

Mayor Pro Tem Chamberlain-Creanga performed the Invocation. The Pledge of Allegiance to the Flag was given.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held on September 18, 2023, at City Hall, 500 W. Big Beaver Rd. Mayor Baker called the meeting to order at 7:31 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 No Certificates of Recognition and Special Presentations

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:**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 – Downtown Development Authority, Local Development Finance Authority; b) City Council Appointments – None

a) Mayoral Appointments:

Resolution #2023-09-130

Moved by Baker

Seconded by Hamilton

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

Downtown Development Authority

Appointed by Mayor

13 Regular Members

4 Year Term

Nominations to the Downtown Development Authority:

Term Expires: 9/30/2027

Timothy Blair

In District

Term currently held by: Timothy Blair

Term Expires: 9/30/2027

Marty Knollenberg

In District

Term currently held by: Marty Knollenberg

Term Expires: 9/30/2027

David Stone

In District

Term currently held by: David Stone

Yes: All-7

No: None

MOTION CARRIED

Resolution #2023-09-131

Moved by Baker

Seconded by Erickson Gault

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

Local Development Finance Authority (LDFA)

Appointed by Mayor

5 Regular Members

Staggered 4 Year Term

Nominations to the Local Development Finance Authority (LDFA):**Term Expires: 6/30/2027****Sandra Bachert****Resident Member**

Term currently held by: Sandra Bachert

Yes: All-7
No: None

MOTION CARRIED**b) City Council Appointments: None**

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

a) Mayoral Nominations: None**b) City Council Nominations:**

Resolution #2023-09-132
Moved by Chamberlain-Creanga
Seconded by Brooks

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Animal Control Appeal Board

Appointed by Council
5 Regular Members
3 Year Term

Nominations to the Animal Control Appeal Board:**Term Expires: 9/30/2026****Amin Hashmi**

Term currently held by: Douglas Dombrowski

Yes: All-7
No: None

MOTION CARRIED

Resolution #2023-09-133
Moved by Chamberlain-Creanga
Seconded by Erickson Gault

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Liquor Advisory Committee

Appointed by Council
7 Regular Members
3 Year Term

Nominations to the Liquor Advisory Committee:

Term Expires: 1/31/2024

Analisa Esposito Blum

Term currently held by: David Ashland – Resigned 4/18/2023

Yes: All-7
No: None

MOTION CARRIED

Resolution #2023-09-134
Moved by Chamberlain-Creanga
Seconded by Hamilton

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Parks and Recreation Board

Appointed by Council
7 Regular Members and 1 Troy School Board of Education Representative
Regular Member: 3 Year Term / Troy School Board Member: 1 Year Term

Nominations to the Parks and Recreation Board:

Term Expires: 9/30/2027

Casey Colussi

Term currently held by: Casey Colussi

Term Expires: 9/30/2027

Kelly Martin

Term currently held by: Kelly Martin

Yes: All-7
No: None

MOTION CARRIED

Resolution #2023-09-135
 Moved by Chamberlain-Creanga
 Seconded by Hodorek

RESOLVED, That Troy City Council hereby **FORWARDS** the following nominated person(s) to serve on the Boards and Committees as indicated to the next Regular City Council Meeting for action:

Traffic Committee

Appointed by Council
 7 Regular Members
 3 Year Term

Nominations to the Traffic Committee:

Term Expires: 7/31/2024

Angela Zhou

Student

Term currently held by: Deepti Aggarwal (graduated)

Yes: All-7
 No: None

MOTION CARRIED

I-3 No Closed Session Requested

I-4 Petition to Perform Drainage Work and Agreement–Sprague Drain within Firefighters Park; Budget Amendment–Capital Fund; Authorization to Convey a Permanent Easement (*Introduced by: Kurt Bovensiep, Public Works Director*)

Resolution #2023-09-136
 Moved by Chamberlain-Creanga
 Seconded by Erickson Gault

RESOLVED, That Troy City Council hereby **APPROVES** the Agreement between the Sprague Drain Drainage District as administered through the Oakland County Water Resource Commissioner and the City of Troy for the petition to perform drainage work as detailed in the 425 Agreement, and the Mayor and City Clerk are **AUTHORIZED** to execute the necessary document; a copy of this agreement shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the Petition to Perform Drainage Work, Sprague Drain, and the Mayor and City Clerk are **AUTHORIZED** to execute the Petition; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a budget amendment of \$901,700 to the Capital Fund - Park Development.

BE IT FURTHER RESOLVED, That Troy City Council hereby **GRANTS** a permanent easement to the Sprague Drain Drainage District over a portion of Firefighters Park, a City-owned property identified with Sidwell #88-20-05-300-006.

BE IT FINALLY RESOLVED, That Troy City Council hereby **DIRECTS** the Mayor and City Clerk to **EXECUTE** the easement document on behalf of the City of Troy, a copy of which shall be ATTACHED to the original Minutes of this meeting.

Yes: All-7
No: None

MOTION CARRIED

I-5 Report – Site 11 Community Engagement Update (*Introduced by: Kurt Bovensiepe, Public Works Director*)

I-6 Bid Waiver – SmartPower Generator Replacement for Ladder 3 – Fire Department (*Introduced by: Pete Hullinger, Fire Chief*)

Resolution #2023-09-137
Moved by Erickson Gault
Seconded by Brooks

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the formal bid process and **AWARDS** a contract to *Apollo Fire Equipment Company of Romeo, MI*, the authorized repair facility for Sutphen Fire Apparatus in Michigan, as well as being an authorized distributor for SmartPower in Southeastern Michigan, for the purchase and installation of a SmartPower HR-8 8kW generator for an estimated total cost of \$16,291.86 with a 20% contingency not to exceed amount of \$19,550.23, at prices detailed in the attached quote, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the Troy City Council hereby **APPROVES** the transfer of Fire Department General Funds in the amount of \$19,550.23 to the Fire Department Capital Fund Account 401.336.338.978.010.

Yes: All-7
No: None

MOTION CARRIED

I-7 Agreement for Election Services Between Oakland County and City of Clawson and City of Troy (*Introduced by: Aileen Dickson, City Clerk*)

Resolution #2023-09-138
Moved by Baker
Seconded by Brooks

WHEREAS, Proposal 2 of 2022 was passed by the voters of Michigan at the November 8, 2022 General Election, and amended the Michigan Constitution to establish the right to early voting for all voters in Michigan; and,

WHEREAS, Public Act 81 of 2023 was passed by the Michigan Legislature, and signed by the Governor, and enacts the legal requirements for counties and municipalities to follow regarding providing early voting access to Michigan voters, including the option for counties and municipalities to enter into early voting agreements; and,

WHEREAS, The Oakland County Clerk's Office and Elections Division has offered to establish regional early voting centers throughout Oakland County, allowing local municipalities to partner with Oakland County to provide access to early voting, thus reducing costs substantially at the municipal level; and,

WHEREAS, The Agreement for Election Services Between Oakland County and City of Clawson and City of Troy establishes an Early Voting Center at the Troy Community Center for the voters of Troy and Clawson, giving convenient access to early voting for the Constitutionally required 9 days of early voting, 8 hours per day, prior to each local, State, and Federal election;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Agreement for Election Services Between Oakland County and City of Clawson and City of Troy, and **AUTHORIZES** the Troy City Clerk to sign the agreement on behalf of the City of Troy, a copy of which shall be **ATTACHED** to the Minutes of this meeting.

Yes: All-7
No: None

MOTION CARRIED

J. CONSENT AGENDA:

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

Resolution #2023-09-139-J-1a
Moved by Abraham
Seconded by Hodorek

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 #2023-09-139-J-2

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

- a) City Council Special Meeting Minutes-Draft – September 11, 2023
- b) City Council Minutes-Draft – September 11, 2023

J-3 Proposed City of Troy Proclamations: None Submitted

J-4 Standard Purchasing Resolutions:

- a) **Standard Purchasing Resolution 2: Award to Low Bidders Meeting Specifications – 2023 Street Tree Planting**

Resolution #2023-09-139-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract for Proposal A to purchase and plant balled and burlap or container grown deciduous trees to the low bidder meeting specifications, *Russell Landscaping Inc. of St. Clair Shores, MI*, at unit prices contained in the bid tabulation opened August 31, 2023, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; not to exceed budgetary limitations; contract to expire June 30, 2024.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AWARDS** a contract for Proposal B to purchase and plant identified park evergreen trees to the low bidder meeting specifications, *KLM Landscape, of Armada, MI*, at unit prices contained in the bid tabulation opened August 31, 2023, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; not to exceed budgetary limitations; contract to expire June 30, 2024.

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

- b) **Standard Purchasing Resolution 2: Low Bidder Meeting Specifications – Type “K” Copper Tubing**

Resolution #2023-09-139-J-4b

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase Type ‘K’ Copper Tubing to the low bidder meeting specifications, *Core & Main LP of Shelby Twp., MI*, for an estimated total cost of \$69,665.00, at unit prices contained in the bid tabulation opened on September 7, 2023; a copy of which is **ATTACHED** to the original Minutes of this meeting.

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

c) **Standard Purchasing Resolution 4: Award – GSA Cooperative Purchasing Agreement – Fleet Management Software and Related Hardware Upgrade**

Resolution #2023-09-139-J-4c

RESOLVED, That Troy City Council hereby **APPROVES** a contract to purchase the Fleet Management Software Upgrade, related hardware and maintenance from *Faster Asset Solutions of Virginia Beach, VA*, for an estimated total cost of \$ 82,296.00 as detailed in quote #1056v8 and as per the GSA Cooperative Purchasing Contract #47QTCA23D0054, copies of which shall be **ATTACHED** to the original Minutes of this meeting; not to exceed budgetary limitations.

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** a contract for ongoing annual subscription and maintenance for subsequent years to *Faster Asset Solutions of Virginia Beach, VA*, as detailed in quote #1056v8 and as per the GSA Cooperative Purchasing Contract #47QTCA23D0054, copies shall be **ATTACHED** to the original Minutes of this meeting; for an estimated cost of \$16,018; not to exceed budgetary limitations.

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

d) **Standard Purchasing Resolution 4: OMNIA Partners Cooperative Contract – Roof Replacement at Donald J. Flynn Park Restroom Building and Concession Stand, Firefighters Park Restroom and Concession Stand, and Brinston Park Restroom Building**

Resolution #2023-09-139-J-4d

RESOLVED, That in the best interest of the City, Troy City Council hereby **WAIVES** the bid process and **AWARDS** a contract to *Schena Roofing of Chesterfield, MI*, for the Flynn Park Restroom and Concession Stand Roof Replacement for an estimated cost of \$27,331.36, Firefighters Park Restroom and Concessions Stand Roof Replacement for an estimated cost of \$44,476.79, and Brinston Park Restroom Building Roof Replacement for an estimated cost of \$18,070.11 per the OMNIA Partners Contract #R180901 through National Roofing Partners; not to exceed budgetary limitations.

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

e) **Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Avondale Youth Assistance**

Resolution #2023-09-139-J-4e

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2023/2024 fiscal year to the Avondale Youth Assistance to provide diversion programs and community services to the residents of the City of Troy at a cost of \$2,500.00.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

f) Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Haven, Inc.

Resolution #2023-09-139-J-4f

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2023/2024 fiscal year to Haven, Inc. to provide crisis intervention, shelter, advocacy, and counseling to the residents of the City of Troy at a cost of \$2,500.00.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

g) Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Troy Community Coalition

Resolution #2023-09-139-J-4g

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2023/2024 fiscal year to the Troy Community Coalition to provide community services to prevent drug and alcohol abuse in the amount of \$35,000.00.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

h) Standard Purchasing Resolution 5: Approval to Expend Budgeted Funds – Troy Youth Assistance

Resolution #2023-09-139-J-4h

RESOLVED, That Troy City Council hereby **APPROVES** the expenditure of funds budgeted in the 2023/2024 fiscal year to the Troy Youth Assistance to provide diversion programs and community services to the residents of the City of Troy at a cost of \$15,000.00; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** the Mayor and City Clerk to execute the agreements to fund these services, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-5 Interlocal Agreement for the Oakland County Incident Management Team (OCIMT)

Resolution #2023-09-139-J-5

WHEREAS, The Oakland County Incident Management Team (OCIMT) is a multi-agency incident support team that utilizes members from all aspects of public safety throughout Oakland County, including, Police, Fire, EMS, Communications, Public Health and Public Works. The purpose of the Incident Management Team is to assist a community whose incident overwhelms their local and surrounding resources; and,

WHEREAS, Troy Police Department provides members of their department to be requested upon to fill operational, logistical, and support type roles when the Incident Management Team is requested and deployed for either on sight functions or training exercises; and,

WHEREAS, Through an Interlocal Agreement between Oakland County and City of Troy, the parties understand that the OCIMT is an all-hazard approach to managing incidents or supporting Unified Commands with personnel trained and qualified in the National Incident Management System ("NIMS"), Incident Command System ("ICS"), and specific ICS positions;

THEREFORE, BE IT RESOLVED, That Troy City Council hereby **APPROVES** the Oakland County Incident Management Team Interlocal Agreement between Oakland County (Emergency Management Division) and City of Troy.

BE IT FURTHER RESOLVED, That Troy City Council hereby **AUTHORIZES** City of Troy Mayor, Ethan D Baker, to sign the OCIMT Interlocal Agreement between Oakland County and City of Troy, a copy of which shall be **ATTACHED** to the original Minutes of this meeting and also retained by the Troy City Clerk.

J-6 Request for Acceptance of a Permanent Easement, Eureka Building Company, Sidwell #88-20-10-101-018

Resolution #2023-09-139-J-6

RESOLVED, That Troy City Council hereby **ACCEPTS** a permanent easement for water mains from Eureka Building Company, owner of the property having Sidwell #88-20-10-101-018.

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-7 City of Troy 2023 Transportation Asset Management Plan

Resolution #2023-09-139-J-7

BE IT RESOLVED, That Troy City Council hereby **ACCEPTS** and **APPROVES** the City of Troy 2023 Transportation Asset Management Plan.

BE IT FURTHER RESOLVED, That Troy City Council **AUTHORIZES** the City Manager and Chief Financial Officer to certify the City of Troy 2023 Transportation Asset Management Plan for compliance to Public Act 325.

BE IT FINALLY RESOLVED, That the City of Troy 2023 Asset Management Plan be **SUBMITTED** to the Transportation Asset Management Council (TAMC) prior to October 1,

2023 in accordance with Public Act 325, copies of which shall be **ATTACHED** to the original Minutes of this meeting.

J-8 Amendment #1 – Preliminary Engineering Agreement with HRC for Engineering Services for the Reconstruction and Widening of Rochester Road, from Barclay to Trinway, Project No. 02.206.5

Resolution #2023-09-139-J-8

RESOLVED, That Troy City Council hereby **APPROVES** Amendment #1 to the 3rd Party Agreement (Subcontract No. 16-5591/S1) with Hubbell, Roth & Clark, Inc. for preliminary engineering services for the reconstruction and widening of Rochester, from Barclay to Trinway in the amount of \$484,241.69 at a cost to the City of approximately \$97,559, and the Mayor and City Clerk are **AUTHORIZED** to execute Amendment #1, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-9 West Maple Realty Partners, LLC v C.E. Gleeson Constructors, Inc. et. al

Resolution #2023-09-139-J-9

RESOLVED, That Troy City Council hereby **AUTHORIZES** and **DIRECTS** the City Attorney to defend the City of Troy in the matter of *West Maple Realty Partners, LLC v. C.E. Gleeson Constructors, Inc. et. al.* (Oakland County Circuit Court, Case No. 2023-202508-CB), and **AUTHORIZES** the City Attorney to pay necessary costs and expenses and to retain any necessary expert witnesses required to adequately represent the City.

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

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

N. COUNCIL REFERRALS:

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

N-1 No Council Referrals Submitted

O. REPORTS:

O-1 Minutes – Boards and Committees: None Submitted

O-2 Department Reports:

- a) Jaycee Park Pedestrian Crossing
- b) Sustainability Update

Noted and Filed

O-3 Letters of Appreciation: None Submitted

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

P. COUNCIL COMMENTS:

P-1 Council Comments

Council Member Hodorek commented that Troy Family Daze had beautiful weather, and tremendous crowds, and it was great. She thanked all the City staff involved in making the festival a huge success. Public Works Director Bovensiep commented that the Troy Community Foundation will have a report in the coming weeks, but he said that attendance overall was up, as was participation in the 5k. He said that those involved in the planning of the festival will be looking at ways to make it even better next year. He said that the festival needs more volunteers, and he encouraged anyone who is interested to please sign up for next year's festival. Council Member Hodorek said that she is very appreciative of all the hard work that Mr. Bovensiep, City staff, and the Troy Community Foundation put into this successful event.

Mayor Baker commented that Troy Family Daze is a perfect example of a great use of the Civic Center campus. He thanked Mr. Bovensiep, Mr. Trantham, and the rest of the City staff who worked very hard during the festival.

Mayor Pro Tem Chamberlain-Creanga thanked Mr. Bovensiep, and Mr. Trantham for all their hard work during the festival. She commented on the efforts of Lisa Bica-Grotsky and the rest of the members of the Global Troy Advisory Committee during International Day on Sunday during Troy Family Daze.

Mayor Pro Tem Chamberlain-Creanga asked for a status update on the Draft Master Plan and how residents can provide feedback. Deputy City Manager Bruner said residents can go to the Master Plan webpage at www.troymi.gov/draftmasterplan for information, and email comments to masterplan@troymi.gov, or send them by mail. He said there are also in-person tables available at City Hall, the Troy Public Library, and at the Troy Community Center.

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):

R. CLOSED SESSION

R-1 No Closed Session

S. ADJOURNMENT:

The Meeting **ADJOURNED** at 8:33 PM.



Mayor Ethan Baker



M. Aileen Dickson, MMC, MiPMC II
City Clerk