINE OF "ESTATES AT WILLOWBROOK" S.89°13'00"E., 12.00 FEET; THENCE S.00°29'44"W., 108.03 FEET; THENCE N.89°30'16"W., 12.00 FEET; THENCE N.00°29'44"E., 108.09 FEET TO THE POINT OF BEGINNING. CONTAINING 1,296.74 SQUARE FEET, OR 0.030 OF AN ACRES, MORE OR LESS.

HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Storm Sewer,
Surface Drainage & Public
Utilities Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH,
RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED: 9-20-21

DRAWN BY: N.P.R.

Exhibit A

Page 3 of 3

STORM SEWER, SURFACE DRAINAGE, & PUBLIC UTILITY EASEMENT "3"

A TWELVE (12) FEET WIDE EASEMENT FOR STORM SEWER, SURFACE DRAINAGE, AND PUBLIC UTILITIES, BEING PART OF LOT 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE CONTINUING S.89°13'00"E., 274.88 FEET; THENCE N.00°29'44"E., 25.89 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N.00°29'44"E., 16.00 FEET; THENCE S.89°30'16"E., 12.00 FEET; THENCE S.00°29'44"W., 16.00 FEET; THENCE N.89°30'16"W., 12.00 FEET TO THE POINT OF BEGINNING. CONTAINING 192.00 SQUARE FEET, OR 0.004 OF AN ACRE, MORE OR LESS.

STORM SEWER, SURFACE DRAINAGE, & PUBLIC UTILITY EASEMENT "4"

A TWELVE (12) FEET WIDE EASEMENT FOR STORM SEWER, SURFACE DRAINAGE, AND PUBLIC UTILITIES, BEING PART OF LOTS 9 AND 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 550.70 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTH LINE OF "ESTATES AT WILLOWBROOK" S.89°13'00"E., 12.00 FEET TO THE SOUTHEAST CORNER OF SAID "ESTATES AT WILLOWBROOK" AND A POINT ON THE WEST LINE OF "WATTLES SQUARE SUBDIVISION" AS RECORDED IN LIBER 198, PAGES 19-21, OAKLAND COUNTY RECORDS; THENCE ALONG THE WEST LINE OF SAID "WATTLES SQUARE SUBDIVISION" S.00°29'44"W., 127.29 FEET; THENCE N.89°30'16"W., 12.00 FEET; THENCE N.00°29'44"E., 127.35 FEET TO THE POINT OF BEGINNING. CONTAINING 1,527.79 SQUARE FEET, OR 0.035 OF AN ACRE, MORE OR LESS.

HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Storm Sewer,
Surface Drainage & Public
Utilities Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH,
RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRIAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED: 9-20-21

DRAWN BY: N.P.R.

PERMANENT EASEMENT
FOR SANITARY SEWERS

Sidwell #88-20-24-100-014 (part of)

LANGHAM INVESTMENTS, LLC, a Michigan limited liability company, Grantor(s), whose address is 50215 Schoenherr Road, Shelby Twp, MI 48315 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grants to the Grantee, the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace **sanitary sewers**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF


and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed 1 signature(s) this 28th day of September, 2021.

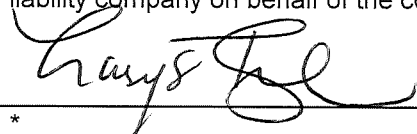
LANGHAM INVESTMENTS, LLC,
a Michigan limited liability company

By  (L.S.)
* Joseph Maniaci
Its: Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 28th day September, 2021, by Joseph Maniaci, Member, of LANGHAM INVESTMENTS, LLC, a Michigan limited liability company on behalf of the company.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland


* Notary Public, _____ County, Michigan
My Commission Expires on _____
Acting in the County of _____, Michigan

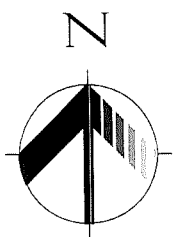
Prepared by:
Larysa Figol, SR/WA,
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

When recorded return to:
City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

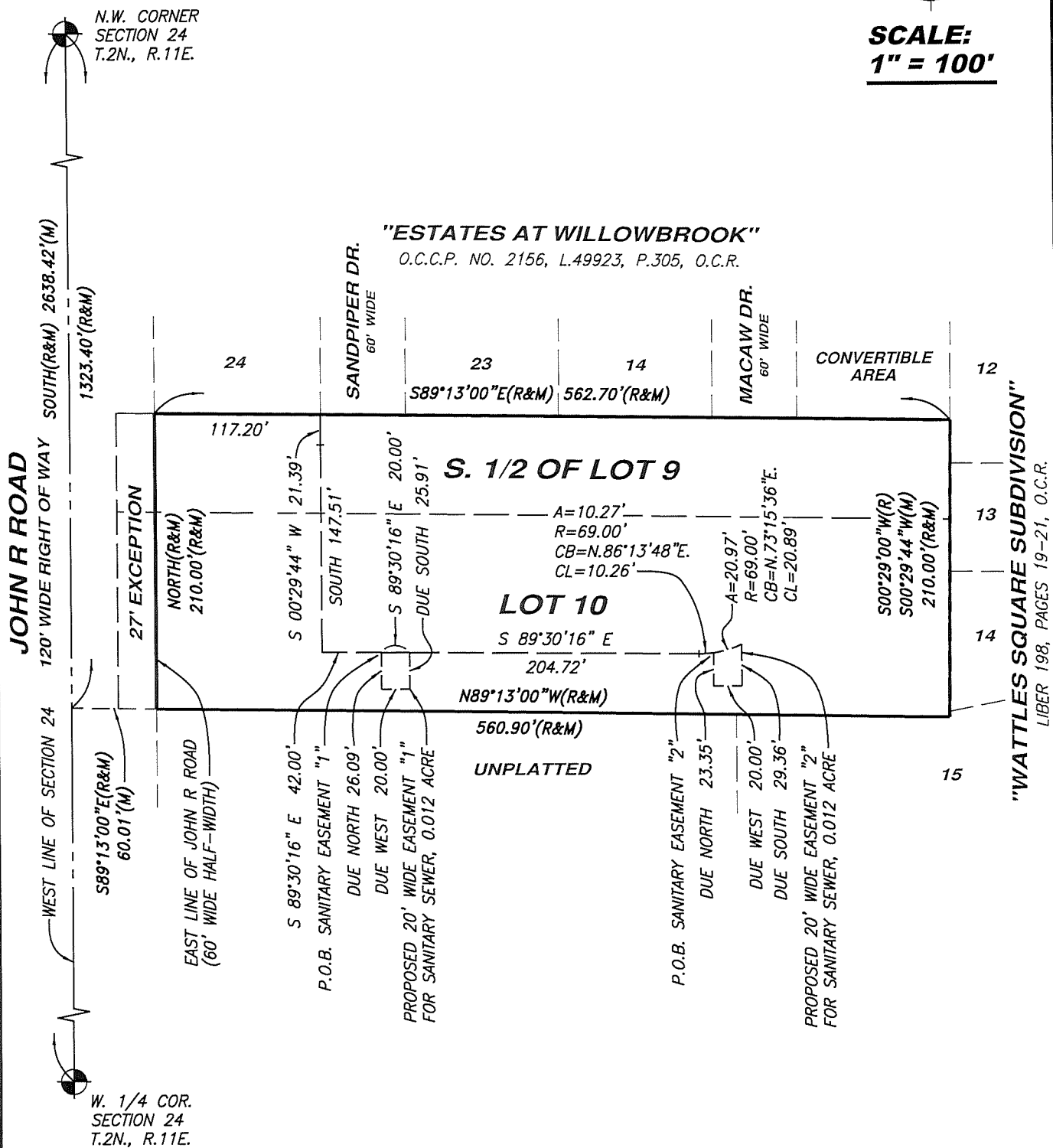
PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

Exhibit A

Page 1 of 2



SCALE:
1" = 100'



HORIZON
ENGINEERING LLC

CIVIL ENGINEERING, SITE PLANNING & LAND DEVELOPMENT CONSULTING

P.O. Box 182158, Shelby Township, Michigan 48318
Phone 586.453.8097 Fax 586.580.0053

PROJECT:

**Proposed Sanitary Sewer
Easements for
"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24,
TOWN 2 NORTH, RANGE 11 EAST,
CITY OF TROY, OAKLAND COUNTY, MICHIGAN

CLIENT:

MR. JOSEPH MANIACI
MONDRAN PROPERTIES, LLC
50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED:

DRAWN BY: N.P.R.

Exhibit A

Page 2 of 2

PROPERTY DESCRIPTION

THE SOUTH 1/2 OF LOT 9 AND ALL OF LOT 10, EXCEPT FOR THE WEST 27 FEET OF EACH LOT TAKEN FOR ROAD WIDENING, OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS.

SANITARY EASEMENT "1"

A TWENTY (20) FEET WIDE EASEMENT FOR SANITARY SEWER, BEING PART OF LOT 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 117.20 FEET; THENCE S.00°29'44"W., 21.39 FEET; THENCE DUE SOUTH, 147.51 FEET; THENCE S.89°30'16"E., 42.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S.89°30'16"E., 20.00 FEET; THENCE DUE SOUTH, 25.91 FEET; THENCE DUE WEST, 20.00 FEET; THENCE DUE NORTH, 26.09 FEET TO THE POINT OF BEGINNING. CONTAINING 520.00 SQUARE FEET, OR 0.012 OF AN ACRE, MORE OR LESS.

SANITARY EASEMENT "2"

A TWENTY (20) FEET WIDE EASEMENT FOR SANITARY SEWER, BEING PART OF LOT 10 OF "SUPERVISOR'S PLAT NO. 19", PART OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 11 EAST, TROY TOWNSHIP (NOW CITY OF TROY), OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 6 OF PLATS, PAGE 49 OF OAKLAND COUNTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 24; THENCE DUE SOUTH ALONG THE WEST LINE OF SAID SECTION 24 1323.40 FEET; THENCE S.89°13'00"E., 60.01 FEET ALONG THE SOUTH LINE OF SAID LOT 10 AND THE EXTENSION THEREOF TO A POINT ON THE EAST LINE OF JOHN R ROAD (60 FEET WIDE HALF-WIDTH); THENCE ALONG SAID EAST LINE OF JOHN R ROAD DUE NORTH, 210.00 FEET TO THE SOUTHWEST CORNER OF "ESTATES AT WILLOWBROOK", OAKLAND COUNTY CONDOMINIUM PLAN NO. 2156; THENCE ALONG THE SOUTH LINE OF SAID "ESTATES AT WILLOWBROOK" S.89°13'00"E., 117.20 FEET; THENCE S.00°29'44"W., 21.39 FEET; THENCE DUE SOUTH, 147.51 FEET; THENCE S.89°30'16"E., 266.72 FEET; THENCE 10.27 FEET ALONG A CURVE CONCAVE TO THE NORTH OF RADIUS 69.00 FEET WHOSE CHORD BEARS N.86°13'48"E., 10.26 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING 20.97 FEET ALONG A CURVE CONCAVE TO THE NORTH OF RADIUS 69.00 FEET WHOSE CHORD BEARS N.73°15'36"E., 20.89 FEET; THENCE DUE SOUTH, 29.36 FEET; THENCE DUE WEST, 20.00 FEET; THENCE DUE NORTH, 23.35 FEET TO THE POINT OF BEGINNING. CONTAINING 516.04 SQUARE FEET, OR 0.012 OF AN ACRE, MORE OR LESS.

HORIZON
ENGINEERING LLC

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PROJECT:

**Proposed Sanitary Sewer
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"Estates at Willowbrook No. 2"**

PART OF THE NORTHWEST 1/4 OF SECTION 24,
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CLIENT:

MR. JOSEPH MANIACI
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50215 SCHOENHERR RD.
SHELBY TWP., MI 48315
(586) 726-7340

JOB NO: 15-073

DATE: 9-1-21

REVISED:

DRAWN BY: N.P.R.



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Date: October 18, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director
William J. Huotari, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Permanent Easement from Bevan and Ann Marie Perkowski, Sidwell #88-20-15-352-040

History

The City of Troy received a permanent easement for storm sewers and surface drainage from Bevan and Ann Marie Perkowski, owners of the property having Sidwell #88-20-15-352-040. The parcel is located in the southwest ¼ of Section 15, on Leetonia Drive, east of Livernois Road.

Financial

The consideration amount on this document is \$1.00.

Recommendation

City Management recommends that City Council accept the attached permanent easement consistent with our policy of accepting easements for improvement purposes.



Notes:

Perkowski, Bevan & Ann Marie
Storm Sewers & Surface
Drainage
Sidwell #88-20-15-352-040



**PERMANENT EASEMENT
FOR STORM SEWERS AND SURFACE DRAINAGE**

Sidwell #88-20-15-352-040 (part of)


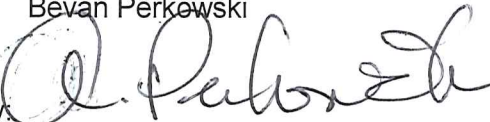
Bevan Perkowski and Ann Marie Perkowski, whose address is 55 Leetonia Drive, Troy, MI, 48085 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the **CITY OF TROY**, a Michigan municipal corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, 48084 grants to the Grantee the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace **storm sewers and surface drainage**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

The East 6 feet and the North 10 feet of the East ½ of Lot 80 of McCormick & Lawrence Little Farms Subdivision, as recorded in Liber 20 of Plats, Page 30, Oakland County Records.

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof. The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

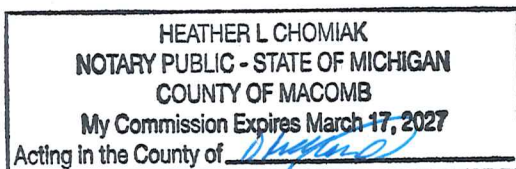
This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.


IN WITNESS WHEREOF, the undersigned hereunto affixed their signature(s)
this 13th day of October, 2021.

By:  (L.S.)
Bevan Perkowski
By:  (L.S.)
Ann Marie Perkowski

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 13th day of October, 2021, by Bevan Perkowski and Ann Marie Perkowski, husband and wife.




* Heather L. Chomiak
Notary Public, Macomb County, Michigan
My Commission Expires 03/17/2027
Acting in Oakland County, Michigan

Prepared by: B. Perkowski
65 Leetonia
Troy, MI 48085

Return to: City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

A meeting of the Global Troy Advisory Committee was held on September 9, 2021 in the Council Boardroom located at 500 W. Big Beaver, Troy, MI 48084. in compliance with physical-place and physical-presence requirements of the Open Meetings Act in order to allow electronic meetings.

1.) Call to Order

The meeting was called to order at 6:08 p.m.

2.) Roll Call

Present: **Lisa Bica-Grodsky**
 MiVida Burrus
 Nas Mohideen
 Daniela Natcheva
 Sharanya Swaminathan (Student Representative)
 Allison Liu (Student Representative)
 Carolina Noguez Ortiz
 Tom Zhou

Absent: **Ethan Baker**
 Awni Fahkoury
 Suneel Sekhri

Also present: **Sarah Ames, Staff Liaison / Recording Secretary**

3.) Consent Agenda

A. Minutes from the August 11, 2021 Regular Meeting

Resolution # GT – 2021-9-01

Moved by: Lisa Bica-Grodsky
Seconded by: Carolina Noguez-Ortiz

RESOLVED, that the Minutes of the August 11, 2021 meeting be approved as amended.

Yeas: - 6 -
Nays: None
Absent: - 3 -

4.) Regular Business

A. Guest Conversation

- Olivia Olsen new head of community engagement and the push this year is to make the library more accessible. There is a handout of resources for language access that are accessible to the residents of Troy.
- The group discussed the various resources that are provided from the library.
- Staff Liaison Ames talked about how the group would love to hear more about what the library is doing and ways to work together.
- Student Representative Liu noted that it would be helpful for the Committee to work with the library to translate legal documents.
- Olivia Olsen stated that if GTAC has any translation services it would be helpful.
- Committee Member Natcheva noted that the group can give you a list of places to distribute these resources.
- Committee Member Noguez-Ortiz asked Olivia if the exhibitions that were previously in the library are still allowed. She mentioned that utilizing exhibitions would allow everyone to see information on different cultural events or celebrations.
- Olivia Olsen said that we can look into doing that.
- Committee Member Noguez-Ortiz noted that the library is a high trafficked place and I think it would be beneficial for the Committee to utilize the exhibitions, if possible.
- Committee Member Natcheva suggested that the group members get their communities to help set up for the exhibition.
- The group will coordinate with Olivia Olsen for different exhibitions and events.

B. Discuss/develop a 3-year plan

- MiVida, we played with the idea that we would like to focus on what we want to do each month. We can't focus on everything so how do we encompass everyone at the table and community. I am a fan of start small and grow, we can't focus on every culture and then we can incorporate different cultural events each time. Ex: we highlighted BHM in Feb 2021, what else could we highlight next February.
- The group discussed the focuses for the first year
 - Year 0:
 - Q4: Winter Sweet Treats video
 - (highlight Hispanic Heritage Month)
 - Year 1:

Q1: Jan, Feb, March- Major focus Chinese New Year (Lunar New Year) February 1, 2022

- (highlight BHM)
- (highlight Passover)
- (highlight Holocaust Remembrance Day)

Q2: April, May, June- Major focus Indigenous People's month

Q3:

Q4:

- Student Representative Swaminathan asked if there was a blog or news organization/press to commemorate and bring awareness to GTAC events.
- The group decided to highlight a Winter Sweet treats event highlighting different, but focus primarily on February 2022 Chinese New Year.
- Student Representative Liu suggested that cookies from different areas be highlighted for the Winter Sweet Treats event.
- Committee Member Burrus noted that the group is needing to reach out to people about their winter holiday tradition focused on a sweet treat. Communities can all be represented.
- Student Representative Swaminathan will coordinate a filming of the Diwali sweet treats video.
- Staff Liaison Ames will send out video guidelines. Videos need to be sent along with any images to the google drive folder Staff Liaison Ames will send out.
- The group will be holding subcommittees for each of the quarterly events and the events group will keep up with the subcommittees.
- Staff Liaison Ames will reach out to Stephanie with the City Manager's Office to help with the posting for the event.

C. International Day Discussion

- The Committee discussed final event details that needed to be attended to.

5.) Other Business

6.) Public Comment

None.

7.) Adjourn

The meeting was adjourned at 7:31 p.m.



Ethan Baker, Chairperson



Sarah Ames, Staff Liaison / Recording Secretary



500 West Big Beaver
Troy, MI 48084
troymi.gov

M-02a

CITY COUNCIL AGENDA ITEM

Date: October 19, 2021

To: Mark F. Miller, City Manager

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

Subject: APPLICATION TO DE-LIST 54 E. SQUARE LAKE ROAD

The owner of 54 E. Square Lake Road submitted an Application to De-List an Historic Property. The property is listed as a historic property in the City's Historic Preservation Ordinance (Chapter 13).

Chapter 13 specifies the process for de-listing (see attached checklist). The Historic District Study Committee (HDSC) reviewed the Preliminary Report at a meeting on October 5, 2021 and recommended de-listing of the property. The next step is to transmit the Preliminary Report to City Council, the Planning Commission, the Historic District Commission, the Michigan Historical Commission and the State Historic Preservation Review Board for review and comment.

The Preliminary Report is attached as an informational item. This item will be back before City Council for consideration following a 60-day review period and the HDSC public hearing.

City Council action is not required for this item at this time.

Attachments:

1. Map
2. Checklist to Delist a Historic Resource
3. Minutes (draft) from October 11, 2021 Historic District Study Committee meeting
4. Preliminary Report to De-List 54 E. Square Lake Road



297 0 149 297 Feet



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.

CHECKLIST TO DELIST A HISTORIC RESOURCE

The following are the steps required to delist a historic resource in Troy, as per Chapter 13 Historic Preservation:

Applicant submits a complete Application to Delist a Historic Resource to the City of Troy Planning Department.

Historic District Study Committee (HDSC) is appointed to complete the following steps:

HDSC prepares a Preliminary Report, including photo inventory that indicates one of the following reasons for de-listing:

1. The historic district has lost those physical characteristics that enabled establishment of the district
2. The historic district was not significant in the way previously defined
3. The historic district was established pursuant to defective procedures

Transmit the Preliminary Report to the Historic District Commission, The Michigan Historical Commission and the State Historic Preservation Review Board, Planning Commission and City Council

The Planning Department shall schedule a public hearing with the HDSC not less than sixty (60) days after the Preliminary Report is on the City Council agenda as an informational item.

The Planning Department shall mail the property owner via first class mail a written notice of the public hearing, not less than fourteen (14) days prior to the public hearing.

After the public hearing, the HDSC shall prepare a Final Report with the recommendations of Planning Commission and transmit the Final Report to City Council

City Council may consider an amendment to Chapter 13 which modifies or eliminates one or more of the historic districts.

Council approves and property owner notified

The Historic District Study Committee meeting began at 5:30 pm p.m. on October 5, 2021, in Niles-Barnard House, Troy Historic Village.

1. ROLL CALL

Present:

Barb Chambers
Timothy McGee
Kent Voigt

Also Present:

R. Brent Savidant, Community Development Director
Renis Nushaj, Applicant

2. APPROVAL OF AGENDA

Moved by: Voigt
Seconded by: McGee

RESOLVED, To approve the Agenda as prepared.

Yes: All present (3)

MOTION CARRIED

3. APPROVAL OF MINUTES

Moved by: Voigt
Seconded by: McGee

RESOLVED, To approve minutes of July 19, 2021, as presented.

Yes: All present (3)

MOTION CARRIED

4. PUBLIC HEARING – PRELIMINARY REPORT, APPLICATION TO DE-LIST A HISTORIC PROPERTY – 54 E SQUARE LAKE

Mr. Savidant presented the Preliminary Report to De-List 54 E Square Lake Road.

General discussion followed.

The integrity of the property is non-compliant to historical resource standards and the historic character has been eliminated. For this reason the Committee supports de-listing.

Moved by: Voigt
Seconded by: McGee

RESOLVED, The Historic District Study Committee hereby approves the Preliminary Report to De-List 54 E. Square Lake.

BE IT FURTHER RESOLVED, The Historic District Study Committee hereby requests that the Planning Department transmit copies of the Preliminary Report to City Council, the Planning Commission, the Historic District Commission, the Michigan Historical Commission and the State Historic Preservation Review Board, and any additional review body required by the State Historic Preservation Officer.

BE IT FINALLY RESOLVED, The Historic District Study Committee hereby requests the Planning Department to schedule a public hearing not less than sixty (60) days after the transmittal of the report to the above listed organizations.

Yes: All present (3)

MOTION CARRIED

5. PUBLIC COMMENT

There was no one present who wished to speak.

Chairperson Chambers adjourned the meeting at 6:01 pm

G:\Historic District Study Committee\54 E Square Lake\Minutes\HDSC Minutes 2021 10 05 Draft.docx

PRELIMINARY REPORT
HISTORIC DISTRICT STUDY COMMITTEE
APPLICATION TO DE-LIST 54 E. SQUARE LAKE ROAD, TROY MICHIGAN 48085

Michigan SHPO Architectural Properties Identification Form

Property Overview and Location

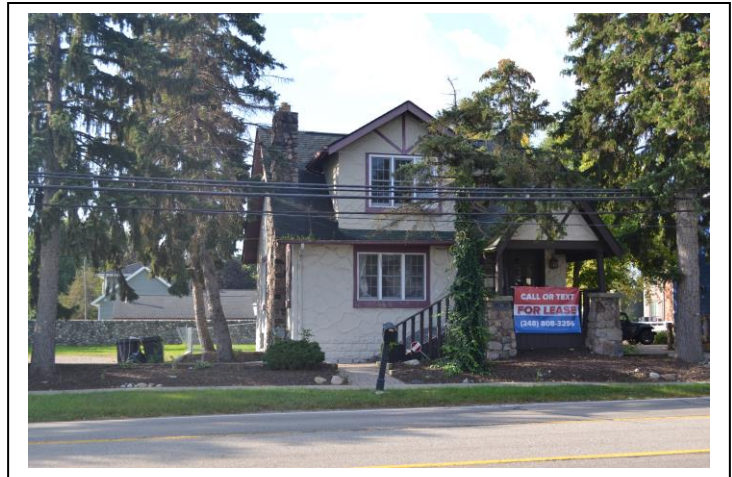


| | | | | | |
|---|---|---------------------------------------|---------------------------------------|---|-----------------------------------|
| Street Address | 54 E. Square Lake Road | | | | |
| City/Township, State, Zip Code | Troy, Michigan 48085 | | | | |
| County | Oakland | | | | |
| Assessor's Parcel # | 88-20-10-101-003 | | | | |
| Latitude/Longitude (to the 6 th decimal point) | Lat: 42.606464 | Long: 83.148630 | | | |
| Ownership | Private <input checked="" type="checkbox"/> | Public-Local <input type="checkbox"/> | Public-State <input type="checkbox"/> | Public-Federal <input type="checkbox"/> | Multiple <input type="checkbox"/> |

Property Type

(Insert primary photograph below.)

| | |
|--|------------------------------------|
| Building <input checked="" type="checkbox"/> select sub-type below | Structure <input type="checkbox"/> |
| Commercial <input checked="" type="checkbox"/> | Object <input type="checkbox"/> |
| Residential <input checked="" type="checkbox"/> | |
| Industrial <input type="checkbox"/> | |
| Other <input type="checkbox"/> | |



Architectural Information

| | |
|-------------------------|---|
| Construction Date | c. 1910-1915 |
| Architectural Style | |
| Building Form | Square |
| Roof Form | Gable |
| Roof Materials | Asphalt Shingle |
| Exterior Wall Materials | Stucco |
| Foundation Materials | Masonry block |
| Window Materials | Vinyl |
| Window Type | Double-hung |
| Outbuildings | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Number/Type: | |

Eligibility

| | | | | |
|--|---|---|--------------------------------------|--|
| Individually Eligible | Criterion A <input type="checkbox"/> | Criterion B <input type="checkbox"/> | Criterion C <input type="checkbox"/> | Criterion D <input type="checkbox"/> |
| Criteria Considerations: | a. <input type="checkbox"/> b. <input type="checkbox"/> c. <input type="checkbox"/> d. <input type="checkbox"/> e. <input type="checkbox"/> f. <input type="checkbox"/> g. <input type="checkbox"/> | | | |
| Component of a Historic District | Contributing to a district <input checked="" type="checkbox"/> | Non-contributing to a district <input type="checkbox"/> | Historic District Name | 54 E. Square Lake Road |
| Not Eligible <input type="checkbox"/> | | | | |
| Area(s) of Significance | Unknown | | | |
| Period(s) of Significance | c. 1910-1915 | | | |
| Integrity – Does the property possess integrity in all or some of the 7 aspects? | | | | |
| Location <input type="checkbox"/> | Design <input checked="" type="checkbox"/> | Materials <input type="checkbox"/> | Workmanship <input type="checkbox"/> | Setting <input type="checkbox"/> Feeling <input type="checkbox"/> Association <input type="checkbox"/> |
| General Integrity: | Intact <input type="checkbox"/> | Altered <input checked="" type="checkbox"/> | Moved <input type="checkbox"/> | Date(s): |
| Historic Name | N/A | | | |
| Current/Common Name | 54 E. Square Lake Road | | | |
| Historic/Original Owner | Unknown | | | |
| Historic Building Use | Residential | | | |
| Current Building Use | Commercial – Vacant | | | |
| Architect/Engineer/Designer | Unknown | | | |
| Builder/Contractor | Unknown | | | |

| | | | | | |
|-------------|----------|-------------|------------------|-----------------|--|
| Survey Date | 9-9-2021 | Recorded By | Dawn A. Bilobran | Agency Report # | |
|-------------|----------|-------------|------------------|-----------------|--|

| | | | |
|-------------------|--------------------------|-------|--|
| For SHPO Use Only | SHPO Concurrence?: Y / N | Date: | |
|-------------------|--------------------------|-------|--|

Narrative Architectural Description

Provide a detailed description of the property, including all character-defining features and any accessory resources. This is required for all properties.

See continuation sheet.

History of the Resource

Provide information on previous owners, land use(s), and construction and alteration dates in a narrative format. This is required for all intensive level surveys, NRPQs, and nominations, and recommended for other identification efforts.

See continuation sheet.

Statement of Significance/Recommendation of Eligibility

Provide a detailed explanation of the property's eligibility for the National Register. Include an evaluation under at least one of the four National Register Criteria and one Area of Significance. Include a discussion of the seven aspects of integrity, and make a recommendation about eligibility. This is required for all properties.

See continuation sheet.

References

List references used to research and evaluate the individual property. For NRPQ's include copies of key documents.

See continuation sheet.

54 E. Square Lake Road - Architectural Properties Identification Form Continuation Sheet

Narrative Architectural Description

Provide a detailed description of the property, including all character-defining features and any accessory resources. This is required for all properties.

54 E. Square Lake Road is one and a half story building with a side-gable roof with projecting eaves. It is constructed on a raised foundation of rusticated concrete block. The building has a square footprint and is positioned near the northern lot line facing Square Lake Road. It was originally constructed as a residence.

A projecting front porch is positioned at western end of the front façade, covered by a steeply pitched front gable roof decorated with wooden boards to convey half-timbering. The porch roof supported by wooden posts above tapered piers covered in split field stone. The entry is accessed via a raised porch with wooden stairs parallel to the front elevation. On the first floor of the façade, three double-hung six-over-six windows are positioned to the left of the front porch and entry. On the second floor, a gabled dormer is punctuated by three six-over-six double-hung windows. Windows on all four elevations are surrounded with flat wood trim.

The façade is embellished with English Tudor Revival elements to elevate the Bungalow style building. Front facing gables are decorated with boards to mimic half-timbering and have protruding open eaves edged with oversize wood boards. Exterior walls are finished in a faux stucco replicating a rustic stone and mortar pattern. The chimney is finished in the same split stone treatment as the front porch piers.

At the rear elevation, a secondary entry to the first floor is accessed via a set of wood stairs and ramp. Entry to the building's second floor is gained via an enclosed exterior stairway with three square fixed window openings. The shed dormer and stairway are faced with vertically oriented painted wood boards.

History of the Resource

Provide information on previous owners, land use(s), and construction and alteration dates in a narrative format

54 East Square Lake Road is located in the City of Troy in Oakland County Michigan. Square Lake Road runs east and west between Pine Lake Country Club in West Bloomfield and terminating at Van Dyke Avenue and the Clinton River in Sterling Heights, Michigan. It alternates between a two lane and four lane roadway, occasionally with center turn lanes to accommodate traffic patterns. Square Lake Road is named 19 Mile Road east of John R Road. Historically at Troy Corners Square Lake Road was called Troy Road and Livernois Road was also known as Main Street.

The land commonly known as 54 E. Square Lake Road was constructed was originally territory of the Anishinabewaki, Potawatomi and Mississauga tribes. In 1821, New York native Johnson Niles purchased a 160 acre tract in the northwest part of Section 9 from the United States government. Troy Township is formally established in 1827 and in 1838 Johnson Niles platted sixteen blocks in Sections 4, 9, and 10 to form the Village of Hastings, including the property commonly known as 54 E. Square Lake Road in Section 10. A 1872 map indicates the Niles family owed the majority land surrounding Troy Corners in Sections 4, 9, and 10 however by 1896 land ownership has been greatly diversified amongst a number of families and individuals. Ownership information for 54 E. Square Lake Road is not included in the historic maps.

There are no records in the Troy Historical Commission archives to indicate the year built, architect, builder, or original owner for 54 E. Square Lake Road. It is estimated the building was constructed between 1910 and 1915. City of Troy assessor records assign 1915 as the year of construction. In

September 1926, Supervisor's Plat No. 7 was approved by Troy Township and 54 E. Square Lake was assigned Lot 26.

City of Troy records reveal that the resource has undergone multiple exterior and interior alterations. In 1965 a change of occupancy from residential to commercial use was approved and it is at this time the building is connected to utility gas service. In 1973 a change of occupancy was again sought from residential to commercial use and alterations included a new roof, mechanical and electrical upgrades, repairs to the front porch and stairs and refinishing of interior ceilings and walls. In 1979 major improvements included grading and installation of gravel parking lot, new first floor restroom and the addition of a new wooden ramp and porch railings at the primary entry. In 1988 a six foot high masonry screening wall was erected to provide a barrier between neighbors and the business use of the property.

After 54 E. Square Lake Road was converted from residential to commercial use, retail operations have dominated the businesses located at the building, with the majority focused in the antique, floral and gift genres. The historic buildings of Troy Corners that were converted into commercial use were dominated by small antique shops for several decades and the following businesses were located at 54 East Square Lake Road: Horse's Mouth Antiques & Gifts (1960s); Acorn Antiques & Gifts (1980s); Schaefer Florist, Inc. (1990s); Sense of Thyme Herbs (2000s). Later businesses included a real estate firm and State Farm insurance brokerage.

Statement of Significance/Recommendation of Eligibility

Provide a detailed explanation of the property's eligibility for the National Register. Include an evaluation under at least one of the four National Register Criteria and one Area of Significance. Include a discussion of the seven aspects of integrity, and make a recommendation about eligibility. This is required for all properties.

The resource at 54 E. Square Lake Road is designated as an individual historic district under City of Troy Code Chapter 13. A review of building records, Troy Historical Commission designation and survey files and Troy Historical Village archives revealed no information regarding the individual significance, original owner or year built for 54 E. Square Lake Road. There is no indication the building or any below-ground resources were researched or examined further prior to the listing 54 E. Square Lake Road as an individual historic district. The site in question was included in a listing of existing properties nominated for designation by member Dorothy Scott for the Troy Historical Commission in the early 1970s. The listing criteria was most likely only established due to the building's age, exceeding the 50-year historic designation threshold at time of survey. To a lesser degree, significance was likely derived due to proximity and association with the second wave of development that took place between 1900-1930 at Troy Corners.

In 1955, Troy Township became the thirty-three square mile City of Troy and suburban population swells paired with the advanced age of the buildings created an environment ripe for expansion. Aerial photographs of the land immediately surrounding Livernois and Square Lake Roads taken between 1949 and 2020 reveal a consistent pattern of development, resulting in the removal of architectural and agricultural resources significant in their connection to the nineteenth and twentieth century community development of Troy. The church and parsonage originally sited west of 54 E. Square Lake Road was relocated to the Troy Historical Village in 2003, joining a blacksmith shop moved from the northwest corner of Livernois and Square Lake Roads in 1978. Where resources are no longer extant, land reuse includes both new commercial construction and parcels void of development. In 2020, the Michigan State Historic Preservation Office advised the removal of a Michigan Historical Site marker for Troy Corners due to the loss of integrity, namely a lack of existing resources providing tangible connections to the 1820s settlement. The context originally provided by its location at time of listing has been altered to a degree where integrity is lost.

The setting at 54 E. Square Lake Road has changed over time with the removal of trees and growth, addition of a masonry wall along the southern lot line and grading to construct a gravel parking lot for

commercial customers. There are no outbuildings on the property. A modern chain-link fence separates the gravel parking lot from a grassed area behind the building. Immediately west of 54 E. Square Lake is 46 E. Square Lake Road, an individual historic district listed without a year of construction in the Troy Historical Commission documents but likely built prior to 1900. In the view of the resource is the intersection of Square Lake and Livernois Roads, a modern bank and a modern one-story masonry block convenience store and vacant parcels are visible.

While 54 E. Square Lake Road does demonstrate the Bungalow architectural style, it does not prove significant in construction methods or level of workmanship nor a connection to an important person or event. There is no information regarding an architect or builder in historical records. Original materials and configurations have been replaced and altered over time, including replacement vinyl windows, new entries and new porch railings and stairs.

While the individual historic district at 54 E. Square Lake Road is identifiable as a historic building, it does not convey a particular sense of time or significance due to the alteration of the materials and setting. The resource at 54 E. Square Lake Road is not individually eligible for the National Register of Historic Places due to a lack of demonstrated integrity and significance. Any association with the evolution of Troy Corners from agricultural crossroads to suburban intersection is depleted due to a lack of extant historic resources at this location, and no longer supports a connection to the founding or community development of the City of Troy. The previous density of Troy Corners has been eroded in favor of commercial development and thus the building's association with its evolution is also eroded and the resource and setting have been altered to a point that integrity is confused or compromised. As a result, it is recommended that the City of Troy approve the request to delist the resource located at 54 E. Square Lake Road.

References

- Campbell, Loraine, Ed. Troy: A City from the Corners. Charleston S.C., Arcadia: 2004.
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- McAlester, Virginia Savage. A Field Guide to American Houses. New York, Random House: 1984.
- Seeley, Thaddeus D. History of Oakland County Michigan, Vol. 1., Chicago, Lewis Publishing Co.: 1912.
- State of Michigan Department of Licensing and Regulatory Affairs, Subdivision Plat Records, https://www.michigan.gov/lara/0,4601,7-154-89334_10575_17394_17565-46660--,00.html. Accessed September 12, 2021.
- Troy Historical Village <https://www.troyhistoricvillage.org/>. Accessed September 9, 2021.
- Troy Historical Commission Records, Series I: Box 1. Troy Historic Village Institutional History Collection, Troy Historical Village, Troy, MI.
- Troy Township 1838 survey by Bela Hubbard. <https://www.ocphs.org/wp-content/uploads/2020/05/20-2N11E-Troy-Township-scaled.jpg>. Accessed September 9, 2021.
- Troy Township 1872 map. <https://cms6.revize.com/revize/troymi/departments/maps/1872.pdf>. Accessed September 9, 2021.
- Troy Township 1896 map. <https://cms6.revize.com/revize/troymi/departments/maps/1896.pdf>. Accessed September 9, 2021.
- Troy Township 1906 map. <https://cms6.revize.com/revize/troymi/departments/maps/1906.pdf>. Accessed September 9, 2021.
- Troy Township 1916 map <https://cms6.revize.com/revize/troymi/departments/maps/1916.pdf>. Accessed September 9, 2021.

54 E. Square Lake Road – Exterior Photographs



Front façade, image taken facing south - 09-08-21



East elevation, image taken facing west - 09-08-21



Rear elevation, image taken facing north - 09-08-21



West elevation, image taken from neighboring property facing southeast - 09-08-21



Setting along E. Square Lake Road, image taken facing southeast - 09-08-21



Setting along E. Square Lake Road, image taken facing southwest, intersection of Livernois Road is visible at far right - 09-08-21

**STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION
NOTICE OF HEARING
FOR THE CUSTOMERS OF
CONSUMERS ENERGY COMPANY
CASE NO. U-21131**

- Consumers Energy Company requests Michigan Public Service Commission's approval of criteria for the formation of a Legally Enforceable Obligation under the Public Utility Regulatory Policies Act of 1978 and for other relief.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, MI 49201, (517) 788-0550 for a free copy of its application. Any person may review the documents at the offices of Consumers Energy Company.
- A pre-hearing will be held:

DATE/TIME: **Wednesday, October 27, 2021 at 10:00 AM**

BEFORE: **Administrative Law Judge Martin Snider**

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 Consumers Energy Company's September 1, 2021 application requesting the Commission to: 1) grant approval of Consumers Energy Company's proposal to adopt minimum Legally Enforceable Obligation criteria and continue the current Legally Enforceable Obligation determination process of assessing each qualifying facilities (QF) project on a case-by-case basis; 2) in the alternative, grant approval of the Consumers Energy Company's proposed Legally Enforceable Obligation criteria and process for determining a Legally Enforceable Obligation; 3) grant approval of Consumers Energy Company's proposed process for the abrogation of a Legally Enforceable Obligation; and 4) grant Consumers Energy Company other and further 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 October 20, 2021. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy Company's Legal Department – Regulatory Group, One Energy Plaza, Jackson, MI 49201.

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-21131. 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 Consumers Energy Company's application may be reviewed on the Commission's website at: michigan.gov/mpscedockets, and at the office of Consumers 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.

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.; 1982 PA 304, as amended by 1987 PA 81, MCL 460.6h et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and Parts 1 & 4 of the Michigan Office of Administrative Hearings and Rules, Mich. Admin Code, R 792.10106 and R 792.10401 through R 792.10448; and PL 95-617, 92 STAT 3117; and 18 CFR 292 et. seq.

**THE MICHIGAN PUBLIC SERVICE COMMISSION MAY
APPROVE, REJECT, OR AMEND PROPOSALS MADE BY
CONSUMERS ENERGY.**