

A video was shown of a WDIV newscast highlighting the hockey tournament on Spencer Lake. He commented that the tournament was well attended, and is expected to grow as it gets more exposure. He noted that this is one of many fun winter activities in the City's parks.

**Mr. Kochenderfer** extended his congratulations to the Rochester College Warriors Hockey Team, and thanked State Representative Michael Webber for his legislative update. He mentioned an article appearing in the Oakland Press this past weekend that reported that individual communities do not have any control over the speed limits on gravel roads. He noted that Representative Webber has introduced legislation that would give some control back to local communities in setting limits. He expressed his thanks and suggested that the City would provide its assistance and support wherever it could.

**Mr. Hetrick** expressed his appreciation to State Representative Webber and commented that he looks forward to receiving information on the upcoming State ballot proposal. He thanked Mr. Zindel for his comments on oil and gas wells in Michigan and the extent of the potential risks. He commented that this information helps Council understand what is going on.

**President Hooper** extended his thanks to Vice President Tisdell for filling in at the previous Council meeting that he could not attend. He congratulated Rochester College's Hockey Team on its victory. He announced that the Planning Commission would be scheduling a Special Meeting shortly to address oil and gas ordinances for recommendation to City Council.

## ATTORNEY'S REPORT

*City Attorney John Staran had nothing to report.*

## NEW BUSINESS

2015-0085 Request for Nonprofit Designation for a Charitable Gaming License from the State of Michigan - Langeron Charities, Inc.

**Attachments:** [022315 Agenda Summary.pdf](#)  
[Cover Letter.pdf](#)  
[Bylaws.pdf](#)  
[Articles of Incorporation.pdf](#)  
[IRS Determination Letter.pdf](#)  
[Revenue and Expense Statement.pdf](#)  
[Board of Directors.pdf](#)  
[Initial Solicitation Registration Form.pdf](#)  
[Organizational Minutes 050109.pdf](#)  
[Organization Summary.pdf](#)  
[Board Resolution.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Rudolf Krichmar**, representing Langeron Charities, was in attendance to request a nonprofit designation for his charity in order to do gaming events.

**President Hooper** noted that the information provided indicated that the organization was incorporated in 2009. He questioned what charities the organization supported to date.

**Mr. Krichmar** responded that there were none.

**Mr. Hetrick** questioned what the organization has done within the community that might be helpful or relevant for Council to be made aware of.

**Mr. Krichmar** explained that his charity helps low income individuals in the community and a charitable gaming license would allow the organization to raise funds.

**Mr. Hetrick** questioned how much money the charity has raised thus far.

**Mr. Krichmar** responded none, noting that the Internal Revenue Service approval was granted several months ago.

**Mr. Hetrick** questioned what the organization has done since its incorporation.

**Mr. Krichmar** responded the organization is just getting started.

**Mr. Hetrick** stated that it will be difficult for him to support the request as the organization has not done anything to support the community thus far. He encouraged Mr. Krichmar to have the charity undertake activities to get started.

**Mr. Krichmar** responded that they purchase food and clothes.

**Mr. Hetrick** questioned how much the charity has raised.

**Mr. Krichmar** responded that as his submission states they had about \$6,000 in the bank, and spent almost every penny for those it helps.

**Ms. Morita** questioned what is located at the Dearborn Street address given.

**Mr. Krichmar** responded that this address is both his home and the charity's office.

**Ms. Morita** questioned whether the charity is being run out of Mr. Krichmar's house. She questioned whether the charity's board of directors live.

**Mr. Krichmar** responded that they meet in his home and live elsewhere.

**Ms. Morita** pointed out that the submission indicates that the organization pays \$400 per month to Mr. Krichmar for office rent. She pointed out that there is a requirement for submission of a complete set of the Articles of Incorporation and By-Laws for review. She noted that only the front pages were provided.

**Mr. Krichmar** mentioned that he brought two more pages in the next day.

**Ms. Morita** noted that two first pages were brought in along with two pages of an amendment. She stated that the Articles should state that if the organization dissolves, the money left over is to be given to another charitable organization or to the City of Rochester Hills; and she noted that this information is not provided. She stated that she hopes that these documents can be provided for review.

**President Hooper** responded that everything submitted to the Clerk's Office to date was included in Council's packet.

**Mr. Tisdell** questioned whether this item should be postponed to the March 16th Regular Meeting to give Mr. Krichmar the opportunity to provide the missing documents.

**President Hooper** stated that Council could move to deny, postpone the item to a date certain, or postpone the item indefinitely.

**Mayor Barnett** commented that in order for the applicant to not waste his or Council's time, Council should articulate its expectation whether the organization simply needs to provide additional information or whether the Administration should explain to Mr. Krichmar what other requirements should be met before returning.

**Ms. Morita** pointed out that there are certain requirements in the Charitable Gaming License Policy that have not been met. She suggested staff review the policy with Mr. Krichmar, listing the documents needed including a complete set of organizational documents, actual addresses for board members, and other information specifically listed in the policy. She stated that she does not wish to deny approval just because she does not have all the information.

**Mr. Hetrick** stated that he would like to see a written summary of the organization's nature and purpose along with activities it has conducted in the community. He stated that the statement should be clear of what has been done for the community with a description of its fund raising efforts, and explain the charitable gaming activity it wishes to conduct. He stressed that Council must be comfortable with the viability of the charity as a 501(c)3 organization.

**President Hooper** commented that for him to support the request he would need to see the charity's history and activity as a nonprofit. He pointed out that Council has had a number of applicants that provided a great deal of history of the nonprofits they have supported, and another group that had no previous activity. He stated that the organization should have some charitable activities prior to seeking a gaming license. He commented that should the organization be able to show activity as a nonprofit and bring this information at a future date, he would have no problem considering approval again.

**Mr. Wiggins** mentioned that there is no history of the process of showing the charities the organization has been working with. He stated that once this history is established, then the next step would be to apply for the gaming license.

**Ms. Morita** stated that it is her opinion Council should deny the request at this time. She noted that this particular applicant has much to overcome to gain Council's approval, and would still have the ability to come forward with new information or a material change. She commented that if he has all the documents and could provide the history, she would consider the request; however, if he cannot provide them, she would not.

**A motion was made by Morita, seconded by Hetrick, that this matter be Adopted by Resolution. The motion carried by the following vote:**

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Enactment No: RES0054-2015

**Resolved**, that the request from the Langeron Charities, Inc., located at 2781 Dearborn, Rochester Hills, MI 48309, Oakland County, asking that they be recognized as a nonprofit

organization operating in the community for the purpose of obtaining a charitable gaming license be denied.

2015-0062

Request for Purchase Authorization - DPS/GAR. Blanket Purchase Order for calcium chloride and brine in the amount not-to-exceed \$272,280.00 through December 31, 2016; Liquid Calcium Chloride Sales, Kawkawlin, MI

Attachments: [022315 Agenda Summary.pdf](#)  
[Bid Tabulation.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Allan Schneck**, Director of DPS/Engineering, noted that calcium chloride and brine are used in the City's dust control program. He explained that a number of years ago, the City strictly used calcium chloride; while other agencies used mineral well brine on roads under their jurisdiction. He noted that mineral well brine is half the cost of calcium chloride, and stated that the City primarily used brine last year. He added that calcium chloride is still desired in some instances as it is fairly effective.

**President Hooper** questioned how many years brine has been in use. He mentioned that it is effective when temperatures are not below zero.

**Mr. Schneck** responded that brine has been used for two years.

A motion was made by Brown, seconded by Wiggins, that this matter be Adopted by Resolution. The motion carried by the following vote:

Aye 7 - Brown, Hetrick, Hooper, Koshmenderfer, Morita, Tisdell and Wiggins

Enactment No: RES0055-2015

**Resolved**, that the Rochester Hills City Council authorizes a Blanket Purchase Order to Liquid Calcium Chloride Sales, Kawkawlin, Michigan in the amount not-to-exceed \$272,280.00 through December 31, 2016.

2015-0086

Request to Approve the Amendment to the Intergovernmental Cable Communications Authority (ICCA) Intergovernmental Agreement adding a \$5,300.00 annual membership fee

Attachment: [022315 Agenda Summary.pdf](#)  
[ICCA Agreement.pdf](#)  
[Resolution \(Draft\).pdf](#)

**President Hooper** stated that while he understands why an audit might be undertaken, he would question whether membership in the Intergovernmental Cable Communications Authority (ICCA) is voluntary. He noted that several of the larger adjacent cities are not in the authority.

**Jason Dale**, Media Communications Coordinator, explained that the ICCA membership was formed in 1984 and is geographical. He commented that there was a sense that bordering communities would band together.

**President Hooper** noted that Sterling Heights is not in the ICCA.