



# Rochester Hills Minutes - Draft

1000 Rochester Hills Dr  
Rochester Hills, MI 48309  
(248) 656-4600  
Home Page:  
[www.rochesterhills.org](http://www.rochesterhills.org)

## City Council Regular Meeting

*Kevin S. Brown, Greg Hooper, Adam Kochenderfer, Stephanie Morita, Mark A. Tisdel,  
Michael Webber and Thomas W. Wiggins*

*Vision Statement: The Community of Choice for Families and Business*

*Mission Statement: "Our mission is to sustain the City of Rochester Hills as the premier  
community of choice to live, work and raise a family by enhancing our vibrant residential  
character complemented by an attractive business community."*

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Monday, April 28, 2014

7:00 PM

1000 Rochester Hills Drive

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### CALL TO ORDER

*President Hooper called the Regular Rochester Hills City Council Meeting to order  
at 7:05 p.m. Michigan Time.*

### ROLL CALL

**Present** 6 - Kevin S. Brown, Greg Hooper, Adam Kochenderfer, Stephanie Morita, Mark  
A. Tisdel and Thomas W. Wiggins

**Absent** 1 - Michael Webber

### Others Present:

*Bryan Barnett, Mayor  
Tina Barton, City Clerk  
Jim Breuckman, Manager of Planning  
Alan Buckenmeyer, Parks Operations Manager  
Sean Canto, Chief of Fire and Emergency Services  
Scott Cope, Director of Building/Ordinance Compliance  
Ron Crowell, Deputy Fire Chief  
Pamela Gordon, Director of Human Resources  
Bob Grace, Director of MIS  
Mike Hartner, Director of Parks and Forestry  
Pat McKay, Supervisor of Interpretive Services  
Sharanya Pai, Rochester Hills Government Youth Council Representative  
Tara Presta, Chief Assistant  
Allan Schneck, Director of DPS/Engineering  
John Staran, City Attorney  
Bob White, Supervisor of Ordinance Compliance*

*Mr. Webber provided prior notice that he would not be in attendance.*

### PLEDGE OF ALLEGIANCE

### APPROVAL OF AGENDA

**A motion was made by Brown, seconded by Kochenderfer, that the Agenda be Approved as Presented. The motion carried by the following vote:**

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

## **PUBLIC COMMENT**

**Philip Barker**, 1434 Burhaven, cited a section in the Gas and Oil Exploration Ordinance under consideration that allows for exceptions to be granted by Council and stated that it made the Ordinance vague and open-ended.

**Mike Powers**, 3632 Aynsley, stated that he has 40 years of experience in the petrochemical industry and expressed displeasure over the possibility of drilling in Rochester Hills. He commented that he spoke to individuals at the Earth Day event in Rochester and commented that most people did not know about the possibility.

**Leonard Raffler**, 921 West Auburn Road, commented that he has had problems with the manner in which his property has been assessed for many years. He noted that a recent meeting he had with Mayor Barnett did not yield a solution and commented that he sees no recourse other than legal action.

**Clark Barrett**, 1376 Kingspath, disputed comments made at previous meetings that the limitations imposed by the State on oil and gas production would only result in one to two additional trucks each week traveling in Rochester Hills. He used the overhead display to show a graphic on how much truck travel he estimated was possible each month. He noted a gas eruption several years ago that occurred at a pipeline on the Auburn Hills border close to Musson Elementary.

**Robert Kendig**, 2484 Wortham Drive, noted that he received a letter from the City announcing a public meeting scheduled for May 5th regarding oil and gas exploration. He commented that because of the density of the population in the community, he does not understand why there is a need to explore for oil and gas here. He requested a system be installed to let those addressing Council know when their three minute time limit is approaching rather than being cut off.

**Dr. Nancy Lewis**, 3223 Parkwood, questioned the decision making process used when Council approved the oil and gas lease. She requested that any economic benefit analysis completed be posted to the City's website along with any legal basis, citations or case law for the City Attorney's opinion expressed in the November 20, 2012 correspondence that stated that the City Charter does not diminish Council's authority to approve a lease. She commented that Council should have had a ballot vote first.

**Erin Howlett**, 3597 Aynsley Drive, commented that as Council is comprised of mainly licensed professionals, residents have a reasonable expectation that information they base their decisions on will be vetted. She noted that she spent hours in discussions with top Michigan Department of Environmental Quality officials regarding oil and gas exploration.

## LEGISLATIVE & ADMINISTRATIVE COMMENTS

*Mayor Barnett made the following announcements:*

- *The current waste hauler contract has resulted in a yearly decrease in waste collection charges for residents. The City has been named to the Green Hall of Fame because of its involvement in the RecycleBank recycling program.*
- *A tree was planted at Veteran's Memorial Pointe in honor of the Daughters of the American Revolution at the City's Arbor Day Celebration last Friday.*
- *A pinning ceremony was held on Saturday for incoming Fire Chief Sean Canto.*
- *Seasonal frost laws ended this morning. The construction season will be extremely robust.*
  - \* *Avon Road Stage One - Crooks to Old Perch should be completed by July 1.*
  - \* *Avon Road Stage Two - Old Perch to Livernois should be completed by the end of October.*
  - \* *Tienken Road construction is in process from Rochester Road to Livernois. The City just received notice of funding for 2017 for the section of Tienken from Adams to Livernois. As that section of roadway is in very poor condition, the Administration is working on a plan to be presented for Council consideration to advance-construct that section, completing design work this year and completing the project in 2015.*
- *Thursday is the National Day of Prayer. This year's Prayer Breakfast will feature former United States Marine Corps Lieutenant Colonel Oliver North as the speaker.*

*In response to Public Comment, he stated that the Administration has been attempting to work with Mr. Raffler regarding his assessing concerns. He noted that these concerns stem from a city-wide change in the code back in 1992, and commented that there is not much that the City can do at this point.*

*He announced that a Gas and Oil Exploration Public Information Open House has been scheduled for Monday, May 5th at Rochester College. He stated that the goal of the open house is to disseminate good public information out to the people. He noted that Hal Fitch will be there representing the Michigan Department of Environmental Quality (MDEQ), along with representatives from Jordan West Bay, and members from the Michigan Environmental Council. He stated that notice has been mailed to each homeowner in areas that would have been approached by representatives, notice is posted on the City website, and a press release will be done. The meeting will be open to anyone in the community. He mentioned that in recent conversations with representatives of Jordan West Bay, they stated that they have not progressed further toward activities in Auburn Hills.*

***Sharanya Pai**, Rochester Hills Government Youth Council (RHGYC) representative announced the following activities:*

- Voter Registration drives are set for all the high schools.
- RHGYC members are gearing up for planting season. They will help prepare the Community Garden on May 10th and will once again have a plot with produce donated to Neighborhood House's Food Pantry. Planting activities will be scheduled soon for the City Hall Garden and the Van Hoosen Cemetery.
- RHGYC members will man a water station at the annual Back to the Beach race at Stony Creek Park on May 18th.
- The RHGYC's annual 5K Walk/Run set for Saturday, June 14th will benefit Blessings in a Backpack. The two naming sponsors are Michigan Property Maintenance and GLT International. Sponsors and participants can find more information and links to online registration on the RHGYC's page on the website at rochesterhills.org.
- The RHGYC is now accepting applications for the 2014-2015 year through May 2nd.

**Mr. Wiggins** expressed his thanks to residents for their comments.

**Mr. Tisdell** noted that there is a 200 barrel per day cap on oil and gas production in Oakland County. He noted that the estimate of two trucks per week was provided by the MDEQ Regional Ordinance Manager.

**Ms. Morita** requested that the letter announcing the Oil and Gas Informational Open House be emailed to homeowners associations throughout the city. She commented that she attended Arbor Day activities with her son, along with the pinning ceremony where veteran Alfred Murphy received his Distinguished Cross Award. She expressed her thanks to Allan Schneck, Director of DPS/Engineering, for taking her son's Cub Scout Pack on a tour of the DPS Facility and played a video highlighting their day.

**Mr. Kochenderfer** expressed his appreciation that the Oil and Gas Informational Meeting was set. He mentioned that spring conditions on gravel roads are of concern and noted that Council approved approximately \$100,000 for improvements on these roads.

**Mr. Brown** stated that the OPC Board spent last Saturday interviewing six amazing candidates for the Executive Director's position to replace retiring Marye Miller, with 15 to 20 residents in attendance in addition to the Board members. He noted that while an official announcement has not yet been made, the Board did select a candidate and an offer letter is likely going out tomorrow. In response to Public Comment, he stated that having a timer counting down for Public Comment would be a good idea.

In response to Public Comment, **President Hooper** stated that all Ordinances have clauses for exceptions in them. He commented that he is not opposed to having a draft Pipeline Ordinance considered by the Planning Commission along with the Oil and Gas Ordinance. He questioned progress toward a draft Pipeline Ordinance.

**City Attorney John Staran** noted that a draft Pipeline Ordinance is currently under development.

**Ms. Morita** commented that the Planning Commission should not wait for a Pipeline Ordinance before considering the Oil and Gas Ordinance. She stated that she wished to see the Pipeline Ordinance come to Council first for discussion.

**President Hooper** encouraged those wishing to express their thoughts to Council to send emails rather than waiting to speak at a Council Meeting. He stated that he reads each and every email he receives and commented that residents could express themselves in a more thorough manner than they can with a three-minute limitation.

## ATTORNEY MATTERS

**President Hooper** requested the City Attorney review progress toward the development of a Pipeline Ordinance.

**John Staran**, City Attorney, explained that there are different types of pipelines that common carriers use and noted that the City is not allowed to regulate those types. He stated that the Pipeline Ordinance under development would regulate the pipeline that flows from the actual wellsite to any processing area. He noted that Council was provided with an example of an Ordinance adopted by Howell Township. He stated that a draft Ordinance will be brought to Council's next meeting, and could go to the Planning Commission Meeting on May 20th.

Regarding Public Comment relative to Council's authority to grant exceptions, he explained that the Oil and Gas Ordinance under consideration is a Zoning Ordinance Amendment as it is land use related. He pointed out that everything in the Zoning Ordinance is subject to variances, exceptions and waivers; and commented that State Law authorizes these exceptions. He mentioned that most are granted by the Zoning Board of Appeals, in some cases they are approved and authorized by the Planning Commission; and in the case of the draft Ordinance, they are reserved to City Council.

Regarding Public Comment that the Oil and Gas Lease should have been submitted to the voters, he explained that this would constitute an Advisory Question. He stated that the City Charter does not provide for or authorize Advisory Questions. He noted that the Michigan Supreme Court has ruled that unless Advisory Questions are authorized by City Charter, there is no legal authority to have Advisory Questions. He commented that Advisory Questions are completely nonbinding, have no timeframe, and can arguably be considered an abdication of Council's responsibility to make decisions.

In response to Public Comment regarding the Public Comments, he noted that time limits imposed for Public Comment are expressly recognized and allowed under Open Meetings Act. He mentioned that Courts often impose timelines and cut speakers off in an abrupt fashion.

## PRESENTATIONS

2014-0164 Rochester Hills Community Garden Update

**Attachments:** [Agenda Summary.pdf](#)  
[Presentation.pdf](#)

**Tara Presta**, Chief Assistant, was joined by Mike Hartner, Director of Parks and Forestry.

**Ms. Presta** gave a presentation highlighting the Community Garden's first year success. She expressed her appreciation to Dinosaur Hill for managing the garden and to the Rochester Rotary Club for its efforts in the garden's development. She thanked DPS, Parks, and Forestry staff and acknowledged RecycleBank for providing a monetary donation.

She stated that the initial development of 72 beds sold out quickly, and gardeners, neighbors and community members provided overall positive feedback.

Ms. Presta announced that a Big Build #2 event would be held on Saturday, May 10th. Plots will be deepened this year, addressing gardener's concerns that the plots were not deep enough to support cages or deeper plantings. The Rotary Club provided a sizeable donation to cover the cost of deepening the beds.

She encouraged anyone still interested in having a garden plot this year forward their application, as only five plots remain.

**President Hooper** noted that the initial residents' concern and widespread disapproval has been replaced by a complete reversal and positive influence on the community.

**Discussed.**

## RECOGNITIONS

2014-0165 Proclamation in Recognition of Building Safety Month, May 2014

**Attachments:** [Agenda Summary.pdf](#)  
[Proclamation.pdf](#)  
[Resolution.pdf](#)

**Mayor Barnett** read the proclamation, acknowledging May as Building Safety Month.

**Scott Cope**, Director of Building/Ordinance Compliance expressed his appreciation for the acknowledgement of Building Safety Month, noting that activities will promote awareness to bring building safety to residents.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0092-2014

**Whereas**, through our continuing attention to building safety, we enjoy the comfort and peace of mind of structures that are safe and sound; and

**Whereas**, the dedicated members of the International Code Council, including building safety and fire prevention officials, architects, engineers and others in the construction industry, develop and enforce codes to safeguard Americans in the buildings where we live, work, play and learn; and

**Whereas**, the International Codes, used by the City of Rochester Hills include safeguards to protect the public from natural disasters that can occur, such as snowstorms, hurricanes, tornadoes, wild land fires and earthquakes; and

**Whereas**, Building Safety Month, is an excellent opportunity to educate the public by increasing public awareness about Building Safety and the role fire prevention officials, local and state building departments and federal agencies have in protecting lives and property; and

**Whereas**, we ask all Americans to consider projects to improve building safety at home and in the community, and to recognize all building safety and fire prevention officials for the important part that they play in protecting the health, safety, and welfare of our citizens.

**Now, Therefore, Be It Resolved**, that May 2014 will be designated Building Safety Month in the City of Rochester Hills. Accordingly, our citizens are encouraged to join their fellow Americans in participating in Building Safety Month awareness by assisting in efforts to improve building safety.

## CONSENT AGENDA

All matters under Consent Agenda are considered to be routine and will be enacted by one motion, without discussion. If any Council Member or Citizen requests discussion of an item, it will be removed from Consent Agenda for separate discussion.

**2014-0133** Approval of Minutes - City Council Regular Meeting - March 17, 2014

**Attachments:** [CC Min 031714.pdf](#)  
[Resolution.pdf](#)

**This Matter was Adopted by Resolution on the Consent Agenda.**

Enactment No: RES0093-2014

**Resolved**, that the Minutes of a Rochester Hills City Council Regular Meeting held on March 17, 2014 be approved as presented.

**2014-0148** Request for Approval of the Storm Water Maintenance Agreement between the City of Rochester Hills and Rochester Auburn Associates, LLC, a Michigan limited liability company, for Rochester Retail

**Attachments:** [Agenda Summary.pdf](#)  
[Storm Water Sys Maint Agreem Appd 040114.pdf](#)  
[Resolution.pdf](#)

**This Matter was Adopted by Resolution on the Consent Agenda.**

Enactment No: RES0094-2014

**Resolved**, that the Rochester Hills City Council hereby approves the storm water maintenance agreement, relative to the details of the development and use, repair and maintenance of the storm water system, from Rochester Auburn Associates, LLC, for Rochester Retail, for City File #12-010, for Parcel No. 15-34-227-046.

**2014-0125** Request to Authorize the permit application from the Road Commission for Oakland County (RCOC) for the Memorial Day Parade to be held on Monday, May 26, 2014

**Attachments:** [Agenda Summary.pdf](#)  
[Memorial Parade Map 2014.pdf](#)  
[Resolution.pdf](#)

**This Matter was Adopted by Resolution on the Consent Agenda.**

Enactment No: RES0095-2014

**Whereas**, the Cities of Rochester Hills and Rochester jointly host the 2014 Greater Rochester Memorial Day Parade, conducted under the sponsorship of various associated veteran organizations; and

**Whereas**, the parade route begins at 10:00 a.m.; Mt. Avon Cemetery within the City of Rochester and run along First Street, then southerly along Castell Street, then westerly along Harding Road to Livernois Road, and finally Livernois Road southerly to Veterans Memorial Pointe Park in the City of Rochester Hills; and

**Whereas**, staging this event requires closing certain County routes and using others for posted detour routes; and

**Whereas**, the two Cities coordinate parade planning by dividing responsibility for obtaining necessary permits, with the City of Rochester Hills applying to the Road Commission for Oakland County for the detour and the closure of Livernois Road and Avon Road.

**Be It Resolved**, that the Rochester Hills City Council authorizes the Mayor or his/her agents to make application to the Road Commission for Oakland County for the necessary permits for posting road closures; and

**Be It Further Resolved**, that the parade route be scheduled for Monday, May 26, 2014, starting at 10:00 a.m. on Harding and Livernois Roads; and

**Be It Further Resolved**, that the City of Rochester Hills will faithfully fulfill all permit requirements and shall save harmless, indemnify, defend, and represent the Board of County Road Commissioners against and all claims for bodily injury or property damage, or any other claim arising out of or related to operations authorized by such permit(s) as issued; and

**Be It Further Resolved**, that a certified copy of this resolution be filed with the City Clerk of Rochester Hills, Oakland County, Michigan.



- 2014-0160** Request for Purchase Authorization - BLDG/FAC: Blanket Purchase Order for 2014 Landscaping Services and Lawn Mowing for City-owned sites in the amount not-to-exceed \$80,000.00 through December 31, 2014; Green Meadows Lawnscape, Inc., Shelby Township, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Proposal Tabulation.pdf](#)  
[Resolution.pdf](#)

**This Matter was Adopted by Resolution on the Consent Agenda.**

Enactment No: RES0096-2014

**Resolved**, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Green Meadows Lawnscape, Inc., Shelby Township, Michigan for 2014 Landscaping Services and Lawn Mowing for City-owned sites in the amount not-to-exceed \$80,000.00 through December 31, 2014.

- 2014-0150** Request for Purchase Authorization - MIS: Blanket Purchase Order for Cloud Based Backup and Recovery Services in the amount not-to-exceed \$70,000.00 for two years; Docustore Data Management, Dearborn, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Proposals Tabulation.pdf](#)  
[Resolution.pdf](#)

**This Matter was Adopted by Resolution on the Consent Agenda.**

Enactment No: RES0097-2014

**Resolved**, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Docustore Data Management, Dearborn, Michigan, for Cloud Based Backup and Recovery Services in the amount not-to-exceed \$70,000.00 for two years and further authorizes the Mayor to execute a contract on behalf of the City.

## Passed the Consent Agenda

**A motion was made by Tisdell, seconded by Brown, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

## NOMINATIONS/APPOINTMENTS

- 2014-0153** Confirmation of the Mayor's appointment of Charles "Chip" Tischer to the Economic Development Corporation (EDC), to fill the remainder of the term vacated by the election of Thomas Wiggins to City Council expiring March 31, 2015

**Attachments:** [Agenda Summary.pdf](#)  
[Tischer CQ.pdf](#)  
[Resolution.pdf](#)

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdel and Wiggins

**Absent** 1 - Webber

Enactment No: RES0098-2014

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's appointment of Charles "Chip" Tischer to the Economic Development Corporation (EDC), to fill the remainder of the term vacated by the election of Thomas Wiggins to City Council expiring March 31, 2015.

**2014-0166** Appointment of One (1) City Council Member to the Green Space Perpetual Care Trust

**Attachments:** [Agenda Summary.pdf](#)  
[Nomination Form.pdf](#)

**President Hooper** noted that one Council Member is needed to serve on the Green Space Perpetual Trust Board.

**President Hooper Opened the Floor for Nominations.**

**Mr. Tisdel** nominated Mr. Kochenderfer.

**Seeing No Further Nominations, President Hooper Closed the Floor for Nominations.**

**President Hooper** noted that **Mr. Kochenderfer** was appointed to serve as Council Representative to the Green Space Perpetual Trust Board.

**Mr. Kochenderfer** noted that he is already working with Keith Sawdon, Director of Finance, to develop and draft necessary documents.

**Appointed.**

## **UNFINISHED BUSINESS**

**2014-0128** Request for Purchase Authorization - PARKS: Blanket Purchase Order/Contract for the Spencer Park Storage Building Addition in the amount of \$120,536.40 with a 10% contingency of \$12,053.64 for a total not-to-exceed amount of \$132,590.04; MJC Construction Management, Macomb Township,

**Attachments:** [Agenda Summary.pdf](#)  
[BAFO Cost Tabulation.pdf](#)  
[Plans Page 1-3.pdf](#)  
[Plans Page 4-6.pdf](#)  
[Email to CC.pdf](#)  
[040714 Agenda Summary.pdf](#)  
[Resolution.pdf](#)

**Alan Buckenmeyer**, Parks Operations Manager, noted that additional information requested by Council at the last meeting was added to the meeting packet including building floor plans.

**Mr. Tisdell** noted that the primary concern raised at the last Council meeting was the cost for constructing a 1,200 square foot garage. He questioned whether there are requirements for constructing a commercial building that had to be followed.

**Mr. Buckenmeyer** noted that public buildings require more in terms of bonding requirements, paperwork and affidavits. He added that because of the building's small size, it is difficult to get good price comparisons. He pointed out that the cost is \$75 per square foot; and noted that the range for a building of this nature is \$50 to \$105 per square foot.

**Mr. Tisdell** noted that there were 11 bidders in the initial round, with that number cut down to three. He mentioned that MJC had the highest score total. He commented that there is an essential cost to mobilizing a contractor out on a project.

**Mr. Buckenmeyer** responded that this was correct.

**Scott Cope**, Director of Building/Ordinance Compliance, stated that the proposed building is definitely of commercial-type construction, with reinforced masonry walls. He explained that a typical residential garage is not built in this manner and stated that this increases the cost of the project.

**Mr. Wiggins** noted that Council mentioned the possibility of exploring other storage spaces or potential options.

**Mr. Buckenmeyer** responded that the goal in constructing this building is to collect equipment into one spot so crews are not driving all over the city to go pick it up. He explained that Spencer Park was selected because Forestry has been working out of that location and it is centrally located.

**Mr. Tisdell** moved the motion in the packet approving the Contract for the Spencer Park Storage Building Addition.

The motion died for lack of a second.

**President Hooper** questioned whether Council's concerns were over the building's cost.

**Mr. Tisdell** noted that the equipment was previously stored in the building that was demolished to accommodate the new Salt Storage Facility. He mentioned that additional service obligations for the Parks and Forestry Division were also coming, including Green Space Stewardship and requirements at the upcoming River Bend Park.

**President Hooper** stated that additional equipment is not being purchased; however, the current equipment must be stored.

**Mr. Wiggins** stated that his concern is the cost. He questioned whether other storage locations were researched.

**Mr. Cope** responded that he was not aware of any available space; however, a search could be undertaken.

**Ms. Morita** stated that she struggled with the cost of construction this facility versus putting up a pole barn. She also noted that the award is not going to the lowest bidder and questioned elements of the design such as the LED lighting.

**Mr. Buckenmeyer** noted that the installation of LED lighting will save energy. He stated that they could provide Council with a list of equipment and the results of a search for any available commercial space.

**President Hooper** noted that this is cold storage.

**Mr. Buckenmeyer** responded that this is correct.

**President Hooper** stated that Council should be provided with possible lease options and a more detailed purpose for the building.

**Mr. Kochenderfer** stated that Council recognizes that something has to be done to store this equipment; however, it wishes to make sure that all options have been explored.

Postponed.

## NEW BUSINESS

**2014-0168** Request to Authorize Assignment of the Golf Course Lease Agreement from Golf Concepts, Inc., to Bylen Golf Company, LLC

**Attachments:** [Agenda Summary.pdf](#)  
[022014 Correspondence re Reorganization.pdf](#)  
[031314 Correspondence re Reorganization.pdf](#)  
[City of Rochester Hills Golf Concepts, Inc. Golf Course Lease Resolution.pdf](#)

**Mike Bylen**, representing Bylen Golf Company LLC, explained that he has been the managing partner for Pine Trace since the course opened. He stated that he has had three partners that have been with the operation since the beginning. He stated that they have decided that it is time to divest of their interests, while he would like to continue. He noted that the division is amicable. He commented that Pine Trace will need some substantial reinvestment, which will require some new investors. He noted that he is purchasing the partners' stock.

**President Hooper** noted that Council granted a change to the lease two years ago; and stated that it was noted at the time that additional investment would be warranted.

*Mr. Bylen* responded that this assignment is one of the first steps of getting that done. He mentioned that Pine Trace is doing about ten weddings each year and would like to increase the size of the clubhouse to increase that number. He noted that this would allow the facility to better compete for golf outings.

*Mr. Kochenderfer* questioned whether all assets and liabilities are being transferred to the new LLC.

*Mr. Bylen* responded that is correct.

*Mr. Wiggins* questioned whether the change would affect liabilities.

*City Attorney John Staran* responded that the new entity absorbs all rights and liabilities.

*Mayor Barnett* stated that the City has had an excellent relationship with Pine Trace. He noted that the City has always benefitted and has never lost money on the golf course in a year. He commented that it is to the City's advantage to ensure they are successful.

*President Hooper* questioned when the lease agreement expires.

*Mr. Bylen* responded that the lease runs for 13 more years plus a ten-year option, for a total of 23 years.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0099-2014

**Whereas**, the City of Rochester Hills and Golf Concepts, Inc. entered into a long-term Golf Course Lease Agreement for the development and operation of the Pine Trace Golf Course; and

**Whereas**, as part of a business reorganization, Golf Concepts, Inc. is assigning its assets and liabilities to a new entity, Bylen Golf Company, LLC, which will be solely owned by Mike Bylen and will be the new operating entity; and

**Whereas**, under the Golf Course Lease Agreement, as amended, an assignment of the Golf Course Lease Agreement must be approved by the City; and

**Whereas**, the City Council has been duly advised of the circumstances and has been provided with a financial assurance letter from Golf Concepts/Mike Bylen's primary commercial lender.

**Therefore, the Rochester Hills City Council Resolves** to authorize the assignment of the Golf Course Lease Agreement, as amended, from Golf Concepts, Inc. to Bylen Golf Company, LLC, as tenant, with the understanding that Bylen Golf Company will fulfill all obligations under the Lease and will continue to operate and maintain the Pine Trace Golf Club to the standards established in the Lease and to which the City and its residents have been accustomed.

***It Is Further Resolved*** that the City Council authorizes the Mayor and City Attorney to prepare, execute and record any and all other documents that are necessary or appropriate to carry out the assignment of the Lease.

**2013-0393** Presentation of the Adopted 2014 Brownfield Incentives Policy

**Attachments:** [Agenda Summary.pdf](#)  
[Brownfield Policy Final CC.pdf](#)  
[Minutes BRA 032014.pdf](#)  
[Minutes BRA 121913.pdf](#)  
[Minutes BRA 102413.pdf](#)  
[Minutes BRA 072513.pdf](#)

**Mayor Barnett** announced that Jim Breuckman, Manager of Planning, will be taking on the position of City Manager of Pleasant Ridge next month.

**Mr. Breuckman** stated that Rochester Hills is a great community; and commented that he is proud of his association here. He introduced **Tom Wackerman**, ASTI Environmental, the City's Environmental Consultant, and explained that with the revival of the economy, the City is starting to see an interest in Brownfield projects again. He noted that the regulatory aspect of Brownfield development has changed since 2008, which has led to the Brownfield Redevelopment Authority's adoption on March 20, 2014 of a proposed update to the City's Brownfield Policy. He stated that the Policy is a guide by which they review Brownfield projects and make recommendations to Council.

**Mr. Wackerman** stated that there were three main objectives in revising the policy:

1. Provide a consistent approach to how Brownfield plans are reviewed, including the incorporation of basic best practices.
2. Provide predictability and transparency to applicants.
3. Focus incentives where they will support economic development and community objectives.

He noted that a sub-objective for Council is to provide a basis and common language for review of a Brownfield Plan. Key features include an emphasis on financial need and economic development benefit. Applicants will be asked to provide information on their financing, rate of return, and why the City should incentivize their program. The Policy also provides guidelines and the flexibility to look at projects on case by case basis.

He noted four funding mechanisms:

1. No fee to apply.
2. Five percent Administrative Capture to fund the Brownfield Plan allowed under Act 381.
3. Up front revolving loan capture.
4. When the applicant comes back to ask for reimbursement of expenses, there is a reimbursement fee applied.

*Threshold criteria:*

- 1. The project must provide an internal rate of return analysis.*
- 2. There must be some amelioration of threats to public health and the environment. The objective is to make the site better off when the project is completed than when it started.*

*He explained that the process has timing mechanisms, and there is a public-private partnership, which is an objective of the Act 381 Program.*

**Ms. Morita** stated that she has been on the Brownfield Redevelopment Authority for some years now, and was involved in the development of both the previous plan and this one. She noted that this was a collective effort on behalf of all the members. She commented that the Authority tried to address timing for review, along with a goal of having the City not bear the cost of reviewing complicated plans. She explained that she believes that the plan will work well for the City and encourage developers to come in and take care of trouble spots.

**President Hooper** stated that he looks forward to this as the economy develops.

**Mr. Wiggins** expressed his thanks to the Authority, noting that he thinks the Plan is great.

**Discussed.**

**2014-0156** Approval of Preservation & Adaptive Use Master Plan for Rochester Hills Museum at Van Hoosen Farm

**Attachments:** [Agenda Summary.pdf](#)  
[Master Plan.pdf](#)  
[Resolution.pdf](#)

**Pat McKay**, Supervisor of Interpretive Services, noted that several Museum supporters and employees were in attendance including Museum Staff Assistants Michele Dunham and Danielle Ager, and donors George and Betty Seifert. He explained the process undertaken to develop the proposed Master Plan, and commented that the need for an updated Master Plan for the Museum came to the forefront after the donation by the Rochester Community School System of the Stoney Creek Schoolhouse in 2010 and the move toward obtaining accreditation. He noted that the Accreditation Application has been tabled to allow the Museum to address areas deemed needing attention. He explained that the Museum is on the National Register for Historic Places; and explained that the goal is to ultimately rebuild the Van Hoosen Farm the way it was in 1942.

*He stated that the proposed Plan looks at all aspects of this project; and noted that the various stakeholders and neighbors were consulted and asked for their*

comments. He noted that the Museum is not looking for funding the various plan components right now; however, it wants to be ready to go when funding becomes available. He explained that the plan looks out to year 2025.

He explained that a deficiency found in the Accreditation Application is an insufficient space to do archive activities. He commented that the Museum will be looking for Council approval as it strives to apply for grant funding.

**Mr. Wiggins** questioned the timetable for project completion.

**Mr. McKay** responded that projects will be undertaken as funding becomes available.

**Mr. Kochenderfer** commented that some cities take donations of structures from other locations and put them in what could be viewed as a historical zoo. He stated that this Plan strives to recreate the farm as it was.

**Mr. McKay** mentioned that the Museum has been offered numerous structures; however, they are not accepted.

**President Hooper** commented that the Museum is a crown jewel in Rochester Hills, and he expressed his appreciation for efforts toward its preservation.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0100-2014

**Whereas**, in November 2006, the Parks & Forestry Department created the Preservation & Adaptive Use Master Plan for the Rochester Hills Museum at Van Hoosen Farm; and

**Whereas**, since the addition of the Stoney Creek Schoolhouse and the renovation of the Calf Barn the Master Plan was recently updated; and

**Whereas**, the Master Plan is a guide for the future of the Museum's buildings and grounds; and

**Whereas**, the Master Plan provides short and long term strategies for the preservation of the Museum's buildings and historic setting; and

**Whereas**, the Master Plan allows the Museum to pursue grants and private funding to meet long range initiatives.

**Now Therefore Be It Resolved**, that the Rochester Hills City Council approves the Preservation & Adaptive Use Master Plan for the Rochester Hills Museum at Van Hoosen Farm.

**2013-0152** Request to Approve an extension of the two-year trial period to evaluate alcohol use at the Rochester Hills Museum and allow the Museum to schedule events into 2015



**Attachments:** [Agenda Summary.pdf](#)  
[050613 Agenda Summary.pdf](#)  
[Ordinance \(Revised\).pdf](#)  
[Rules for Use of Alcohol at Museum.pdf](#)  
[042213 Agenda Summary.pdf](#)  
[Ordinance.pdf](#)  
[042213 Resolution.pdf](#)  
[050613 Resolution.pdf](#)  
[Resolution.pdf](#)

**Pat McKay**, Supervisor of Ordinance Services, explained that the Museum is in the second year of a two-year trial of permitting alcohol at events in the Calf Barn. He stated that individuals are seeking to book events for 2015 and 2016, and it is difficult to know whether the availability of alcohol at future events will continue. He pointed out that there have been no problems encountered at any events to date. He mentioned that the Calf Barn is physically located in the City of Rochester, and Rochester has given unanimous approval to serve alcohol.

He explained that there are stringent rules on alcohol at weddings and receptions. The events must end by 11:00 p.m. and no amplified music can continue past that time. He added that events are scheduled after Museum operating hours or on days that the Museum is not open to the public. He noted that if events continue to go well, Council will be asked later this fall to consider granting permission on a permanent basis.

**President Hooper** questioned whether alcohol is being served at any non-wedding event.

**Mr. McKay** responded that it was served at an anniversary party, and at an end-of-the-year reception for Raising Rochester. He stressed that the permission for alcohol at an event is controlled very carefully, and would not be allowed at a high school graduation party or one with many underage children.

**President Hooper** questioned how many people are turned down.

**Mr. McKay** responded that the Museum is currently booked through November 8th. He pointed out that Phase II construction is coming up. He stated that 30 to 40 requests are turned down each year. He noted that the Museum does not provide tables and chairs or set up like some banquet facilities.

**President Hooper** questioned what the percentage of use is between residents versus nonresidents.

**Mr. McKay** responded that approximately 70 percent of the users are residents and 30 percent non-residents.

**Mr. Brown** commented that his children have attended events at the Stoney Creek Schoolhouse. He requested that Council be provided with revenue stream numbers when coming back to request a permanent extension.

**Mr. McKay** commented that many activities of the Museum, such as Archives and Collections, do not generate revenue. He noted that because of the

*displays available for viewing, people attending a wedding reception at the facility still learn about local history.*

**Mr. Wiggins** questioned whether more events are being held this year than last year.

**Mr. McKay** responded yes, and noted that the building was not completed until May of last year. He commented that once the building is completed for year-round use, booking will be allowed year-round. He mentioned that there is no heat or air conditioning right now. He stated that most events go to the end time, and many are held on Sunday afternoons. He commented that the Museum is cognizant that it is located in a residential area.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0101-2014

**Resolved**, that the Rochester Hills City Council hereby approves the request to extend the two-year trial period to evaluate alcohol use at the Rochester Hills Museum and allow the Museum to schedule events into 2015.

**2014-0167** Request for Approval of Museum personnel changes

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

**Mike Hartner**, Director of Parks and Forestry, explained that at one point in time, the Museum staff consisted of four full-time and several part-time employees, and volunteers. After the economic downturn of 2008, staffing was reduced to one full-time individual, a few part-timers and many volunteers. The Administration is asking to bring back the full-time Program Coordinator, increase hours per week for the Archivist and Wedding Coordinator by four, and add one part-time position for a Museum Utility Worker.

**Mr. Kochenderfer** commented that the staffing increase is needed, as more individuals are using this facility. He noted that with the additional revenue from events and activities, the net cost of the staffing additions will not be \$80,000.

**Mr. Hartner** noted that detailed budget figures will be provided to Council during the Budget presentations. He displayed a graph which showed Museum revenue over the past few years, and noted that these revenues do not include over a million dollars in donations.

**Mr. Wiggins** commented that the cost of the position of Wedding Coordinator should be covered by revenues from weddings and events. He noted that with a budget for fund raising services, there is no position for fund raising.

**Mr. Hartner** responded that the Administration is asking to bring back the Program Coordinator. He explained that Mr. McKay has been doing that in addition

*to being the main fund raiser for the Museum. By bringing back the full-time Program Coordinator, many of these duties can come off of Mr. McKay.*

**Mr. McKay** commented that the Museum has a good nine-member Museum Foundation Board. He stressed that implementing most of the Museum Master Plan will be through development work.

**Mr. Wiggins** stated that he hopes the Museum would not have to make staffing cutbacks if economic times return similar to 2008.

**Mr. Hartner** commented that it was one of the toughest times in the City's history.

**Mayor Barnett** stated that it is a blessing that the City has the Museum as an asset. He commented that when the economic downturn began, the Administration had to look at the City as a whole and make decisions; and the Museum was one of the first places experiencing cuts. He noted that in many other communities had to close their Museums during that time. He pointed out that the private sector stepped up and came through with substantial donations; and mentioned that the Calf Barn was reconstructed without one dollar from City Council.

**President Hooper** stated that he supported the increase. He added that fees should also be reviewed, and commented that he can see a huge winter usage of the facility.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0102-2014

**Whereas**, attendance at the Parks & Forestry Department's Rochester Hills Museum at Van Hoosen Farm (Museum) has nearly tripled since 2008; and

**Whereas**, since 2008, the Museum's full-time Program Coordinator and Archivist positions have been vacant; and

**Whereas**, in 2010, Stoney Creek Schoolhouse was acquired by the Museum; and

**Whereas**, the renovation of the Calf Barn has resulted in an increase in buildings and grounds usage at the Museum; and

**Whereas**, the redirection of the Groundskeeper and Maintenance Technician duties created a need for a part-time Museum Utility Worker to fulfill year round obligations and allow attention to the unique projects to ensure the preservation of the Museum's buildings and historic setting; and

**Whereas**, operating costs have been reduced by implementing privatization efforts; and

**Whereas**, net impact on the 2014 budget would be an increase of \$36,630.00 and a full year impact in 2015 of \$80,640.00; and

**Whereas**, some of the costs for this request will be offset by the elimination of \$25,000.000 budgeted for fundraising efforts.

**Now Therefore Be It Resolved**, that the Rochester Hills City Council approves the return of one (1) full-time Museum Education Program Coordinator position, the addition of one (1) part-time position of Museum Utility Worker, and an increase in annual hours for the existing one (1) part-time Museum Archivist and one (1) part-time Museum Wedding Coordinator positions.

**Be It Further Resolved**, that the Rochester Hills City Council approves the 2014 budget increase of \$36,630.00 and a 2015 budget increase of \$80,640.00 for the Parks & Forestry Department's Rochester Hills Museum at Van Hoosen Farm.

**2014-0169** Request to Approve Ballot Proposal to repurpose the expiring Green Space Millage for Local Roads

**Attachments:** [Agenda Summary.pdf](#)  
[PRFTRC Presentation.pdf](#)  
[P&RFTRC Resolution 032614.pdf](#)  
[Resolution.pdf](#)

**Dale Hetrick**, Chairperson of the Police and Road Funding Technical Review Committee (PRFTRC), introduced Tom Stephens, PRFTRC Committee Member, and gave a presentation which recapped the previous Committee recommendations. He noted that all but four of the PRFTRC's recommendations initially made in 2008 were still remaining.

He pointed out that the General Fund allocation in the 2014 Budget helped to jump start some projects. He noted that the recommendation is to ask the voters to repurpose the expiring Green Space Millage for Local Roads; which, if successful, would not change tax implications for anyone.

**Public Comment:**

**Gerry Carvey**, 2146 London Bridge, stated that he has watched the City struggle with funding Local Roads for years. He commented that he is in support of repurposing these funds. He commented that he is a member of the Green Space Advisory Board (GSAB); however, he speaks tonight as an individual and does not speak for the GSAB.

**Ms. Morita** questioned the wording within the proposed ballot language regarding matching funds for special assessments.

**President Hooper** responded that this would provide seed money for Special Assessment Districts. He noted that subdivisions that wish to have their roads improved provide funding through a Special Assessment, and the City provides a share as well. He noted that there is a Council Policy for Special Assessment Districts.

**Ms. Morita** questioned whether the City currently has Special Assessments

*and whether they are predominantly used for gravel-to-paved projects. She questioned how traffic calming is funded.*

**Mayor Barnett** responded that some Special Assessment Districts are in the process of nearing the end of completion. He noted that the Traffic Calming Program is applied as a charge to the respective Homeowners Association. He stated that the City currently has no gravel-to-paved districts. He explained that the ballot proposal would have no impact on changing or creating any Special Assessment Districts; and merely specifies that funds could be used as matching funds for the Special Assessment Districts, as per the Policy. He noted that in order for a Special Assessment District to be created, residents must first approach the City and be in support of its creation.

**Ms. Morita** commented that any educational program should clearly explain how Special Assessments are used.

**President Hooper** noted that the identical language regarding Special Assessments has already been voted on twice in other ballot repurposing proposals.

**Mr. Hetrick** noted that educational materials will clearly explain funding to voters.

**Mr. Kochenderfer** questioned whether additional language should be included in the ballot proposal regarding no increase in the tax implications to residents due to the repurposing of a current millage. He noted that he recalls a previous proposal included such a statement.

**John Staran**, City Attorney, commented that this statement may have been included in the proposal for funding Police Services; however, he did not recall that it was included with regard to any repurposing for Local Roads.

**President Hooper** commented that he believed the statement was made as a part of a Council Resolution as it is actually a part of a City Council annual decision.

**Mr. Staran** commented that while it was discussed by Council at some length, it may have been included in the educational flyer.

**Mr. Kochenderfer** stated that it should be made a part of the educational program.

**Mr. Brown** commented that the Green Space Millage Fund has more money in that account than it has available land to purchase. He noted that the creation of the Green Space Perpetual Trust was created to have a fund for Green Space in perpetuity. He stated that the repurposing would not detract from the purpose of that GSAB.

**Mr. Wiggins** questioned whether there had been thought to extend the proposal out for ten years due to the severity of the road conditions.

**President Hooper** noted that the two previous road millage questions will expire at the same time. He noted that if approved, this proposal will expire at the same date. All three proposals can then be considered at one time.

**Mayor Barnett** noted that the Green Space Millage Fund has \$7 million in the account now, and after the next millage collection there will be over \$8 million. He pointed out that the language included in the proposed ballot question encompasses the full complement of options where the funds can be used.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0103-2014

**Resolved**, that the Rochester Hills City Council hereby approves placing the following Proposal on the August 5, 2014 Primary Election ballot:

#### BALLOT QUESTION

#### PROPOSAL TO RE-PURPOSE EXPIRING GREEN SPACE MILLAGE FOR LOCAL ROADS

In 2005, City of Rochester Hills voters authorized a special millage for ten (10) years of up to 0.3 mills to provide funding to permanently preserve green spaces and natural features within the City. The Headlee Amendment has reduced the maximum rate of that millage to .2972 mills, and it is due to expire after final levy for fiscal year 2015. It is proposed that upon expiration of the green space millage, it should be re-purposed and replaced with a tax levy of up to .2972 mills for 5 years, beginning in fiscal year 2016 and continuing through fiscal year 2020, inclusive, to be used for local roads and streets.

Shall the City of Rochester Hills re-purpose and replace the expiring green space millage of .2972 mills with a tax levy of up to .2972 mills (\$0.2972 per \$1,000 of taxable value) on the taxable value of all property assessed for taxes in the City for 5 years, beginning in fiscal year 2016 and continuing through fiscal year 2020, inclusive, to be used for maintenance, repair, rehabilitation and reconstruction of local roads and streets and to provide a source of matching funds to support special assessment and grant programs for local roads? This will generate an estimated \$914,850 in tax revenues if levied in full in the first year.

Yes \_\_\_

No \_\_\_

**2014-0170** Request to Approve funding for an Educational Campaign related to the ballot proposal to repurpose the expiring Green Space Millage

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

**President Hooper** noted that although this is the same amount of funding that was requested previously for educational materials, actual expenditures were actually less.

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0104-2014

**Resolved**, that the Rochester Hills City Council hereby approves funding for an Educational Campaign in the amount not to exceed \$25,000.00 to educate voters on the details of the Proposal to Re-Purpose Expiring Green Space Millage for Local Roads that will appear on the August 5, 2014 Primary Election Ballot.

**2014-0158** Request for Purchase Authorization - FIRE: Blanket Purchase Order/Contract for Emergency Medical Services Bill and Electronic Patient Care Reporting in the amount not-to-exceed \$300,000.00; The AccuMed Group, Riverview, MI and ESO Solutions, Austin, Texas

**Attachments:** [Agenda Summary.pdf](#)  
[Proposals Tab.pdf](#)  
[Resolution.pdf](#)

**Sean Canto**, Chief of Fire and Emergency Services, and **Ron Crowell**, Deputy Fire Chief, were in attendance.

**Chief Canto** explained the request to approve the three-year contract and two-year optional extension with the EMS billing and reporting company, noting that ESO Reporting Solutions recently acquired AccuMed Web, necessitating the reopening of the previous contract. Currently, AccuMed Billing charges the Rochester Hills Fire Department a fee of six percent of the billable run volume for 3,864 incidents. If there is a decrease of seven percent or more in staff annual billing or run volume, or an increase which exceeds 7,500 annual or non-billable annual trips, the City would negotiate in good faith with AccuMed to increase the percentage payable for all amounts collected for those services. He noted that AccuMed Billing has also agreed to pay ESO Reporting Solutions an annual fee of approximately \$8,895 on behalf of the Rochester Hills Fire Department for its computerized reporting software, as well as an additional \$3,995 for heart monitor interface. He explained that these options would otherwise cost the Department approximately \$13,000 if billed separately. He stated that the Department has worked in close conjunction with the Purchasing Department and recommends approval.

**Mr. Wiggins** questioned whether the costs have stayed the same and if the City is getting a few additional services.

**Chief Canto** responded that was correct. He noted that AccuMed will maintain a six percent billing charge unless there is a significant increase or decrease in run volume. He stated that since 2009 to 2013, the City's run volume has increased approximately 30 percent, which puts the Department at approximately 4,800 runs. He pointed out that this still leaves room to increase. He commented that annually, the Department is looking at about a 274 run increase.



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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0105-2014

**Resolved**, that the Rochester Hills City Council hereby authorizes a three-year contract for emergency medical billing services to the AccuMed Group, Riverview, Michigan in the amount not-to-exceed \$300,000.00 through May 1, 2017 and further authorizes the Mayor to execute a contract on behalf of the City.

**Resolved**, that the Rochester Hills City Council hereby authorizes a three-year contract for Electronic Patient Care Reporting Software to ESO Solutions, Austin, Texas through May 1, 2017 and further authorizes the Mayor to execute a contract on behalf of the City.

**Further Resolved**, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

**(Mr. Kochenderfer exited at 9:48 p.m.)**

**Present** 5 - Kevin S. Brown, Greg Hooper, Stephanie Morita, Mark A. Tisdell and Thomas W. Wiggins

**Absent** 2 - Adam Kochenderfer and Michael Webber

**2014-0157** Request for Purchase Authorization - DPS/ENG: Standard Agreement for Municipal Street Lighting for the installation of two (2) public street lights within platted streets for Foxboro Subdivision in the amount of \$6,217.62; Detroit Edison Company, Clinton Township, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Purchase Agreement Walton & Foxboro Rev. 4-1-14.pdf](#)  
[Design sketch Walton & Foxboro.pdf](#)  
[Resolution.pdf](#)

**Allan Schneck**, Director of DPS/Engineering, stated that this is a standardized agreement the City has with multiple subdivisions. He noted that the various homeowners associations approve the agreement and provide funding; however, the City enters into the contract with the utility.

**Mr. Brown** questioned whether the associations could enter into contracts directly with the utility.

**Mr. Schneck** responded that they cannot.

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

**Aye** 5 - Brown, Hooper, Morita, Tisdell and Wiggins

**Absent** 2 - Kochenderfer and Webber

Enactment No: RES0106-2014



**Resolved**, that the Rochester Hills City Council hereby authorizes a Standard Agreement for Municipal Street Lighting for the installation of two (2) public street lights within the platted streets for Foxboro Subdivision to Detroit Edison Company, Clinton Township, MI in the amount of \$6,217.62 and authorizes the Mayor to execute an agreement on behalf of the City.

- 2014-0161** Request for Approval of the Interlocal Service Agreement between the City of Rochester Hills and the Oakland County Fire Mutual Aid Association, Mutual Aid Box Alarm System (MABAS) for Public Works and Fleet Services

**Attachments:** [Agenda Summary.pdf](#)  
[MABAS Fleet Services Agreemen.pdf](#)  
[Resolution.pdf](#)

**Allan Schneck**, Director of DPS/Engineering, stated that the Oakland County Fire Mutual Aid Association approached the City about maintaining one Ford F150 equipped with certain apparatus. The Administration notes that staff has the capacity to maintain one additional truck.

**President Hooper** congratulated the Administration, noting that this is another example of collaborative services between entities.

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

**Aye** 5 - Brown, Hooper, Morita, Tisdel and Wiggins

**Absent** 2 - Kochenderfer and Webber

Enactment No: RES0107-2014

**Resolved**, that the Rochester Hills City Council hereby approves the Interlocal Service Agreement between the City of Rochester Hills and the Oakland County Fire Mutual Aid Association, Mutual Aid Box Alarm System (MABAS) for Public Works and Fleet Services and authorizes the Mayor to execute the agreement on behalf of the City.

**(Mr. Kochenderfer re-entered at 9:51 p.m.)**

**Present** 6 - Kevin S. Brown, Greg Hooper, Adam Kochenderfer, Stephanie Morita, Mark A. Tisdel and Thomas W. Wiggins

**Absent** 1 - Michael Webber

- 2014-0171** Discussion regarding changing the name of the Police and Road Funding Technical Review Committee to the Public Safety and Infrastructure Technical Review Committee and updating the Committee's Purpose and Charge

**Attachments:** [Agenda Summary.pdf](#)  
[Purpose and Charge.pdf](#)  
[Resolution.pdf](#)

**President Hooper** stated that he and Mr. Webber have had the pleasure to serve on the Police and Road Funding Technical Review Committee (PRFTRC) for the last four to five years. He noted that the PRFTRC has been one of the most aggressive and successful of the City's Technical Review Committees, with a number of proposals made, research done, and work accomplished. He commented that upon review, it is determined that a number of opportunities exist to broaden the Committee's scope to do other things in the future. He

*explained that any recommendations would be subject to City Council determination.*

***Mr. Tisdell** stated that relative to future public safety and infrastructure needs, there is a looming concern about the Fire Fund in the relatively near future, there are no dedicated Drain Fund dollars, and it is his belief that this Committee has proven to be exceptionally productive. By changing the Committee's name, and updating its purpose and charge, it could be tasked with addressing some of these issues.*

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

**Aye** 6 - Brown, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

**Absent** 1 - Webber

Enactment No: RES0108-2014

**Resolved**, that the Rochester Hills City Council changes the name of the Police and Road Funding Technical Review Committee to the Public Safety and Infrastructure Technical Review Committee, and updates the Purpose and Charge to reflect a more broad approach to analyzing Public Safety and Infrastructure Funding.

## COUNCIL COMMITTEE REPORTS

### **Brownfield Redevelopment Authority:**

***Ms. Morita** reported that with the presentation of the proposed Brownfield Policy update, the BRA has completed what it has been currently working on.*

### **Paint Creek Trailways Commission:**

***Ms. Morita** reported that the Paint Creek Trailways Commission is gearing up for the upcoming season. Groups wishing to use the Trail for fund raising events are encouraged to get their applications in as soon as possible, as weekends are filling up for this year.*

### **Avondale Youth Assistance:**

***Ms. Morita** reported that the Avondale Youth Assistance has had a fantastic year, with much involvement with youth groups at the high school.*

### **Older Persons' Commission (OPC):**

***Mr. Brown** discussed the process the OPC Board used in recruiting candidates for the Executive Director position. He noted that the OPC Board hired a consulting firm to do recruiting efforts and relied on this firm to trim a list of approximately 50 applicants down to one dozen for the Board's review. He commented that there was some public discussion over the recruitment of out-of-state candidates. He pointed out that out of six candidates interviewed, only one was from out of Michigan, and he noted that this candidate actually had connections to Rochester Hills as her parents lived here. He stated that only the names of the applicants selected for interviews will be made public to maintain the privacy of those not*

*selected. He commented that it is hoped that an announcement of the selection will be made by the week's end.*

*He mentioned that the OPC Finance Committee is preparing the OPC's budget and is ahead of schedule, expecting its submission to Rochester at the beginning of June.*

## **ANY OTHER BUSINESS**

***Ms. Morita** questioned who has jurisdiction over the stretch of eastbound Walton near Adams Road. She noted that the road condition is horrible.*

***Allan Schneck**, Director of DPS/Engineering, commented that this stretch of roadway is under the jurisdiction of the Road Commission for Oakland County. He stated that he will contact them tomorrow regarding conditions.*

## **NEXT MEETING DATE**

*Regular Meeting - Monday, May 19, 2014 - 7:00 p.m.*

## **ADJOURNMENT**

*There being no further business before Council, President Hooper adjourned the meeting at 9:57 p.m.*

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*GREG HOOPER, President  
Rochester Hills City Council*

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*TINA BARTON, MMC, Clerk  
City of Rochester Hills*

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*MARY JO PACHLA  
Administrative Secretary  
City Clerk's Office*

*Approved as presented at the (insert date, or dates) Regular City Council Meeting.*