



# Rochester Hills

## Minutes - Draft

### City Council Regular Meeting

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

*Susan M. Bowyer Ph.D., Kevin S. Brown, Dale A. Hetrick, James Kubicina,  
Stephanie Morita, Mark A. Tisdell 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, November 13, 2017

7:00 PM

1000 Rochester Hills Drive

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## CALL TO ORDER

*President Tisdell called the Regular Rochester Hills City Council Meeting to order at  
7:00 p.m. Michigan Time.*

## ROLL CALL

**Present** 7 - Susan M. Bowyer, Kevin S. Brown, Dale Hetrick, James Kubicina, Stephanie  
Morita, Mark A. Tisdell and Thomas W. Wiggins

## Others Present:

*Tina Barton, City Clerk  
Nancy Bowman, Senior Human Resources Analyst  
Sean Canto, Chief of Fire and Emergency Services  
Bill Cooke, Assistant Chief/Fire Marshal  
Todd Gary, Deputy Chief  
Larry Gambotto, Captain-Training/Health/Safety  
Pamela Gordon, Director of Human Resources  
Bob Grace, Director of MIS  
Debbie Happy, Administrative Coordinator  
Deborah Hoyle, Senior Financial Analyst  
Denise Lator, Financial Analyst  
Ron Mayes, Captain/Assistant Fire Marshal  
Sara Roediger, Director of Planning and Economic Development  
Ana Sahu, Rochester Hills Government Youth Council Representative  
Allan Schneck, Director of DPS/Engineering  
Joe Snyder, Chief Financial Officer  
John Staran, City Attorney  
Danielle Szajna, Youth Council Liaison  
Maria Willett, Chief Assistant to the Mayor*

## PLEDGE OF ALLEGIANCE

## APPROVAL OF AGENDA

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdel and Wiggins

## COUNCIL AND YOUTH COMMITTEE REPORTS

### Rochester Hills Government Youth Council (RHGYC):

**President Tisdel** introduced **Ana Sahu**, RHGYC Representative, and stated that she is a senior at International Academy, and a life-long Rochester Hills resident. He noted that she is a class officer, is involved in the theater, and tutors students.

**Ms. Sahu** reported that RHGYC members will be participating at the Fall Family Night at the Rochester Hills Museum at Van Hoosen Farm this coming Wednesday, and will be passing out glow sticks at the Light the Village Event on Friday evening. She stated that the RHGYC is conducting a winter clothing drive with locations for drop-off throughout the city.

### Rochester Area Youth Assistance (RAYA):

**Mr. Kubicina** reported that RARA held an annual meeting recently, and has upcoming Spaghetti Dinners in conjunction with Rochester's Fire and Ice Festival on January 19 and 20, 2018, and a Pancake Breakfast on January 21, 2018. He encouraged anyone interested in becoming involved with RARA to attend their meetings which are held on the fourth Tuesday of each month at 5:00 p.m. at the Rochester Community Schools Administration Building.

## RECOGNITIONS

2017-0541 Administration's Recognition of Council Member Kevin Brown

**President Tisdel** stated that it has been his pleasure to serve on Council with Kevin Brown for the last four years, noting that he has been a very thoughtful and calm member of Council, and has been a conciliatory voice bringing Council together and finding a way to work through just about any issue.

**Vice President Morita** stated that Mr. Brown has always been very measured and pragmatic. She commented that any time she has had problems working through an issue, he was able to help, and mentioned that this was apparent during the development of the Special Assessment District Policy. She stated that the City is a better place because of Mr. Brown's involvement.

**Dr. Bowyer** stated that it has been an honor to sit beside Mr. Brown for the past two years, and commented that he has a great skill of being able to listen to all sides of an argument.

**Mr. Hetrick** stated that Mr. Brown's business savvy was helpful in recognizing that Council's actions are financially prudent. He noted that he will miss Mr. Brown's comments regarding the Boy Scouts. He thanked Mr. Brown for his service to the City.

**Mr. Kubicina** commented that he will miss Mr. Brown tremendously, noting that he did a great job on Council and always had a measured response. He mentioned that Mr. Brown was a former Lieutenant serving on a nuclear submarine, and stated that he enjoyed Mr. Brown's speech on Memorial Day. He urged Mr. Brown to stay in touch with Council.

**Mr. Wiggins** stated that he appreciated Mr. Brown's common sense and ability to help Council understand and articulate what a particular issue might be. He wished him the best of luck.

**Mr. Brown** stated that it has been a great honor serving the city for the last four years. He commented that serving is easy because of the people who come in to work every day, and stated that the City has the best staff and directors that any City could possibly have. He noted that he never had to worry about the data coming in to Council which made his job easy.

He stated that he was reminded on election night how important one's vote is as the difference in this election was equivalent to one vote per precinct. He commented that when he was approached by the media on election night to inquire whether he would ask for a recall, he noted that he never had a doubt that the Clerk's office tallies were accurate. He urged residents to stay involved and engaged, and commented that Council is looking for citizens' input ahead of time before they make decisions.

He expressed his appreciation to President Tisdell and to State Representative Michael Webber for their support, and thanked his wife and children for allowing him to expend the time serving the city.

**Presented.**

**2017-0534** Administration's Recognition of Council Member Thomas Wiggins

**President Tisdell** stated that he has had the pleasure of serving with Mr. Wiggins over the past four years. He mentioned that in 2014 he and Mr. Wiggins volunteered to participate in a study group for the realignment of Eddington and Drexelgate, a process which lasted 18 to 19 months. He noted that Mr. Wiggins' thoughtfulness, measured response, patience, and willingness to listen was beneficial.

**Vice President Morita** stated that any time that there was a major financial decision to make, or additional explanation needed on an issue, Mr. Wiggins was the Council Member to consult. She stated that he had a 10,000-foot overview and a focus on the goal to ensure Council's direction. She commented that she will be calling on him in the future for advice.

**Dr. Bowyer** stated that it has been an honor to serve with Mr. Wiggins, as he brought much expertise, honor, and integrity to Council. She urged him to stay involved and thanked him for his dedication.

**Mr. Brown** commented that it has been great serving with Mr. Wiggins over the past four years, and noted that he was always there to review budget numbers on an item. He stated that he appreciated the variety of viewpoints of Council Members, and noted that many times Mr. Wiggins came up with a creative solution to maintain Fund Balance. He pointed out that Mr. Wiggins made a great impact on the decision for Fire Station #4.

**Mr. Hetrick** noted that Mr. Wiggins has been the financial expertise on Council, and served on the Capital Improvement Plan committee. He commented that he will miss Mr. Wiggins' wit.

**Mr. Kubicina** stated that when he was serving as a Citizen Representative on the Rochester Avon Recreation Authority, Mr. Wiggins urged him to consider applying for the Council Vacancy. He mentioned Mr. Wiggins' expertise in budgeting.

**President Tisdell** stated that he has worked more closely with Mr. Wiggins in the past couple of years than anyone else, and noted that he is glad to see that the traffic light is up and functioning at Eddington and Drexelgate.

**Mr. Wiggins** stated that his decision to not run for reelection was not because of the fine residents of the city. He commented that City Council is tremendous, and he has learned from them professionally and personally. He credited Mayor Barnett for his leadership and the City's employees for their efforts. He thanked Allan Schneck, Director of DPS/Engineering, Joe Snyder, Chief Financial Officer, and Scott Cope, Director of Building/Ordinance Compliance, for their work. He commented that City Clerk Tina Barton, Deputy Clerk Leanne Scott, and the Clerk's Office have been tremendous. He stated that it has been an honor and a pleasure to work with everyone, and wishes everyone the best.

**Mayor Barnett** sent his acknowledgement to Mr. Brown and Mr. Wiggins by way of video.

**Presented.**

## PRESENTATIONS

2017-0533 Swearing-In Ceremony for Fire Command Staff and new Firefighter Candidates

Attachments: [111317 Agenda Summary.pdf](#)

**Sean Canto**, Chief of Fire and Emergency Services, congratulated the members of his Department who achieved the milestone of promotion.

**City Clerk Tina Barton** administered the Oath of Office to the following individuals:

Todd Gary, Deputy Chief  
William Cooke, Assistant Chief/Fire Marshal  
Larry Gambotto, Captain-Training/Health/Safety  
Ron Mayes, Captain/Assistant Fire Marshal

**Chief Canto** distributed badges to those promoted. He introduced the incoming Firefighter/Paramedic candidates:

Aaron Boryczka  
David Brace  
Richard Dvorak  
Brendan Garwood  
Stephen Jeisch  
Branden Milbreath  
Christian Szadyr

**City Clerk Tina Barton** administered the Oath of Office to the incoming Firefighter/Paramedic candidates.

Presented.

(Recess 7:39 p.m. to 8:02 p.m.)

## PUBLIC HEARINGS

2017-0519 Community Development Block Grant (CBDG) Program Year 2018 Application

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Public Hearing Notice.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Vice President Morita** and **Mr. Kubicina** indicated that they would recuse themselves from discussion and vote on this item as they serve as the City's representatives to the Board of the Older Persons' Commission.

**Deborah Hoyle**, Senior Financial Analyst, introduced **Denise Lator**, Financial Analyst, and stated that she will be taking over coordination of the City's Community Development Block Grant Program after this evening. She noted that they were in attendance this evening to discuss Program Year 2018. She explained that the Administration is recommending the same distribution as last year, with Yard Services receiving \$10,000.00, Battered and Abused Spouses receiving \$7,000.00, Emergency Services receiving \$10,000.00, and the remainder to Minor Home Repair.

**Ms. Lator** stated that the City undertook 50 Minor Home Repair projects at a per-project cost of \$2,400.00 on average, the Yard Service program provided mostly snow removal services for 52 seniors, and 304 individuals were assisted with the Emergency Services grant.

**President Tisdel Opened the Public Hearing at 8:05 p.m.**

**Kaisra Osman** was in attendance to represent Haven, a shelter for abused women and children, and requested continued support in the amount of \$7,000.00, or more if possible. She explained that Haven serves to break the silence that keeps domestic violence and abuse behind closed doors, and serves a role of providing shelter to abused women and children, with a small percentage of abused victims being male. She commented that 42 families from Rochester Hills were served last year, with 23 crisis calls over a 12-month period. She welcomed Council Members to take a tour of their new facility.

**Kay Smith** was in attendance representing Rochester Area Neighborhood House (RANH). She expressed her thanks to Council for supporting their events this past year, and noted that work on their Livernois Road facility should be completed by Thanksgiving. She stated that RANH assisted hundreds of households in Rochester Hills with food, clothing, counseling, and education. She noted that over \$24,000.00 in direct financial assistance has been granted to Rochester Hills residents during the first ten months of 2017, helping 227 Rochester Hills residents to remain in their homes this year. She stated that the holiday gift program provides presents for over 500 children, and she invited anyone interested in volunteering or providing a gift to visit the organization's website at [www.ranh.org](http://www.ranh.org). She commented that residents who wish to enroll children in the program should call or email the organization.

**Seeing No Additional Public Comment, President Tisdel Closed the Public Hearing at 8:09 p.m.**

**President Tisdel** questioned whether the City spends its entire allocation of funds each year.

**Ms. Hoyle** responded that all funds are spent. She mentioned that this is a unique year for funding. She noted that the City receives its funding directly from Oakland County as it is a member of the Urban County program. The County in turn receives funding from the Department of Housing and Urban Development. She explained that the City has not received its letter to spend for Program Year 2017 yet, and was told that the letter is coming hopefully by the first week of December. She commented that the City has a very long wait list for the Minor Home Repair Program, especially noting those on the list who need furnaces.

**President Tisdel** questioned how funds allocated could be moved around.

**Ms. Hoyle** responded that there is a public service cap of 30 percent to be spent on Yard Services, Battered and Abused Spouses, and Emergency Services. She noted that the City is presently at 20 percent on these allocations.

**Dr. Bowyer** commented that she believes that the grants are great for the elderly residents and those that need the Haven's services, and suggested that the Haven's allocation be raised to the same level as the others.

**President Tisdell** questioned what impact raising the allocation for Haven would have on Minor Home Repair.

**Ms. Hoyle** responded that while it would decrease the number of projects by one or two, it would not have a significant effect.

**A motion was made by Wiggins, seconded by Hetrick, that this matter be Adopted by Resolution to authorize the CDBG application to be submitted to Oakland County with the following Project Amounts: 73227 Minor Home Repair \$118,817.00; 732170 Yard Services \$10,000.00; 730137 Battered and Abused Spouses \$10,000.00; and 730571 Emergency Services \$10,000.00; Total \$148,817.00. The motion carried by the following vote:**

**Aye** 5 - Bowyer, Brown, Hetrick, Tisdell and Wiggins

**Abstain** 2 - Kubicina and Morita

Enactment No: RES0318-2017

**Whereas**, Oakland County is preparing an Annual Action Plan to meet application requirements for the Community Development Block Grant (CDBG) program, and other Community Planning and Development (CPD) programs; and

**Whereas**, Oakland County has requested CDBG-eligible projects from participating communities for inclusion in the Action Plan; and

**Whereas**, the City of Rochester Hills has duly advertised and conducted a public hearing on November 13, 2017 for the purpose of receiving public comments regarding the proposed use of Program Year 2018 Community Development Block Grant funds (CDBG) in the approximate amount of \$148,817; and

**Whereas**, the City of Rochester Hills found that the following projects meet the federal objectives of the CDBG program and are prioritized by the community as high priority need.

Account Number	Project Name	Amount
731227	Minor Home Repair	\$118,817
732170	Yard Services	\$ 10,000
730137	Battered & Abused Spouses	\$ 10,000
730571	Emergency Services	<u>\$ 10,000</u>
		\$148,817

**Resolved**, that the City of Rochester Hills CDBG application is hereby authorized to be submitted to Oakland County for inclusion in Oakland County’s Annual Action Plan to the U.S. Department of Housing and Urban Development, and that the Mayor is hereby authorized to execute all documents, agreements, or contracts which result from this application to Oakland County.

## ORDINANCE FOR ADOPTION

**2017-0507** Request for Acceptance for Second Reading and Adoption - An Ordinance to amend Section 70-323 of Chapter 70, Offenses, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and update regulations relating to purchase, consumption, or possession of alcoholic liquor by a minor; to repeal conflicting ordinances; and to prescribe a penalty for violations

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Ordinance.pdf](#)  
[102317 Agenda Summary.pdf](#)  
[102317 Resolution.pdf](#)  
[Resolution \(Draft\).pdf](#)

**City Attorney John Staran** noted that this proposed Ordinance Amendment will update the City's Ordinance regarding minors in possession of alcohol to reflect the changes in State Law. He explained that the only substantive change is that the first offense will become a municipal civil infraction rather than a misdemeanor.

**A motion was made by Wiggins, seconded by Hetrick, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:**

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0319-2017

**Resolved**, that an Ordinance to amend Section 70-323 of Chapter 70, Offenses, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and update regulations relating to purchase, consumption, or possession of alcoholic liquor by a minor; to repeal conflicting ordinances; and to prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective on Monday, November 20, 2017, following its publication in the Oakland Press on Sunday, November 19, 2017.

## **PUBLIC COMMENT for Items not on the Agenda**

**Nina Kelly**, 2947 Mohawk, expressed her concern regarding a church approved for a residential home at 1167 Brewster Road. She commented that it is unfortunate that their Judson Park neighborhood association does not allow tall fences and stated that a church or parking lot was not expected in that location. She noted that she is planning to put her home on the market because of the proposed Premier Academy location at Tienken and Adams Roads. She commented that while she and her husband wish to stay in the city, they have concerns that any home that they purchase may be on a street where another home could turn into a church.

**Brian Roback**, 1142 Shenandoah, stated that his home is diagonal to the church proposed on Brewster and he just learned of the proposal last week. He commented that the entire backyard of the home will be turned into a parking lot which he will overlook. He stated that the church will affect his property value. He questioned who the owner of the property is and if they are an actual church as he cannot find any information about the Detroit Meeting Room.

**Lee Zendel**, 1575 Dutton Road, noted that Shelby Township has enacted an ordinance requiring dog owner to clean up their pet's animal droppings or face a fine, and suggested that the City pass a similar ordinance.



## 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.

- 2017-0518** Request for Adoption of a Resolution authorizing the Mayor or his agents to make application to the Road Commission for Oakland County (RCOC) for the necessary permits for posting road closures and detours for the 2017 Christmas Parade to be held on Sunday, December 3, 2017

**Attachments:** [111317 Agenda Summary.pdf](#)  
[2017 RochesterXmasParadeRoute.pdf](#)  
[RCOC Permit 2015-2017.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0320-2017

**Whereas**, the Cities of Rochester Hills and Rochester jointly host an annual Christmas season parade conducted under the auspices of the Rochester Regional Chamber of Commerce; and

**Whereas**, the parade route begins on Rochester, south of Tienken Road in the City of Rochester Hills, and proceeds south along Rochester Road to Third Street in downtown Rochester; and

**Whereas**, staging this event requires closing certain State and 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 Walton at Livernois, and the City of Rochester applying to the Michigan Department of Transportation for the closure of Rochester Road from E Second Street to Tienken Road.

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

**Be It Further Resolved**, that the parade detour routes be scheduled for Sunday, December 3, 2017, between the hours of 12:30 p.m. and 4:00 p.m. on Livernois, Avon, Rochester, and Tienken Roads; and

**Now Therefore Be It 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 any 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 and with the Road Commission for Oakland County, Waterford, Oakland County, Michigan.

**2017-0532** Request for Approval of a Fireworks Display Permit for Light the Village, November 17, 2017; Wolverine Fireworks Display, Inc., Applicant

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Fire Department Approval.pdf](#)  
[Permit Application.pdf](#)  
[Requirements Response.pdf](#)  
[Fireworks Inventory.pdf](#)  
[MSDS for Fireworks, Division 1.3G.pdf](#)  
[MSDS for Fireworks, Division 1.4G.pdf](#)  
[Insurance Documentation.pdf](#)  
[Map.pdf](#)  
[Display Fireworks Requirements.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0321-2017

**Whereas**, Wolverine Fireworks Display, Inc. of Kawkawlin, Michigan, is providing the fireworks display for The Village of Rochester Hills, Rochester Hills, Michigan; and

**Whereas**, Wolverine Fireworks Display, Inc. has provided the necessary insurance with the City of Rochester Hills; and

**Whereas**, the Rochester Hills Fire Department has no objection to the issuance of a fireworks permit providing their safety procedures are followed.

**Resolved**, that the Rochester Hills City Council does hereby approve a permit for Wolverine Fireworks Display, Inc. to provide a fireworks display for The Village of Rochester Hills on Friday, November 17, 2017, subject to the following conditions:

1. The display shall be in conformance with the 2014 Edition of NFPA 1123, and the 2006 International Fire Code.
2. During the firing of the display, all personnel in the discharge site shall wear head protection, eye protection, hearing protection, and foot protection and shall wear cotton, wool, or similarly flame resistant, long sleeved, long legged clothing.
3. No smoking shall be allowed in the discharge area where fireworks or other pyrotechnic materials are present.
4. No person shall be allowed in the discharge area while under the influence of alcohol, narcotics, or drugs that could adversely affect judgment, movement, or stability.
5. Subject to onsite inspection the night of the display.

**2017-0526** Request for Purchase Authorization - MIS: Project Budget for purchase of equipment, supplies and software in the amount not-to-exceed \$59,700.00 through December 31, 2018; State Contracts, National Cooperative Contracts and Other Supply Sources

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0322-2017

**Resolved**, that the Rochester Hills City Council hereby authorizes a project budget for the purchase of equipment, supplies and software utilizing State Contracts, National Cooperative Contracts and Other Supply Sources in the amount not-to-exceed \$59,700.00 through December 31, 2018.

### Passed the Consent Agenda

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdel and Wiggins

### LEGISLATIVE & ADMINISTRATIVE COMMENTS

**Vice President Morita** responded to public comment regarding the conversion of a home on Brewster to a church, stating that as a member of the Planning Commission she and other Commission members had concerns about the organization involved and the plan. She noted that it was clarified on the Planning Commission minutes that the Detroit Meeting Room is a property holding company for a church. She pointed out that a church cannot go in just any location within a residential area as the right-of-way must be at least 86 feet wide. She noted that most of the city's residential streets are only 66 feet wide. She stated that following the approval granted at the Planning Commission meeting, staff prepared a proposed Moratorium which Council approved the following Monday. She noted that the private deed restrictions and homeowner's association regulations cannot be overridden by Council. She suggested that the homeowner's association should consult someone specializing in the area of law to enforce any deed restrictions. She commented that the Planning Commission did not infer that there would be a neutral effect to property values. She stated that while the City cannot judge what they do or how they do it, it can ensure that there are proper protections in place for the neighboring property owners. She stressed that the City is taking this very seriously.

**President Tisdel** commented anyone at City Hall would be reluctant to publish comments relative to property value, and stated that any reference to neutrality was mostly likely a wise choice of words.

**Dr. Bowyer** stated in response to public comment regarding the property on Brewster that in her subdivision, a homeowner can erect a fence to block off lights from a road.

She expressed her thanks to those who came out on November 11, 2017 to Run the Fairways to support Special Olympics. She thanked Ed Leafdale for being Master of Ceremonies at Veterans Memorial Park this past Saturday at the Veterans Day ceremony. She mentioned that the annual Paint the Plow event was hosted at the DPS Facility this past Saturday, with Allan Schneck, Director of DPS/Engineering, and his family hosting the event. She acknowledged a generous donation made to Innovation Hills by John and Mary Modetz, which will fund the construction of six ponds and a waterfall, along with a donation by Chief Financial Credit Union, which will fund a water wall and public shelter.

*She mentioned that the Light the Village event will take place on November 17, 2017 from 6:00 p.m. to 9:00 p.m.*

**Mr. Hetrick** questioned how many cars were approved for the parking area of the proposed church conversion on Brewster Road.

**Sara Roediger**, Director of Planning and Economic Development, responded that space for 14 cars was approved.

**Mr. Hetrick** stated that Council will work to resolve the issue so that these kinds of conversions are more easily managed. He stated that the Run the Fairways event was terrific, with close to 100 individuals participating. He expressed his congratulations to the incoming Council Members, and hoped that those who were not elected will stay involved and engaged.

**Mr. Kubicina** expressed his congratulations to the successful candidates. He noted that he is speaking with Ryan Smith to encourage him to join the Rochester Area Youth Assistance. He mentioned that resident Gail Kemler recently celebrated her 100th birthday.

**Maria Willett**, Chief Assistant to the Mayor, made the following announcements:

- The Eddington Boulevard relocation landscaping is underway.
- Shuttles will be available from Adams High School for the Light the Village event.
- Paul Glantz, CEO of Emagine Theaters, will be the speaker for the Broomfield Center for Leadership event.

**City Clerk Tina Barton** expressed her appreciation to her staff members who put in long hours for the election. She noted that training is held during the three weeks leading up to the election, and approximately 250 election workers help ensure that the election is successful. She congratulated those who won and expressed her appreciation to those who competed. She noted that turnout was approximately 15 percent, and encouraged everyone to get involved in their local elections, stating that they are just as important if not more important than Federal elections.

## ATTORNEY'S REPORT

**City Attorney John Staran** had nothing to report.

## NOMINATIONS/APPOINTMENTS

- 2017-0530** Request to Confirm the Mayor's Reappointment of Robert Justin, Mark Sera, and Thomas Turnbull to the Brownfield Redevelopment Authority, each for a three (3) year term to expire on November 13, 2020

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Justin CQ.pdf](#)  
[Sera CQ.pdf](#)  
[Turnbull CQ.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Vice President Morita** noted that the Brownfield Redevelopment Authority was the first board she served on at the City, and she commented that she worked with Mr. Justin, Mr. Sera and Mr. Turnbull who were all value-added assets to the Board.

**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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0323-2017

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Robert Justin, Mark Sera, and Thomas Turnbull to the Brownfield Redevelopment Authority, each for a three (3) year term to expire on November 13, 2020.

- 2017-0535** Request to Confirm the Mayor's Appointment of Rophin Paul to the Local Development Finance Authority (LDFA) to fill the unexpired seat of Donald Price ending March 31, 2019

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Paul CQ.pdf](#)  
[Price Resignation.pdf](#)  
[Resolution \(Draft\).pdf](#)

**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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0324-2017

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's appointment of Rophin Paul to the Local Development Finance Authority (LDFA) to fill the unexpired seat of Donald Price ending March 31, 2019.

## NEW BUSINESS

- 2017-0499** Request for Purchase Authorization - MAYOR: Contract/Blanket Purchase Order for governmental representation and consulting services in the amount not-to-exceed \$162,000.00 for a three-year term to expire November 30, 2020; Midwest Strategy Group, Lansing, MI

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Presentation.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Joe Snyder**, Chief Financial Officer, stated that Midwest Strategy Group has been an incredible partner for the City, and has worked with several departments on a

number of items including liquor license, procurement laws, and legislative bills. He stated that City staff is often contacted at the initial stages of legislation offering suggestions and opinions, and the City has a voice in Lansing. He noted that Midwest personnel attend meetings and sessions on the City's behalf, and coordinate and communicate very well with the Michigan Municipal League.

He mentioned that the group was instrumental in a grant for a half-million dollars for Innovation Hills; and is pursuing a change to the existing personal property tax reimbursement calculation, which will restore approximately \$75,000 per year to the City.

He introduced **Mike Compagnoni** of Midwest Strategy Group.

**Mr. Compagnoni's** presentation included highlights of accomplishments that the Midwest Strategy Group has achieved for the City, including the following:

- Through the legislative process, a \$500,000 grant was obtained for Innovation Hills. Monies will be available to construct the community water feature.
- House Bill 5086 will fix dates for the personal property tax reimbursements. The bill is expected to see floor action after Thanksgiving.
- Stormwater Utility and Liability bills proposed include House Bill 4290, which will limit the City's liability from stormwater backups. House Bill 4100 has stalled in committee.
- Senate Bill 393 changes reporting requirements for authorities, and will affect the City's Local Development Finance Authority.
- House Bill 4671, sponsored by State Representative Michael Webber, allows for voluntary consolidation of election duties. Midwest staff are working with City Clerk Tina Barton on this proposed legislation.
- Additional legislation under consideration includes bills related to short term rentals and to transformational brownfields.

He noted future goals, including the following:

- The passage of House Bill 5086 would mean thousands of dollars a year in lost personal property tax reimbursement revenue.
- Midwest staff are currently working with the City on future grants for Innovation Hills, including eligibility for Michigan Economic Development Commission's crowdfunding grants.
- Midwest staff are working toward the passage of the stormwater utility and liability bills.

He expressed his thanks for Council's support and noted that Midwest staff enjoy working with the City.

**Mr. Kubicina** expressed his appreciation for the update, and thanked Midwest staff for securing the grant monies for Innovation Hills.

**Mr. Hetrick** stated that the Midwest team is terrific and has forged a great partnership with the City, with significant contributions to quality of life.

*Dr. Bowyer commented that the presentation shows the value of what Midwest Strategy Group has done for the City.*

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0325-2017

**Resolved**, that the Rochester Hills City Council hereby authorizes a Contract/Blanket Purchase Order for governmental representation and consulting services to Midwest Strategy Group, Lansing, Michigan in the amount not-to-exceed \$162,000.00 for a three-year term to expire November 30, 2020 and further authorizes the Mayor to execute a contract on behalf of the City.

**2017-0536** Request for Approval of the ratified settlement between the City of Rochester Hills and AFSCME Local 1917.28

**Attachments:** [111317 Agenda Summary.pdf](#)  
[Resolution \(Draft\).pdf](#)

*Pamela Gordon, Director of Human Resources, stated that Council's continued support is requested as the Administration moves forward into implementation of the new salary schedule for Rochester Hills employees. She noted that the recommendations were reviewed with Council this past July and approved for incorporation into the 2018 Budget.*

*She explained that Local 1917.28 is the supervisory division encompassing nine employees, and will be incorporated into the initial implementation along with non-union employees. She pointed out that the general employee's union chose not to move forward at this time, and contract negotiations are expected to be opened in mid-2018.*

*President Tisdell expressed his appreciation for Ms. Gordon's and Mr. Snyder's work.*

*Ms. Gordon expressed her thanks to Mr. Brown and Mr. Wiggins, noting that she appreciated working with them over the past four years.*

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0326-2017

**Whereas**, the membership of AFSCME Local 1917.28 has ratified a settlement to amend their current union contract in order to implement the new salary schedule authorized for the 2018 budget.

**Resolved**, City Council approves the ratified settlement, amending the Local 1917.28 union contract and authorizes implementation of the 2018 salary schedule, effective December 25, 2017.

**2017-0103** Request for Purchase Authorization - ENG: Increase to Blanket Purchase Order/Contract for construction engineering services for the 2017 Pathway

Program in the amount of \$2,520.50 for a new not-to-exceed amount of \$68,770.50; Anderson, Eckstein and Westrick, Inc., Shelby Township, MI

**Attachments:** [111317 Agenda Summary.pdf](#)  
[092517 Agenda Summary.pdf](#)  
[AEW Letter Additional Services 091417.pdf](#)  
[031317 Agenda Summary.pdf](#)  
[Proposal AEW CE Services Pathway Program.pdf](#)  
[031317 Resolution \(Draft\).pdf](#)  
[092517 Resolution \(Draft\).pdf](#)  
[Resolution \(Draft\).pdf](#)

**Allan Schneck**, Director of DPS/Engineering, stated that the increase for construction engineering for the Pathway Project was requested as the project was somewhat unique. He explained that the City coordinated the project from Wimberly to the new Enclaves development, and then to fill the gaps in the pathway down to Tienken Road. He noted that Anderson Eckstein and Westrick, Inc., was asked to oversee the construction of the pathway, and he pointed out that the City fully intends to utilize the developer's escrow to pay for their services.

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0327-2017

**Resolved**, that the Rochester Hills City Council hereby authorizes an increase to the Blanket Purchase Order/Contract for construction engineering services for the 2017 Pathway Program to Anderson, Eckstein and Westrick, Inc., Shelby Township, Michigan in the amount of \$2,520.50 for a new not-to-exceed amount of \$68,770.50.

**2017-0237** Request for Purchase Authorization - ENG: Increase to Blanket Purchase Order/Contract for construction engineering services for the paving portion of the Belle Cone Gardens, Homestead Acres & Sunnysdale Gardens Subdivisions Water Main Replacement & Road Resurfacing Project in the amount of \$6,400.00 for a new not-to-exceed amount of \$41,200.00; Spalding DeDecker, Rochester Hills, MI

**Attachments:** [011317 Agenda Summary.pdf](#)  
[051517 Agenda Summary.pdf](#)  
[Services Agreement.pdf](#)  
[051517 Resolution \(Draft\).pdf](#)  
[Resolution \(Draft\).pdf](#)

**Allan Schneck**, Director of DPS/Engineering, stated that the roadways were planned for resurfacing as a part of the watermain replacement in Section 33. He noted that part of that section had much curb and gutter which had to be redone due to an alkali-silica reaction; and Spalding DeDecker incurred additional expense. He explained that in reviewing funding for the entire Local Street Rehabilitation Program, hot melt asphalt came in approximately \$250,000 under budget, while concrete will be approximately 5 percent into its contingency. He pointed out that the overage for this project will be fully covered by those two project components coming in approximately \$497,000 under budget.



*Mr. Brown expressed his thanks to Mr. Schneck for the last four years.*

*After the vote, Mr. Schneck thanked Mr. Brown and Mr. Wiggins, noting it has been a pleasure to work with them. He commented that he does not think that people appreciate the time and effort that Council expends, and stated that the staff is blessed to have a Mayor and Administration that provide a culture that employees can excel.*

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

**Aye** 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0328-2017

**Resolved**, that the Rochester Hills City Council hereby authorizes an increase to the Blanket Purchase Order/Contract for construction engineering services for the paving portion of the Belle Cone Gardens, Homestead Acres & Sunnysdale Gardens Subdivisions Water Main Replacement & Road Resurfacing Project to Spalding DeDecker, Rochester Hills, Michigan in the amount of \$6,400.00 for a new not-to-exceed amount of \$41,200.00.

## **ANY OTHER BUSINESS**

## **NEXT MEETING DATE**

*Regular Meeting - Monday, December 4, 2017 - 7:00 p.m.*

## **ADJOURNMENT**

*There being no further business before Council, it was moved by Brown, seconded by Wiggins to adjourn the meeting at 9:12 p.m.*

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*MARK A. TISDEL, 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.*