

Pastor Steven Conway from Troy Seventh Day Adventist Church 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 May 23, 2022, 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
- Theresa Brooks
- Rebecca A. Chamberlain-Creanga
- Ann Erickson Gault
- David Hamilton
- Ellen Hodorek

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Service Commendation for Fire Chief Richard “Chuck” Riesterer

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 No Public Hearings

F. PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

Michelle Pallas	Commented on Item O-02d and N-01
Justine Galbraith	Commented on Item N-01

G. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT FOR ITEMS ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:**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 – None; b) City Council Nominations – None

a) **Mayoral Nominations: None**

b) **City Council Nominations: None**

I-3 Request for Closed Session

Resolution #2022-05-070

Moved by Baker

Seconded by Brooks

BE IT RESOLVED, That Troy City Council **SHALL MEET** in Closed Session, as permitted by MCL 15.268 (1)(e) – *Grier v. Troy et. al.*, and MCL 15.268 (1)(e) - *Darling v City of Troy and Miller*.

Yes: All-7

No: None

MOTION CARRIED

I-4 Business Community Engagement and Priority Assessment (*Introduced by: Robert J. Bruner, Assistant City Manager*)

The Meeting **RECESSED** at 7:55 PM.

The Meeting **RECONVENED** at 8:01 PM.

J. CONSENT AGENDA:

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

Resolution #2022-05-071-J-1a

Moved by Abraham

Seconded by Chamberlain-Creanga

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

Yes: All-7
No: None

MOTION CARRIED

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

J-2 Approval of City Council Minutes

Resolution #2022-05-071-J-2

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

- a) City Council Minutes-Draft – May 9, 2022

J-3 Proposed City of Troy Proclamations:

Resolution #2022-05-071-J-3

- a) Certificate of Recognition and Congratulations to Athens High School 2021-2022 Junior Varsity and Varsity Winter Guard Teams

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 4: State of Michigan MiDeal Purchasing Cooperative – EOC and Training Center A/V Upgrades**

Resolution #2022-05-071-J-4a

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract for the Audio and Video Upgrades at the Troy Emergency Operations Center and Fire and Police Training Center to *Smart Homes Inc of Mason, MI*, as detailed in the attached quote per the MiDEAL Cooperative Purchasing Contract #190000001422 for an estimated total cost of \$39,504.24, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; not to exceed budgetary limits.

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

- b) **Standard Purchasing Resolution 3: Exercise Renewal Option – General Consulting Engineering Services**

Resolution #2022-05-071-J-4b

WHEREAS, On June 19, 2017, Troy City Council approved a five (5) year contract, effective through June 30, 2022, with an option to renew for an additional five (5) year period under the same terms and conditions, based upon mutual consent of both parties, to the four (4) highest rated proposers as a result of a best value process, Hubbell, Roth and Clark, Inc.; OHM Advisors; Anderson, Eckstein & Westrick, Inc.; and Fishbeck; to provide General Consulting Engineering Services as required by the City and to assist the Engineering Department as needed, (Resolution #2017-06-105-J-4a); and,

WHEREAS, Hubbell, Roth and Clark, Inc.; OHM Advisors; Anderson, Eckstein & Westrick, Inc.; and Fishbeck; have offered to renew their contract for five (5) additional years under the same terms and conditions as the 2017 contract, except as provided by their revised pricing schedule;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council hereby **EXERCISES** the five-year option to renew the contracts for General Consulting Engineering Services with *Hubbell, Roth and Clark, Inc.; OHM Advisors; Anderson, Eckstein & Westrick, Inc.; and Fishbeck*; under the same terms and conditions as the 2017 contract, effective July 1, 2022 through June 30, 2027, as per their respective revised pricing schedules, a copy of which shall be **ATTACHED** to the original Minutes of this meeting, which includes annual adjustments based on the SOM-Department of Treasury Inflation Rate Multiplier, not to exceed 5%;

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and the City Clerk to execute the agreements once in acceptable form.

c) Standard Purchasing Resolution 2: Low Bid Meeting Specifications – Short/Long Term Disability, Life and AD&D Insurance Coverage

Resolution #2022-05-071-J-4c

WHEREAS, The City of Troy's Benefits Consultant, Arthur J. Gallagher & Co., solicited quotes from reputable, financially stable carriers on the City's behalf; and,

WHEREAS, The City's monthly premium will be \$17,715 and the annual premium will be \$212,576, City Administration recommends approval of the three-year agreement in the best interest of the City;

NOW, THEREFORE, BE IT RESOLVED, That Troy City Council **APPROVES** the Agreement with *The Hartford Life Insurance Company of Hartford, CT*, for Short/Long Term Disability Insurance, Life Insurance and Accidental Death and Dismemberment Insurance, and **AUTHORIZES** payment in an amount not to exceed the annual premium of \$212,576 for three (3) years and **AUTHORIZES** the City Manager to execute any documents necessary for the Agreement with The Hartford Insurance Company; contract to expire May 31, 2025.

J-5 Bid Waiver – Right-of-Way Services - Rochester Road, Barclay to Trinway, Project Number 2022CG0002

Resolution #2022-05-071-J-5

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **APPROVES** the Agreement for Right-of-Way Services with *Greenstar &*

Associates, LLC of Rochester, MI, for a period of three (3) years with a two-year option to extend the contract, and hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreement documents, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

J-6 Rescind / Re-Award Contract – Hauling/Disposal of Dirt and Debris

Resolution #2022-05-071-J-6

WHEREAS, On April 25, 2022, contracts for one-year requirements of Hauling/Disposal of Dirt and Debris with an option to renew for one (1) additional year was awarded on an item-by-item basis to low bidders meeting specifications (Resolution #2022-04-059-J-4d); and,

WHEREAS, Universal Consolidated Enterprises, Inc. failed to respond and provide service as required by the bid specifications;

THEREFORE BE IT RESOLVED, That Troy City Council hereby **RESCINDS** with prejudice the contract to provide Hauling/Disposal of Dirt and Debris Item 3) Fill Dirt, with an option to renew for one additional year from Universal Consolidated Enterprises, Inc. and hereby **RE-AWARDS** the contract to the next lowest bidder meeting specifications, *Jackie's Transport of Northville, MI*, for an estimated total cost of \$74,480.00 at unit prices contained in the bid tabulation opened March 31, 2022; a copy of which shall be **ATTACHED** to the original Minutes of this meeting, with the contracts expiring April 30, 2024.

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

J-7 Kiera Grier v City of Troy

Resolution #2022-05-071-J-7

RESOLVED, That Troy City Council hereby **DIRECTS** the City Attorney to negotiate and execute a release and settlement agreement consistent with the recent facilitation in the matter of *Kiera Grier v. City of Troy et. al.* (Oakland County Circuit Court, Case No. 2020-184282-NI).

J-8 Cost Participation Agreement for Road Work on Maple Road, Coolidge Highway to Rochester Road – Project No. 15.105.6

Resolution #2022-05-071-J-8

RESOLVED, That Troy City Council hereby **APPROVES** the Cost Participation Agreement between the City of Troy and the Board of Road Commissioners of the County of Oakland for

the resurfacing of Maple Road, from Coolidge Highway to Rochester Road, at an estimated cost to the City of Troy of \$228,409, and the Mayor and City Clerk are **AUTHORIZED TO EXECUTE** the agreement, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; the Funds for Troy's share of the work are included in the proposed 3-Year Capital Budget for Major Roads, Account # 401.447.479.7989.151056.

J-9 Request for Acceptance of Four Permanent Easements, Center Court Townhome Development, Section 29, Sidwell #88-20-29-226-021, -022 and -023

Resolution #2022-05-071-J-9

RESOLVED, That Troy City Council **ACCEPTS** four permanent easements for emergency ingress and egress, public and franchise utilities, water mains, and sanitary sewers from Center Court Butterfield, LLC, owner of the properties having Sidwell #88-20-29-226-021, -022, and -023.

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-10 Request for Acceptance of a Permanent Easement for Water Mains, Bethany Villa Limited Dividend Housing Association Limited Partnership, Sidwell #88-20-26-200-095, Project No. 22.502.5

Resolution #2022-05-071-J-10

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for water mains from Bethany Villa Limited Dividend Housing Association Limited Partnership, owner of the property having Sidwell #88-20-26-200-095.

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-11 Request to Grant an Underground Utility Easement to DTE Electric Company, Sylvan Glen Park, Sidwell #88-20-10-200-001

Resolution #2022-05-071-J-11

RESOLVED, That Troy City Council hereby **GRANTS** a permanent easement for underground utilities to DTE Electric Company over a portion of Sylvan Glen Park, a City-owned property identified with Sidwell #88-20-10-200-001.

BE IT FURTHER RESOLVED, That Council **DIRECTS** the Mayor and City Clerk to execute the easement document on behalf of the City of Troy.

J-12 Request for Acceptance of Four Permanent Easements, Meadows of Troy, Sidwell #88-20-01-300-016

Resolution #2022-05-071-J-12

RESOLVED, That Troy City Council **ACCEPTS** four permanent easements for franchise and public utilities, emergency ingress and egress, sanitary sewers, and water mains, from Robertson Meadows, LLC, owner of the property having Sidwell #88-20-01-300-016.

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-13 Appointment of SOCRRA Representative and Alternate for FY 2022/2023

Resolution #2022-05-071-J-13

RESOLVED, That Troy City Council hereby **DESIGNATES** Kurt Bovensiep, Public Works Director as SOCRRA Representative and Ashely Tebedo, Administrative Services Manager as Alternate SOCRRA Representative with the term expiring on June 30, 2023.

J-14 Traffic Committee Recommendations and Minutes – May 18, 2022

Resolution #2022-05-071-J-14

4. Request for Revisions to No Parking Signs – Torpey Road, east of Rochester Road

RESOLVED, That the existing No Parking signs on the south side of Torpey Road, east of Rochester Road be **MODIFIED** to NO PARKING 7:45 AM – 8:45 AM and 2:30 PM – 3:30 PM, SCHOOL DAYS ONLY.

5. Request for No Parking Zone – Axtell Road at Bayberry Place Condominiums

RESOLVED, That a No Parking zone be **ESTABLISHED** on the east side of Axtell Road between the southerly entrance to Bayberry Place Condominiums to a point fifty (50) feet to the south; between the southerly entrance to Bayberry Place Condominiums to a point fifty (50) feet to the north; and the northerly entrance to Bayberry Place Condominiums to a point fifty (50) feet to the south.

6. Request for Traffic Control – Brook Hollow Drive at Lamb Road

RESOLVED, That the intersection of Brook Hollow Drive at Lamb Road be **MODIFIED** from NO traffic control to a STOP sign on the Brook Hollow Drive approach to the intersection.

7. Request for Traffic Control – Eleanor Avenue at Rockfield Avenue

RESOLVED, That the intersection of Eleanor Avenue at Rockfield Avenue be **MODIFIED** from NO traffic control to a STOP sign on the Rockfield Avenue approach to the intersection.

8. Request for Traffic Control – Carter Avenue at Virgilia Avenue

RESOLVED, That the intersection of Carter Avenue at Virgilia Avenue be **MODIFIED** from Stop control on the Virgilia Avenue approaches to ALL-WAY STOP control at the intersection of Carter Avenue at Virgilia Avenue.

9. Request for Traffic Control – Oakcrest Drive at Highland Drive

RESOLVED, That the intersection of Oakcrest Drive at Highland Drive be **MODIFIED** from NO traffic control to a STOP sign on the Highland Drive approach to the intersection.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

- a) June 13, 2022 – Announcement of Public Hearing – Preliminary Site Plan Review (SP JPLN2021-0023) – Proposed Eckford Oaks One Family Residential Cluster, North Side of Eckford, West of Rochester (PIN 88-20-15-251-026 and 88-20-15-251-017), Section 15, Currently Zoned R-1B (One Family Residential) District
- b) June 13, 2022 – Announcement of Public Hearing – Preliminary Site Plan Review (SP JPLN2021-0028) – Proposed Golden Villas One Family Residential Cluster, South Side of Square Lake, West of Dequindre (PIN 88-20-12-200-021 and 88-20-12-200-035), Section 12, Currently Zoned R-1C (One Family Residential) District

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

L. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

Nora Salyer	Commented about the lack of wheelchair accessible entrances and well-maintained curb cuts at businesses in Troy.
Tony Kapas	Commented on K-1a, in opposition of the development
Aaron Dylewski	Commented about the need for infrastructure improvements throughout Troy for biking

M. CITY COUNCIL/CITY ADMINISTRATION RESPONSE/REPLY TO PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA FROM TROY RESIDENTS AND BUSINESSES:

City Manager Miller	Responded that the ADA standards have been built into the Michigan Building Code, and the designs of roads. He said it's a slow process to bring everything up to current codes, but it is constantly being worked on with every new project.
City Attorney Bluhm	Responded that it is a priority to comply with ADA standards

Mayor Baker	Responded that the City doesn't have the power to force businesses to update to ADA standards, but the City works every day to bring public areas like intersections up to ADA standards
Council Member Abraham	Thanked Ms. Salyer for her comments, and encouraged her to report dangerous conditions to our City departments when she sees them
Council Member Hodorek	Thanked Ms. Salyer for her comments, and encouraged her to visit Council Member Hodorek's neighborhood to see the updating of City streets to comply with ADA standards
Council Member Chamberlain-Creanga	Thanked Ms. Salyer for her comments. Responded to Mr. Dylewski's comment that could there be public-private partnerships to help improve infrastructure for bikes.
City Manager Miller	Commented that bike racks are required at commercial business properties.
Mayor Baker	Responded that the Eckford development will be on the agenda at the next Council meeting of June 13, 2022.
Council Member Hodorek	Commented that the discussions of green space have been ongoing with Council, with the Green Space Subcommittee, and with developers.

N. COUNCIL REFERRALS:

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

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

Resolution #2022-05-072

Moved by Baker

Seconded by Brooks

RESOLVED, That Troy City Council hereby **WAIVES** the Rules of Procedure for the City Council Rule #7 *Proclamations and Congratulatory Certificates* to approve and present a Resolution to Proclaim June 2022 as Gun Violence Awareness Month in the City of Troy on May 23, 2022.

Yes: All-7

No: None

MOTION CARRIED

N-1 Council Referrals from Mayor Baker – Resolution to Proclaim June 2022 as Gun Violence Awareness Month in the City of Troy

Moved by Baker

Seconded by Hamilton

WHEREAS, Public safety and protecting the residents, businesses and visitors of the City of Troy remains the number one strategic priority of the Mayor and Troy City Council; and,

WHEREAS, Ensuring public safety while protecting free speech and other basic Constitutional rights is among the Mayor and Troy City Council's primary responsibilities; and,

WHEREAS, Gun violence, particularly within our nation's schools and in places of worship, is unacceptable and of constant and growing concern; and,

WHEREAS, Local elected officials and local law enforcement officers know their communities best, are most familiar with local criminal activity and how to address it, and are uniquely positioned to understand how to keep their citizens safe; and,

WHEREAS, We continue to support all law enforcement officials in their efforts to halt all acts of violence, including gun violence; and,

WHEREAS, As a community, we renew our commitment to reduce gun violence and encourage responsible gun ownership to help keep our residents and community safe; and,

WHEREAS, It is important to speak out against all acts of hate and intolerance, respect others' points of view, and value and honor human life; and,

WHEREAS, As a community, we must continue to be vigilant about intolerance and violent behavior and encourage others to follow the mantra, "If you see something, say something."

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Troy City Council **DECLARE** June 2022 to be Gun Violence Awareness Month in the City of Troy and **ENCOURAGE** all citizens to support our community's efforts to prevent the tragic effects of gun violence and to honor and value human lives.

BE IT FURTHER RESOLVED, That we **ENCOURAGE** responsible gun ownership and **PLEDGE** to do all we can to reduce gun violence, encourage responsible gun ownership, and to help keep our residents and community safe.

Vote on Resolution to AMEND Item N-01 Council Referrals from Mayor Baker – Resolution to Proclaim June 2022 as Gun Violence Awareness Month in the City of Troy

Resolution #2022-05-073

Moved by Hodorek

Seconded by Baker

RESOLVED, that Item N-01 be **AMENDED** by adding, "BE IT FURTHER RESOLVED, That the Mayor and Troy City Council **ENCOURAGE** participation and wearing orange on June 3, 2022, for Gun Violence Awareness Day, and to remember and acknowledge victims and survivors of gun violence who continue to bear the burden of this challenge in our society each and every day." as the second RESOLVED.

Yes: All-7
No: None

MOTION CARRIED**Vote on Resolution Item N-01 Council Referrals from Mayor Baker – Resolution to Proclaim June 2022 as Gun Violence Awareness Month in the City of Troy As Amended**

Resolution #2022-05-074

Moved by Baker

Seconded by Hamilton

WHEREAS, Public safety and protecting the residents, businesses and visitors of the City of Troy remains the number one strategic priority of the Mayor and Troy City Council; and,

WHEREAS, Ensuring public safety while protecting free speech and other basic Constitutional rights is among the Mayor and Troy City Council's primary responsibilities; and,

WHEREAS, Gun violence, particularly within our nation's schools and in places of worship, is unacceptable and of constant and growing concern; and,

WHEREAS, Local elected officials and local law enforcement officers know their communities best, are most familiar with local criminal activity and how to address it, and are uniquely positioned to understand how to keep their citizens safe; and,

WHEREAS, We continue to support all law enforcement officials in their efforts to halt all acts of violence, including gun violence; and,

WHEREAS, As a community, we renew our commitment to reduce gun violence and encourage responsible gun ownership to help keep our residents and community safe; and,

WHEREAS, It is important to speak out against all acts of hate and intolerance, respect others' points of view, and value and honor human life; and,

WHEREAS, As a community, we must continue to be vigilant about intolerance and violent behavior and encourage others to follow the mantra, "If you see something, say something."

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BE IT FURTHER RESOLVED, That the Mayor and Troy City Council **ENCOURAGE** participation and wearing orange on June 3, 2022, for Gun Violence Awareness Day, and to remember and acknowledge victims and survivors of gun violence who continue to bear the burden of this challenge in our society each and every day.

BE IT FURTHER RESOLVED, That we **ENCOURAGE** responsible gun ownership and **PLEDGE** to do all we can to reduce gun violence, encourage responsible gun ownership, and to help keep our residents and community safe.

Yes: All-7

No: None

MOTION CARRIED

O. REPORTS:

O-1 Minutes – Boards and Committees: None Submitted

O-2 Department Reports:

- a) Interim Financial Report 3rd Quarter For The Three Months Ended March 31, 2022
- b) 2021 Troy Fire Department Annual Report
- c) Assessment Roll and Board of Review Report
- d) Proclamations and Congratulatory Certificates
Noted and Filed

O-3 Letters of Appreciation:

- a) To DPW Staff from Pat Szmit Regarding Service During a Water Meter Exchange
Noted and Filed

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

P. COUNCIL COMMENTS:

P-1 Council Comments

Council Member Hamilton commented on the Mayor's State of the City Address.

Council Member Chamberlain-Creanga commented on the Mayor's State of the City Address and the highlight on placemaking and the arts.

Council Member Chamberlain-Creanga commented on Asian American Pacific Islander Heritage Month and their contributions to the community.

Council Member Hodorek commented on the many great job opportunities available in the City of Troy at www.troymi.gov/jobopenings. She commented on the hiring challenges and thanked the Human Resources team and their effort and hard work.

Mayor Baker thanked everyone for their support with the State of the City Address.

Mayor Baker invited everyone to attend the dedication of the Jeanne M. Stine Community Park on Thursday, May 26, 2022 at 4:00 PM on Town Center Drive.

Q. PUBLIC COMMENT FOR ITEMS ON OR NOT ON THE AGENDA FROM MEMBERS OF THE PUBLIC OUTSIDE OF TROY (NOT RESIDENTS OF TROY AND NOT FROM TROY BUSINESSES):

The Meeting **RECESSED** at 9:50 PM.

The Meeting **RECONVENED** at 10:00 PM.

R. CLOSED SESSION

R-1 Closed Session

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 11:35 PM.



Mayor Ethan Baker



M. Aileen Dickson, MMC, MiPMC II
City Clerk