



Rochester Hills Minutes - Draft

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Home Page:
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City Council Regular Meeting

*Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, James Kubicina,
Stephanie Morita, Mark A. Tisdel, and David Walker*

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."*

Monday, September 9, 2019

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

President Tisdel called the Regular Rochester Hills City Council Meeting to order at 7:01 p.m. Michigan Time.

ROLL CALL

Present 7 - Susan M. Bowyer, Ryan Deel, Dale Hetrick, James Kubicina, Stephanie Morita, Mark A. Tisdel and David Walker

Others Present:

*Tina Barton, City Clerk
Alan Buckenmeyer, Parks Manager
Sean Canto, Fire Chief/Emergency Services Director
Ann Christ, City Attorney
Bill Cooke, Assistant Chief/Fire Marshall
Scott Cope, Building/Ordinance/Facilities Director
Lisa Cummins, Procurement Manager
Matt Einhauser, Natural Resources Manager
Ken Elwert, Parks & Natural Resources Director
Pam Gordon, Human Resources Director
Captain Michael Johnson, Oakland County Sheriff's Office
Kevin Krajewski, Information Systems Director
Rochelle Lyon, Deputy Information Systems Director
Pat McKay, Museum Manager
Zena Nasiri, RHGYC Representative
Sara Rodiger, Planning & Economic Development Director
Allan Schneck, Public Services Director
Joe Snyder, Chief Financial Officer
Karen Somerville, Deputy Assessing Director
Tom Talbert, Strategic Innovations Specialist*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Bowyer, seconded by Morita, that this matter be Approve the Agenda as Presented. The motion CARRIED by the following vote:

Aye 7 - Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdell and Walker

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

Mr. Deel introduced **Zena Nasiri**, RHGYC Representative.

Ms. Nasiri stated she attends Rochester Adams High School and is in the 11th grade. She thanked everyone who donated to the RHGYC's August literacy project, noting 36 books were donated. She personally thanked the City and the RHGYC for supporting her foundation, Girls of the Crescent, and the August literacy project. Ms. Nasiri announced the next meeting of the RHGYC is on September 16, 2019 at 6:00 p.m. at the DPS facility.

Paint Creek Trailways Commission:

Dr. Bowyer reported the bridge between Silverbell Road and Dutton Road has been completed, so the Paint Creek Trail is open in that stretch. She explained the trailways is now being resurfaced in 1-mile sections so there will be rolling closures over the 8.9-mile trail for numerous weeks and suggested users check <http://paintcreektrial.org> for updates on which section of the trail is closed.

Green Space Advisory Committee:

Dr. Bowyer announced a Second Saturday hike will be held on Saturday, September 14, 2019 at 10:00 a.m. along the Clinton River Trail and Harding Green Space. She noted the event is free, but registration is required, so participants should sign up at www.rochesterhills.org/greenspace.

Older Persons' Commission (OPC):

Mr. Kubicina announced the following upcoming OPC events:

- Scrapbooking, a class on everything about scrapbooking from A to Z, on Saturday, September 21, 2019, 9:00 a.m. - 9:00 p.m. The cost is \$55.00, the event is open to public, and proceeds benefit Act of Kindness.
- The Savvy Seniors monthly topic is DIA: "Behind the Seen" presented by the Detroit Institute of Arts on Wednesday, September 18, 10:00 - 11:00 a.m. The event is free and is open to the public. Call 248-656-1403 for reservations. Breakfast will be provided.
- Senior Day at Bloomer Park on Wednesday, September 11, 2019, 9:30 a.m. - 2:30 p.m. The event includes a picnic lunch, a car show, and entertainment. The event is free, but registration is required. Please call 248-656-1403 ext. 0.

Rochester Avon Recreation Authority (RARA):

Mr. Deel reported on the following RARA activities and encouraged residents to visit www.rararecreation.org <<http://www.rararecreation.org>> for the complete brochure:

- Heroes vs. Villains Kids 1-Mile Run and 5K Run along the Clinton River Trail on Saturday, October 5th. The Kids 1-Mile Run is \$15 and begins at 9:00 a.m. The 5K Run is for all ages, the cost is \$30, and begins at 9:30 a.m. Both events begin at the RARA Building at 500 E. 2nd Street.
- Boo Bash, Friday, October 18th, 5:30 - 7:30 p.m. at the RARA Building. The cost is \$10 in advance or \$15 at the door. Parents are free. To register visit www.rararegistration.org <<http://www.rararegistration.org>> or call 248-656-8308.
- Paint Creek: Pokeball Terrarium Workshop on Tuesday, September 24th, 6:30 - 8:00 p.m. The fee is \$30 per person. For more information and to register visit www.rararegistration.org <<http://www.rararegistration.org>> or call 248-656-8308.
- Artistic Drawing Classes. Two classes are being offered, one on Wednesday, October 2nd to create a wild cherries drawing and one on Wednesday, November 6th to create a fall pumpkin drawing. The classes are for persons 18+ years old, and the fee for each class is \$25. For more information and to register visit www.rararegistration.org <<http://www.rararegistration.org>> or call 248-656-8308.

RECOGNITIONS

2019-0395 Recognition of the Purchasing Department for earning the Achievement of Excellence of Procurement Award for the sixteenth consecutive year

Attachments: [090919 Agenda Summary.pdf](#)
[Proclamation.pdf](#)
[Resolution \(Draft\).pdf](#)

Proclamation in Recognition of the Purchasing Department for earning the Achievement of Excellence of Procurement Award for the sixteenth consecutive year

President Tisdale presented Lisa Cummins, Purchasing Manager, with a proclamation in recognition of the Purchasing Department for earning the Achievement of Excellence of Procurement Award:

Whereas, the Achievement of Excellence in Procurement (AEP) recognizes organizational excellence in public and non-profit procurement; and

Whereas, the AEP is sponsored by the National Procurement Institute along with seven additional highly reputable procurement associations located throughout North America; and

Whereas, the continuously evolving AEP award criteria are designed to measure state of the art in public procurement best practices, including innovation, professionalism, e-procurement, productivity, and leadership attributes of the procurement function; and

Whereas, the City of Rochester Hills was one of only two agencies in Michigan

and one of only 67 cities in the United States and Canada to receive this year's Achievement of Excellence in Procurement Award; and

***Whereas**, 2019 marks the sixteenth consecutive year the City of Rochester Hills has earned this prestigious and well-deserved award.*

***Now, Therefore, Be It Resolved**, that the Mayor and City Council of the City of Rochester Hills hereby recognize the Purchasing Department for their commitment to excellence in procurement and congratulate them on 16 years of earning the Achievement of Excellence in Procurement Award.*

Presented.

Enactment No: RES0047-2020

Whereas, the Achievement of Excellence in Procurement (AEP) recognizes organizational excellence in public and non-profit procurement; and

Whereas, the AEP is sponsored by the National Procurement Institute along with seven additional highly reputable procurement associations located throughout North America; and

Whereas, the continuously evolving AEP award criteria are designed to measure state of the art in public procurement best practices, including innovation, professionalism, e-procurement, productivity, and leadership attributes of the procurement function; and

Whereas, the City of Rochester Hills was one of only two agencies in Michigan and one of only 67 cities in the United States and Canada to receive this year's Achievement of Excellence in Procurement Award; and

Whereas, 2019 marks the sixteenth consecutive year the City of Rochester Hills has earned this prestigious and well-deserved award.

***Now, Therefore, Be It Resolved**, that the Mayor and City Council of the City of Rochester Hills hereby recognize the Purchasing Department for their commitment to excellence in procurement and congratulate them on 16 years of earning the Achievement of Excellence in Procurement Award.*

PUBLIC HEARINGS

2019-0375 Public Hearing for the Older Persons' Commission Proposed Fiscal Year 2020 Budget

Attachments: [081919 Budget Presentation Schedule.pdf](#)
[Suppl OPC 2020 Budget Presentation.pdf](#)
[Suppl OPC Presentation.pdf](#)
[OPC 2020-2022 Proposed Budget Package.pdf](#)
[2020-2022 CC Budget Questions OPC.pdf](#)
[081219 Agenda Summary.pdf](#)
[081219 Resolution.pdf](#)

***Joe Snyder**, Chief Financial Officer, reported that the 2020-2022 proposed budgets for the Older Persons' Commission (OPC), Rochester Avon Recreation Authority (RARA), and the City of Rochester Hills were submitted to City Council, per City Charter, at the Council's August 12, 2019, meeting. The*

City Council then held a budget workshop on August 19, 2019, at which time each department presented upcoming budget plans and were available for questions and comments on their proposals.

Mr. Snyder announced tonight is the public hearing portion of the annual budget process held to provide an additional opportunity for public comment. He explained three separate public hearings will be held: one for OPC, one for RARA, and one for the City of Rochester Hills' budget plans, respectively. He commented all the budget questions and comments received thus far with administrative responses are included in each organization's budget agenda packets.

**President Tisdale Opened the Public Hearing at 7:14 p.m.
Seeing No Public Comment, President Tisdal Closed the Public Hearing at 7:14 p.m.**

Discussed.

Enactment No: RES0048-2020

2019-0376 Public Hearing for the Rochester Avon Recreation Authority Proposed Fiscal Year 2020 Budget

Attachments: [081919 Budget Presentation Schedule.pdf](#)
[RARA 2020-2022 Proposed Budget Package.pdf](#)
[Suppl RARA 2020 Budget Presentation.pdf](#)
[2020-2022 CC Budget Questions RARA.pdf](#)
[081219 Agenda Summary.pdf](#)
[081219 Resolution.pdf](#)

Joe Snyder, Chief Financial Officer, reported no further comments or questions have been received on RARA's budget plan.

**President Tisdale Opened the Public Hearing at 7:15 p.m.
Seeing No Public Comment, President Tisdal Closed the Public Hearing at 7:15 p.m.**

Discussed.

Enactment No: RES0049-2020

2019-0346 Public Hearing for the City of Rochester Hills Proposed Fiscal Year 2020

Attachments: [081919 Agenda Summary.pdf](#)
[081919 Budget Presentation Schedule.pdf](#)
[Suppl Budget Overview.pdf](#)
[2020-2022 CC Budget Questions City.pdf](#)
[081219 Agenda Summary.pdf](#)
[081219 Resolution.pdf](#)

Joe Snyder, Chief Financial Officer, introduced the final budget-related public hearing on the City of Rochester Hills proposed 2020-2022 Budget Plan. He reported no further questions or comments have been received.

President Tisdal noted 15 pages of questions and answers have been added to

the package available on-line for public review.

**President Tisdale Opened the Public Hearing at 7:16 p.m.
Seeing No Public Comment, President Tisdal Closed the Public Hearing at
7:16 p.m.**

Discussed.

Enactment No: RES0050-2020

2019-0397 Adoption of the 2019 Millage Rates and Levies (for Fiscal Year 2020)

Attachments: [090919 Agenda Summary.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, presented for City Council's consideration the millage rates which will provide funding for the OPC, RARA, and the City of Rochester Hills' Fiscal Year 2020 budgets. He noted these are the levies which will be included on the Winter 2019 tax bill, sent out on December 1st, to provide funding for Fiscal Year 2020. He announced the bottom-line millage rate proposed maintains the City's overall millage rate at 10.4605 for the fifth consecutive year and keeps the City of Rochester Hills among the lowest millage rates of all cities in Oakland County.

Mr. Snyder pointed out the special lighting levies for the Christian Hills and Dennison Acres subdivisions are also included for City Council consideration.

**President Tisdale Opened the Public Hearing at 7:18 p.m.
Seeing No Public Comment, President Tisdal Closed the Public Hearing at
7:19 p.m.**

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

Aye 7 - Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdal and Walker

Enactment No: RES0270-2019

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and Section III of the Charter for the City of Rochester Hills; the Mayor, as the Chief Administrative and Executive Officer for the City, has prepared and proposed the budget for the ensuing year and submitted it to the City Council at its first meeting in August; and

Whereas, at its August 12, 2019 meeting City Council acknowledged receipt from the Mayor of the 2020 Proposed Budget and the 2021-2022 Projected Budgets and set a Public Hearing for September 9, 2019 at 7:00 p.m. to hear comments on the Proposed Budget Plan and Millage Rates; and

Whereas, at its September 9, 2019 meeting City Council held said Public Hearing and heard comments on the Proposed Budget Plan and Millage Rates.

Now, Therefore, Be It Resolved, the City Council hereby adopts the following tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure

Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millage(s) Limitation, to be levied in December 2019 to provide the tax revenues included in the Proposed Fiscal Year 2020 Budget:

PROPOSED MILLAGE RATES

Operating Millages: 2019

General Fund (Charter) 2.6582
 Local Street I (Voted) 0.3418
 Local Street II (Voted) 0.4683
 Local Street III (Voted) 0.2864
 Fire Fund (Charter) 2.7000
 Special Police I (Voted) 1.1655
 Special Police II (Voted) 1.1640
 Pathway (Voted) 0.1789
 RARA Operating (Voted) 0.1878
 OPC Operating (Voted) 0.2316
 OPC Transportation (Voted) 0.0963
 Library Operating (Charter) 0.7545

Operating - Subtotal 10.2333

Debt Millages:

Chapter 20 Drain Debt 0.0372
 OPC Building (Voted) 0.1900

Debt - Subtotal 0.2272

TOTAL MILLAGES 10.4605

The Total Millage rate of 10.4605 is per Thousand Dollars (\$1,000) of taxable valuation, as equalized; and

Be it Further Resolved, the City Council hereby adopts the following Special Lighting levies for the Christian Hills Subdivision at the rate of \$14.21 per lot or description; and for the Denison Acres Subdivision at the rate of \$3.73 per lot or description; and

Be It Further Resolved, that the Assessor of the City of Rochester Hills be and hereby is authorized to have said amounts spread on the 2019 Tax Rolls.

Be It Further Resolved, that the City Council hereby adopts the following tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millage(s) Limitation, to be levied in December 2019 to provide the tax revenues included in the Proposed Fiscal Year 2020 Budget.

PLANNING AND ECONOMIC DEVELOPMENT

- 2019-0061** Request for Approval of the First Amendment to the PUD Agreement for Brewster Village Condominiums, a proposed 30-unit development on 7.3 acres, located north of Walton, on the west side of Brewster, zoned SP Special Purpose and R-1 and R-3 One Family Residential; Robertson Brothers Homes, Applicant

Attachments: [090919 Agenda Summary.pdf](#)
[Staff Report 082019.pdf](#)
[Letter RB 070219.pdf](#)
[Traffic Analysis Letter 061219.pdf](#)
[Review Comments 080919.pdf](#)
[DPS/Engineering Review Comments 081219.pdf](#)
[Email Loughrin 081419.pdf](#)
[Revised PUD Agreement 8-29-19.pdf](#)
[Email Staran 082919.pdf](#)
[Support Letter Samaritas 080819.pdf](#)
[Email Yuhasz 062019.pdf](#)
[Email in Support 071919.pdf](#)
[Email Ouimet 071519.pdf](#)
[Email Tilove 081319.pdf](#)
[Email Larroquette 081819.pdf](#)
[Email Wojciechowski 082719.pdf](#)
[Email Vianzanko 082319.pdf](#)
[Email Staran 072619.pdf](#)
[Site Plan.pdf](#)
[Minutes PC 021919.pdf](#)
[PHN Amend PUD 082019.pdf](#)
[PUD Agreement 022019.pdf](#)
[Minutes PC 082019.pdf](#)
[031119 Agenda Summary.pdf](#)
[Staff Report 021919.pdf](#)
[Email Staran 022719.pdf](#)
[031119 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Director of Planning and Economic Development, stated the project received final PUD approval from City Council on March 11, 2019 for 30 single family condominium units. She noted the parcel is in three different zoning districts, R-1, R-3, and SP, which allows a mixture of single-family homes and special purpose uses such as senior living and college uses.

Ms. Roediger reported the developer has since discovered providing a left turn lane on Brewster, which was a condition of approval as one of the public benefits required of a PUD, would be cost prohibitive. She explained staff met with the applicant to discuss alternative ways to provide public benefits in order to improve both pedestrian and vehicular traffic circulation. She stated the applicant is asking for an amendment to the PUD approval conditions and reported the Planning Commission, at their August 20, 2019, meeting voted to recommend approval of the amended PUD.

Jim Clark and Tim Loughrin, of Robertson Brothers Homes, were present to answer any questions.

Mr. Clark explained the following:

- Installing a left turn lane would impact the City's existing water main, require removing existing driveways and parking spaces for homeowners on the east side of Brewster, and replacing a large amount of curbing at a cost of approximately \$300,000, which the developer cannot absorb.
- Traffic studies conducted by both the developer's traffic engineers and the

City's traffic engineers concluded that the development will not significantly increase traffic because of the target demographic for Brewster Village, and therefore, the addition of a left turn lane on Brewster would, in essence, not be a public benefit.

- Robertson Brothers Homes has worked with the Shadow Woods Neighborhood Board and has agreed to pay \$40,000 to improve one of their storm ponds which both developments will use plus another \$40,000 to improve a storm pond which serves only Shadow Woods.
- Other benefits to be added by Robertson Brothers Homes include screening of Brewster Village Condominiums from Shadow Woods with \$25,000 of landscaping, completion of a bike path in front of the Condominium project and the addition of amenities to the bike path.

Public Comment:

Terry Lanker, 583 Snowmass St. in Shadow Woods, retracted an earlier statement that he wanted the left turn lane in view of the findings of the traffic engineers. He expressed support of Brewster Village, stated the developer is providing benefits to Shadow Woods, and said he would like to see the project move forward with Robertson Brothers Homes.

Maxmiliano Larroquette, 2678 Winter Park Road, opposed the amendment to the PUD. He stated the traffic study was conducted in June when schools were not in session and pointed out that the data is not statistically representative of the situation. He said this morning at 8:00 a.m. traffic was backed up beyond Powderhorn Ridge Road and it took three light cycles for him to get through. He indicated traffic has increased 200% in the last 10 years and that traffic will begin to use Oklahoma Ave. and Colorado Ave. to cut through. Mr. Larroquette asked the City Council to deny the amendment to the PUD.

Mr. Clark explained that the traffic engineers make accommodations for the school schedule in their findings. He indicated the City's traffic engineers reviewed the data and said the data was sound. He confirmed that the traffic study was done in June, however, the traffic engineers have data for traffic when school is in session.

President Tisdell noted the traffic study states the target market for the Brewster Village Condominiums development is 55+ years of age, with the residents' peak morning traffic hours estimated to be at 10:00 a.m. and peak afternoon hours at 3:00 p.m. He explained the study reports the Brewster and Walton intersection currently handles about 12,000 cars, and the anticipated impact of the development is less than one percent.

Ms. Roediger clarified the traffic study is not new information as it was conducted last year and was available during review of the PUD. She stated that both the developer's engineers and the City's engineers agreed the turn lane was not warranted.

Dr. Bowyer questioned which detention pond this development will drain into. She also inquired whether or not there is a curb on the right side of Brewster where drivers going north would turn left into the development. Lastly, she

questioned the potential height of a building that could be developed under Special Purpose (SP) Zoning.

Mr. Clark explained that as a public benefit they will be improving the detention pond in Shadow Woods that they will be draining into, in addition to cleaning up a second detention pond upstream that they will not be draining into.

Ms. Roediger commented that SP zoning is vague, it includes college uses and senior living, and that it does not limit density.

Mr. Loughrin pointed out that half the site is master planned for multifamily use meaning the density allowed could result in 48 townhouse-style apartments. He commented that the target market is typically out of town during the winter or semi-retired, so the times the residents would be going out on the roads is different from typical rush hours.

Mr. Hetrick questioned whether the City currently receives complaints about cut-through traffic on Colorado and similar roads, and noted that **Allan Schneck**, Public Services Director, was shaking his head no in response. Mr. Hetrick commented if there is not currently a cut-through traffic problem a one percent increase in traffic volume would not likely create one.

Vice President Morita disagreed that people in the 55+ age group only drive between 10:00 a.m. and 3:00 p.m. She reported the Planning Commission vote on the amendment was split. She explained the northern portion of the parcel is R-1 and R-2 which, regardless of how it is master planned, would not permit 30 units.

Ms. Roediger indicated the portion of the property zoned R-1 and R-2 would allow 8 residential units.

Vice President Morita pointed out the developer is being allowed greater density with the PUD agreement on the northern part of the property than would normally be allowed. She explained that when the Planning Commission is considering a PUD a public benefit is required. She said helping with the neighboring subdivision's drainage is a private responsibility, not a City responsibility. Ms. Morita stated she drives past the Brewster and Walton intersection in the mornings and pointed out that a driver coming north and holding up traffic to make a left turn into the development will be problematic. She stated that although she likes the project she cannot support it without the developer adding a more substantial public benefit.

President Tisdell noted the Planning Commission vote was 5-3 for approval, with Mr. Gaber recusing himself. He questioned how the development is targeted.

Mr. Clark said it is not age restricted, however, by design and seventy years of experience, the development will appeal to people generally more senior than 55 years of age. He added that Robertson Brothers Homes is also contributing to the public benefit with \$72,000 of road improvements including traffic signalization and flashers.

Mr. Loughrin stated his belief that providing a benefit for the 417 homes in Shadow Woods qualifies as a public benefit.

Mr. Deel asked for the specific public benefits being supplied by the developer's \$72,000 investment.

Ms. Roediger noted the actual dollar amount is \$69,800 for five specific items included in the amended PUD agreement:

- Reduced school speed zone flasher signs
- Rapid flashing beacons
- LED street lighting at mid-block crossing
- Pedestrian ADA compliant ramp upgrade work
- Special crosswalk markings

Mr. Deel commented that a lot of the items are pedestrian improvements in the area of Brewster Elementary School which benefits the children having to cross the street there.

Ms. Roediger pointed out the improvements also benefit students from Van Heusen Middle School and Adams High School.

Mr. Deel noted the traffic study report anticipates 201 daily trips generated by the proposed development, which amounts to a less than 2.4% increase over the current 8,708 daily users of that area of Brewster Road as reported by SEMCOG. He agreed with Ms. Morita's statement that the time of day residents of the development will be using the road cannot be known but said an additional daily load of only about 2.4% is being added to the traffic volume.

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

Aye 6 - Bowyer, Deel, Hetrick, Kubicina, Tisdell and Walker

Nay 1 - Morita

Enactment No: RES0271-2019

Resolved, that the Rochester Hills City Council hereby approves the First Amendment to the PUD Agreement for Brewster Village Condominiums, a 30-unit development on 7.3 acres, located north of Walton, on the west side of Brewster, zoned SP Special Purpose and R-1 and R-3 One Family Residential, Parcel Nos. 15-08-376-015 and 15-08-331-041, based on the amended PUD Agreement dated received August 29, 2019, Robertson Brothers Homes, Applicant with the following findings and conditions:

Findings

re proposed amended PUD agreement is consistent with the proposed intent and criteria of the PUD option.

re proposed amended PUD agreement is consistent with the approved Final PUD plan.

re proposed amended PUD agreement will not create an unacceptable impact on the public utility systems, surrounding properties or the environment.

re proposed amended PUD agreement promotes the goals and objectives of the Master Plan as they relate to providing varied housing for the residents of the City.

re proposed agreement provides for an appropriate transition between the subject site

existing land uses to the north and south of the properties.

Conditions

1. The applicant agrees to pay for the six PUD safety enhancement and public benefit recommendations, including the City's share of the reduced school speed zone flasher signs, in the Traffic Engineer's memo dated August 12, 2019.

PUBLIC COMMENT for Items not on the Agenda

Lori Lubman relayed a series of obstacles she has experienced with the Oakland County Sheriff's Office and requested the City Council's help. She explained:

- *She reported theft of guns from her deceased father's home.*
- *The investigation was closed, and the reason given was lack of evidence.*
- *She wrote to the officer who took her report and expressed her frustration that the matter was closed. She wrote in the letter that she felt the investigation was incomplete, citing specifically that neighbors were not interviewed. She requested a response.*
- *The reporting officer responded that he was surprised the investigation was closed because his initial investigation report more than supported her claim of theft, and he feels the suspect listed is likely responsible. In his letter the officer indicated the investigation was not handled in accordance with Oakland County Sheriff's policy and procedures and suggested she file a complaint with the Oakland County Sheriff's Office and request the complaint be reopened.*
- *She contacted Sheriff Bouchard's office via email, mail, and also via a hand-delivered letter without response.*
- *She was successful in getting the investigation reopened after speaking with Sheriff Bouchard in person at a community event.*
- *She feels Oakland County is not investigating the incident appropriately.*
- *The Officer who was assisting her was suspended and ordered not to contact her.*
- *She spoke to Mayor Barnett about the situation and has not received a response.*

Ms. Lubman submitted packets of documents related to the case for Council's review.

CONSENT AGENDA

2019-0394 Request for Purchase Authorization - MIS: Blanket Purchase Order for annual support and maintenance for the City's asset management system in the amount not-to-exceed \$57,000.00 through September 30, 2020; Lucity, Inc., Overland Park, KS

Attachments: [090919 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0272-2019

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for annual support and maintenance for the City's asset management system to

Lucity, Inc., Overland Park, Kansas in the amount not-to-exceed \$57,000.00 through September 30, 2020.

Passed the Consent Agenda

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

Aye 7 - Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdell and Walker

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Tisdell responded to **Ms. Lubman's** comments by stating that he will contact Captain Johnson at the OCSO to get additional information, and follow up with Council and the Mayor's office.

Vice President Morita referenced emails she has sent City Council members regarding the OPC and Avondale Youth Assistance considering millage proposals. She asked Council members to contact her with any questions or concerns soon because the OPC will be discussing the issue at their next meeting. She invited anyone wishing to comment to attend the meeting.

Dr. Bowyer reported that she attended a Whispering Willows Home Association event and thanked the group for the invitation. She noted she was able to answer many questions from the group and encouraged other homeowner's associations to reach out if they would like a council member to meet with them.

Dr. Bowyer announced the following events:

- Stone Wall Pumpkin Festival is on Saturday, October 12th at the Museum at Van Hoosen Farm. There will be pumpkin carving and activities from 10:00 a.m. until 4:00 p.m., and the pumpkin lighting will take place from 7:00 p.m. until 9:00 p.m. Activities during the day include food, pumpkin bowling, Stoney Creek High School Drum line, a Rochester Hills Fire Truck, an outdoor exhibit of scarecrows, and more. The museum hopes to exceed its record of 1,011 pumpkins lighted at one time.
- The Brookside Way run on Sunday, September 22nd, 8:00 a.m. until noon at Meadowbrook Music Festival. The event supports programs that encourage healthy and active lifestyles.
- Michigan Ovarian Cancer Alliance (MIOCA) Wheels and Teal Car show and 5K run on Saturday, September 14th at 8:00 a.m. at Village of Rochester Hills. The event raises awareness and provides resources and support to survivors and their families.
- Neighborhood House Scare Away Hunger on Sunday, October 20th at 3:00 p.m. Fun events from 2:00 - 5:00 p.m. at Rochester College. Proceeds provide food, clothing, emergency financial assistance, and self-sufficiency services to neighbors in need.

- Green Space Second Saturday Hike on Saturday, September 14th at 10:00 a.m. along the Clinton River Trail and Harding Green Space. Participants should park behind the Rivercrest Professional Center, 940 W. Avon Road, or meet at City Hall and carpool. The Hike is free but requires registration. To register visit www.rochesterhills.org/greenspace <<http://www.rochesterhills.org/greenspace>>.

Dr. Bowyer announced upcoming Outdoor Engagement events:

- Wild Edibles, Thursday, September 12th, 6:30 - 8:30 p.m. at Bloomer Park. Cost is \$5.00.
- Twigs, Leaves, and Buds. Tree professionals will lead an informal and friendly Q&A conversation on Wednesday, September 25th, 5:00 - 7:00 p.m. at Avery's Tavern, 2086 Crooks Road. The event is free.
- Campfire and Night Hike, including Music with Mark, on Thursday, September 26th, 7:00 - 8:30 p.m. at Bloomer Park in the Stone Shelter. Cost is \$5.00.
- The next Campfire and Night Hike - All About Animals is on Thursday, October 3rd, 6:00 - 7:30 p.m. at Bloomer Park in the Stone Shelter. Cost is \$5.00.
- Hoot N' Howl Hayride, including a campfire, cider, and donuts following the hayride, is being held on Friday, October 18th, and on Saturday, October 19th. Both events are from 7:30 - 9:00 p.m. at Bloomer Park. Cost is \$7/person, children 2 and under are free.
- Register for all Outdoor Engagement Events at www.rochesterhills.org/outdoors <<http://www.rochesterhills.org/outdoors>>.

Dr. Bowyer reported another event, Model Boat Races, will be on Sunday, September 15th at Spencer Park where 40-50 contestants will race on the lake from 9:00 a.m. until 5:00 p.m. Entry is \$5.00 per vehicle.

Dr. Bowyer provided an update on the Brookland's (Auburn Road Corridor) project. The north alley is open with 2-way traffic. Both parking lots and all businesses are open. Pavement markings and fence installation will be happening in the next two weeks as well as storm sewer work, pavement milling and removals, and hydrant relocations. More information is available online at www.rochesterhills.org/auburnrd <<http://www.rochesterhills.org/auburnrd>> and on the City's YouTube Channel.

Mr. Hetrick announced he will be participating in the Brooksie Way run and encouraged others to sign up and join him and Dr. Bowyer at the event.

Mr. Kubicina issued an invitation for the Wednesday, September 11th Remembrance Ceremony at Fire Station #1 on Horizon at 9:00 a.m.

Mr. Walker reported the following:

- Oakridge Dental, located in the new building on S. Livernois just north of Hamlin, on August 28th.
- 2nd Street Studio of Dance, an organization that started in downtown Rochester about 7 years ago and moved to Starr Batt because they needed more space, celebrated the relocation to Rochester Hills on September 5th.

ATTORNEY'S REPORT

City Attorney Ann Christ had nothing to report

Tom Talbert, Strategic Innovations Specialist, conveyed the Mayor's regrets at not being able to attend the City Council meeting. He stated the Mayor is in Washington today for a meeting at the White House; he will continue a series of meetings in Washington tomorrow and return tomorrow night.

Mr. Talbert provided the following updates:

- School Road and John R construction project is complete.
- The southbound portion of the Livernois Road project is complete.
- The Brooklands Alley project is progressing rapidly.

He echoed Mr. Kubicina's comments about the September 11th Remembrance Ceremony on Wednesday at 9:00 a.m. He said it is important to remember 9/11, and he encouraged attendance.

He said the City will follow up with Ms. Lubman regarding her comments.

NEW BUSINESS

2019-0396 Request for Approval of submission of Special License Application to the State of Michigan Department of Licensing and Regulatory Affairs, Liquor Control Commission for The Big Green Tractor Beer Fest fundraising event at the Rochester Hills Museum at Van Hoosen Farm on September 28, 2019

Attachments: [090919 Agenda Summary.pdf](#)
[Event Flyer.pdf](#)
[Application.pdf](#)
[Resolution \(Draft\).pdf](#)

Ken Elwert, Director of Parks & Natural Resources, noted a typographical error regarding an unchecked box on the application has been corrected. He reported the City's insurance company has determined the event does not require an additional insurance certificate because the City's insurance covers things like golf courses that are run by municipalities. He noted this is the first year for the event and explained the event is the brainchild of the Rochester Hills Museum Young Professionals group, a new group that started this year.

Vice President Morita expressed excitement to have this young professional group involved with the Museum and working to attract a new demographic. She thanked Maria Willett, Chief Assistant to the Mayor, for her work on the

event.

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

Aye 7 - Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdell and Walker

Enactment No: RES0273-2019

Resolved, that the Rochester Hills City Council hereby approves submission of a Special License Application to the State of Michigan Department of Licensing and Regulatory Affairs, Liquor Control Commission for The Big Green Tractor Beer Fest at the Rochester Hills Museum at Van Hoosen Farm on September 28, 2019, and authorizes the Mayor to execute the application on behalf of the City.

Further Resolved, that the Rochester Hills City Council hereby concurs that the application for a Special License to serve alcohol on September 28, 2019 to be located at 1005 Van Hoosen Road, Rochester Hills, Michigan 48306 be recommended for issuance.

2019-0399 Request for Purchase Authorization - DPS/ENG: Contract/Blanket Purchase Order for City's Master Transportation Plan in the amount not-to-exceed \$168,796.00; MKSK, Inc., Detroit, Michigan

Attachments: [090919 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director, Department of Public Services, commented that the Master Transportation Plan was previously known as Master Thoroughfare Plan. He explained the agenda item in the packet contains information clarifying the selection process resulting in the recommendation of MKSK, Inc.

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, Deel, Hetrick, Kubicina, Morita, Tisdell and Walker

Enactment No: RES0274-2019

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for the City's Master Transportation Plan to MKSK, Inc., Detroit, Michigan in the amount not-to-exceed \$168,796.00 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.

2019-0398 Request for Purchase Authorization - BUILDING/FACILITIES: Contract/Blanket Purchase Order for construction management services for the City Hall Balcony, Masonry Screen Wall and Compound Gate Replacement Project in the amount not-to-exceed \$383,109.00; The George W. Auch

Attachments: [111819 Agenda Summary.pdf](#)
[Auch Project Increase Request.pdf](#)
[090919 Agenda Summary.pdf](#)
[Auch GMP Proposal.pdf](#)
[090919 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Director Building/Ordinance/Facilities, explained the project includes removal of the balcony located off of the City Hall Auditorium that has deteriorated and is structurally deficient. He indicated the balcony will be replaced with a small landing and an emergency ladder to provide an emergency exit. He noted the masonry screen wall was discussed at last year's budget meeting. Mr. Cope reported the compound gate needs to be replaced, and he stated all three projects came in under budget.

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

Aye 7 - Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdell and Walker

Enactment No: RES0335-2019

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for construction management services for the City Hall Balcony, Masonry Screen Wall and Compound Gate Replacement Project to The George W. Auch Company, Pontiac, Michigan in the amount not-to-exceed \$383,109.00 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.

ANY OTHER BUSINESS

None

NEXT MEETING DATE

Regular Meeting - Monday, September 23, 2019 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Morita and seconded by Bowyer to adjourn the meeting at 8:18 p.m.

*RYAN DEEL, President
Rochester Hills City Council*

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

*J. CHERILYNN MYNSBERGE
Administrative Coordinator - City Council
City Clerk's Office*