



Rochester Hills

Minutes

City Council Regular Meeting

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

*Kevin S. Brown, Dale A. Hetrick, Greg Hooper, Adam Kochenderfer, 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."*

Monday, June 29, 2015

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

*President Hooper called the Regular Rochester Hills City Council Meeting to order
at 7:04 p.m. Michigan Time.*

ROLL CALL

Present 7 - Kevin S. Brown, Dale Hetrick, Greg Hooper, Adam Kochenderfer, Stephanie
Morita, Mark A. Tisdell and Thomas W. Wiggins

Others Present:

*Ed Anzek, Director of Planning and Economic Development
Bryan Barnett, Mayor
Tina Barton, City Clerk
Scott Cope, Director of Building and Ordinance Compliance
Pam Gordon, Director of Human Resources
Kevin Krajewski, Network Administrator/Deputy Director of MIS
Sharanya Pai, Rochester Hills Government Youth Council Representative
Sara Roediger, Manager of Planning
Keith Sawdon, Director of Finance
Allan Schneck, Director of DPS/Engineering
John Staran, City Attorney
Maria Willett, Chief Assistant*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Brown, seconded by Wiggins, that the Agenda be Approved as Amended to Add Legislative File 2015-0274 - Approval of Purchase Agreements to Sell South Boulevard Gardens Lots 78, 85, 92, 93, 98 and 99 to Attorney's Report, and to Add Legislative File 2015-0275 - Request to authorize a five (5) year extension of the Clinton River Watershed Council (CRWC) lease of the building located at 1115 W. Avon Road to New Business, and to Remove Legislative File 2015-0267 Proclamation in Recognition of Douglas Elgie. The motion carried by the following vote:

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

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

Sharanya Pai, RHGYC Representative, reported that interviews were held for applicants for next year's Youth Council. Selections will be made and successful applicants notified in the next two weeks.

Older Persons' Commission (OPC):

Mr. Brown reported that the July OPC Board Meeting has been moved from the first to the third Thursday because of the holiday.

Avondale Youth Assistance (AYA):

Ms. Morita reported that the AYA Summer Camp Program is collecting sundry items to be sent overseas. She noted that a list of needed items will be available via her Facebook Page, Twitter Feed, or through the Clerk's Office.

Rochester Auburn Hills Community Coalition (RAHCC):

Ms. Morita reported that the RAHCC is working together with Crittenton Hospital to host a Teen Night on August 6, 2015, at the Village of Rochester Hills.

RECOGNITIONS

2015-0267 Proclamation in Recognition of Douglas Elgie

Attachments: [062915 Agenda Summary.pdf](#)
[Proclamation.pdf](#)
[Resolution \(Draft\).pdf](#)

Removed from the Agenda.

ORDINANCE FOR INTRODUCTION

2015-0225 Acceptance for First Reading - An Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to Rezone one parcel of land totaling approximately .91 acre, known as Parcel No. 15-29-427-036 at 2642-2652 Crooks Road, west of Crooks, south of M-59 from B-4 (Freeway Service Business) to Rec-W (Regional Employment Center, Workplace) and to prescribe penalties for the violation thereof; Southeast Michigan Management Co., Applicant

Attachments: [062915 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[Staff Report 061615.pdf](#)
[Map aerial.pdf](#)
[Letter of Intent.pdf](#)
[EIS.pdf](#)
[Minutes PC 061615.pdf](#)
[PHN OP.pdf](#)
[Resolution \(Draft\).pdf](#)
[Agenda Summary 2nd Read.pdf](#)

Sara Roediger, Manager of Planning, explained that the site in question is just under one acre located on the west side of Crooks between M-59 and Auburn Road, behind YAYA's restaurant. She stated that it is currently zoned B-4, and the request is to rezone it to REC-W, Regional Employment Center. She commented that the Planning Commission has unanimously recommended approval, and noted that the entire area is planned for REC zoning.

She mentioned that there are currently no plans to alter the building, and noted that the applicant stated that the purpose for the rezoning is to make the site more marketable in the hopes of attracting a tenant.

Keith Gretkierewicz, representing Southeast Michigan Management, stated that he is the property owner.

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

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

Resolved, an Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to Rezone one parcel of land totaling approximately .91 acre, known as Parcel No. 15-29-427-036 at 2642-2652 Crooks Road, west of Crooks, south of M-59 from B-4 (Freeway Service Business) to Rec-W (Regional Employment Center, Workplace) and to prescribe penalties for the violation thereof, is hereby accepted for First Reading.

ORDINANCE FOR ADOPTION

2015-0093 Acceptance for Second Reading and Adoption - An Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to Conditionally Rezone two parcels of land totaling approximately 1.06 acres, known as Parcel Nos. 15-35-352-019 and 15-35-352-067, located at 3841 S. Rochester Road and Vacant Parcel immediately to the north, south of M-59 from B-5 (Automotive Business) to B-2 (General Business) and to prescribe penalties for the violation thereof; Auto City Investments, Applicant

Attachments: [062915 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[Conditional Rezoning Agreement.pdf](#)
[060115 Agenda Summary.pdf](#)
[Suppl Presentation 060115.pdf](#)
[Map aerial.pdf](#)
[Site Plans.pdf](#)
[EIS.pdf](#)
[Minutes PC 051915.pdf](#)
[Minutes PC 040715.pdf](#)
[Staff Report 051515.pdf](#)
[Staff Report 040715.pdf](#)
[Letter Leshock 042715.pdf](#)
[Letter-Leshock 031215.pdf](#)
[Auto City Service Letters.pdf](#)
[Letter of Intent.pdf](#)
[061515 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Manager of Planning, noted that Council adopted the rezoning request for First Reading at its June 1, 2015 meeting. She explained that the applicant is looking to demolish the current gas station and develop the site for mixed use retail/office. She stated that a conditional rezoning is offered, and a draft of an agreement is provided this evening for Council's review. She commented that rezoning will breathe life into an older gas station and bring development to that portion of Rochester Road, south of M-59.

David Leshock was in attendance representing Auto City Investments, the applicant.

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

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

Enactment No: RES0175-2015

Resolved, that an Ordinance to Amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to Conditionally Rezone two parcels of land totaling approximately 1.06 acres, known as Parcel Nos. 15-35-352-019 and 15-35-352-067 located at 3841 S. Rochester Road and vacant parcel immediately to the north, south of M-59, from B-5 (Automotive Business) to B-2 (General Business) and to prescribe penalties for the violation thereof, is hereby accepted for Second Reading and Adoption and shall become effective on Monday, July 6, 2015, the day following its publication in the Oakland Press on Sunday, July 5, 2015.

PLANNING AND ECONOMIC DEVELOPMENT

2014-0267 Request for Final Site Condominium Plan Approval for Cumberland Pointe, an 18-unit site condo development on 9.9 acres located on the east side of Livernois, north of M-59, zoned R-3, One-Family Residential; Lombardo Homes, Applicant

Attachments: [062915 Agenda Summary Final.pdf](#)
[Staff Report.pdf](#)
[Map aerial.pdf](#)
[Final Site Plan.pdf](#)
[Elevations.pdf](#)
[Minutes PC 061615.pdf](#)
[Review Comments Leg.pdf](#)
[081114 Agenda Summary.pdf](#)
[Prelim. Staff Report 071514.pdf](#)
[Minutes PC 072214.pdf](#)
[Review Comments.pdf](#)
[PSC Plans.pdf](#)
[Homeowner's Assoc. Letter 071414.pdf](#)
[Public Hearing Notice.pdf](#)
[081114 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Manager of Planning, explained that the proposed Cumberland Pointe development consists of 18 detached condominium units that will connect between Livernois and the existing neighborhood to the east through Corbin Road. She noted that in response to traffic concerns expressed by current residents, two 14-foot wide speed humps were installed on Corbin Road. Additional evergreens were planted to address concerns over headlights expressed by residents of the subdivision across Livernois.

Greg Windingland, Lombardo Homes, was in attendance representing the applicant.

President Hooper noted that Council is requested to consider granting final site plan approval this evening.

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

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

Enactment No: RES0176-2015

Resolved, that the Rochester Hills City Council hereby approves the Final Site Condominium Plan for Cumberland Pointe, an 18-unit site condo development on 9.9 acres located on the east side of Livernois, north of M-59, zoned R-3, One Family Residential, Parcel No. 15-27-151-003, based on plans dated received by the Planning and Economic Development Department on April 23, 2015, Lombardo Homes, Applicant, with the following findings and conditions:

Findings

1. Upon compliance with the following conditions, the proposed condominium plan meets all applicable requirements of the zoning ordinance and one-family residential detached condominium ordinance.
2. Adequate utilities are available to properly serve the proposed development.
3. The final plan represents a reasonable and acceptable plan for developing the property.
4. The final plan is in conformance with the preliminary plan approved by City Council on August 11, 2014.

Conditions

1. Engineering approval of all permits and agreements prior to issuance of a land improvement permit.
2. Inspection and approval of tree protection and silt fencing by the City prior to issuance of a land improvement permit.
3. Post a landscape and irrigation bond in the amount of \$53,735 plus \$1,962 for inspection fees, as adjusted as necessary by the City, prior to issuance of a land improvement permit.
4. Submit an irrigation plan with a note specifying that watering will only occur between the hours of 12 a.m. and 5 a.m. prior to approval by staff.
5. Payment of \$3,600 into the tree fund for street trees prior to issuance of a land improvement permit.
6. Payment into the City's tree fund of \$41,000 in lieu of replacement tree credits, prior to issuance of a land improvement permit.
7. Compliance with the Building Department memo dated May 1, 2015 and Engineering Department memo dated May 11, 2015.

2015-0252 Request for Approval of Memorandum of Partnership between the City of Rochester Hills and the Clinton River Watershed Council (CRWC) to establish Rochester Hills as a WaterTowns Community

Attachments: [062915 Agenda Summary.pdf](#)
[RH WaterTowns Memo of Partnership Resolution.pdf](#)
[Rochester Hills WaterTown Focus Area.pdf](#)
[WaterTowns Education Booklet.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Manager of Planning, stated that WaterTowns is a community-based initiative of the Clinton River Watershed Council (CRWC) to encourage watertown community development. She noted that each year, three communities are selected to work with Lawrence Technological University; and sites are evaluated within the community to focus on green initiatives. She stated that Bloomer and Yates Park were identified as ideal sites for students to study. She noted that upon completion of the study, recommendations will be presented to Council. She explained that Council is requested to approve the signing of a Memorandum of Partnership this evening, and commented that she is excited that Rochester Hills was selected.

Anne Vaara, Executive Director, CRWC, introduced **Amanda Oparka**, Watershed Planner. She stated that the watershed is approximately 760 square miles, 1.5 million people, encompassing 55 member communities. She commented that the WaterTowns concept is a way to help communities get their citizens connected to the water, and focuses on recreation, infrastructure, and stormwater pollutants. She explained that this will be the sixth WaterTown community in the past three years.

Mr. Hetrick questioned whether Ms. Vaara could provide an example of something that has been done previously related to WaterTowns that could have a relationship to something that might happen in Rochester Hills.

Ms. Vaara responded that the CWRC conducts visioning sessions with the communities. She commented that the CRWC would like to see Rochester Hills take the WaterTown concept and embrace it, incorporating placemaking initiatives. She mentioned that the City of Rochester has incorporated the concept into the area under the bridge, known as Clinton River Landing, which strives to embrace the connection between the trail, the river, and downtown. She commented that Rochester Hills has great access points at Eagle's Landing and Yates Park, and noted that people are seeking destinations on the river to stop and take a rest.

Ms. Morita commented that she has known Ms. Varra for 15 years, and was excited to see her here tonight. She stated that she is sure that the initiative will be fantastic.

Mr. Hetrick expressed his support for the initiative.

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

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

Enactment No: RES0177-2015

Resolved, that the Rochester Hills City Council hereby approves a Memorandum of Partnership between the City of Rochester Hills and the Clinton River Watershed Council (CRWC) to establish Rochester Hills as a WaterTowns Community.

Be It Finally Resolved, that the Mayor of Rochester Hills is hereby authorized to execute the Memorandum of Partnership on behalf of the City.

PUBLIC COMMENT for Items not on the Agenda

Mike Webber, Michigan State Representative, 45th District, stated that he has been serving the greater Rochester area since January, and was in attendance to provide a legislative update. He noted that following:

- The State passed and signed into law a budget in June for the fifth year in a road. The budget provides certainty for city councils and school boards, increasing revenue sharing and increasing funding for K-12 education. Both Rochester and Avondale Community Schools will see a \$25 per pupil funding increase in the next fiscal year.
- Revenue projections were higher in May than they were in January. An additional \$400 million is projected to be available for roads over what was originally anticipated. While it is recognized as a short-term fix, the House and Senate are both working on a long-term solution. The house has recently passed a road funding plan, incorporating a reprioritizing of budget monies; which is now in the Senate for consideration.
- He is working with his colleagues to introduce legislation dealing with unfunded mandates to local communities from the State. The legislation will allow that communities do not have to comply with mandates unless proper funding is provided.

- He will be holding monthly local office hours for his constituents. This month's discussions centered on road funding and education issues. Local hours and dates will be announced in his newsletter. In the meantime, residents wishing to contact him can call 517-373-1773 or email him at michaelwebber@house.mi.gov.

President Hooper noted that the Public Safety and Infrastructure Technical Review Committee has been trying to work on water resource management issues. He commented that this is viewed as an unfunded mandate, and he questioned whether Representative Webber could provide some information.

Representative Webber stated that he and his staff are doing research and working with the Michigan Municipal League on the issue. He commented that more than just Rochester Hills is affected. He noted that while he was meeting with Allan Schneck, Director of DPS/Engineering, regarding a different topic, the issue was discussed at length. He commented that while it is not expected to be an easy legislative fix, it is on the radar and they are working on it.

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.

2015-0260 Approval of Minutes - City Council Regular Meeting - May 18, 2015

Attachments: [CC Min 051815.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0178-2015

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on May 18, 2015 be approved as presented.

2015-0265 Approval of Minutes - City Council Regular Meeting - June 1, 2015

Attachments: [CC Min 060115.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0179-2015

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on June 1, 2015 be approved as presented.

2015-0244 Request for Purchase Authorization - MIS: Blanket Purchase Order/Contract

Wide Area Network and Internet Services in the amount not-to-exceed \$52,000.00; Comcast Business Communications, LLC, Philadelphia, PA

Attachments: [062915 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0180-2015

Resolved, that the Rochester Hills City Council hereby authorizes a Contract/Blanket Purchase Order for Wide Area Network and Internet services to Comcast Business Communications, LLC., Philadelphia, Pennsylvania in the amount not-to-exceed \$52,000.00 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.

2015-0245 Request for Purchase Authorization - BLDG/FACILITIES: Blanket Purchase Order for snow removal services for 2015-2016 winter season for City Hall, 52/3 District Court and Oakland County Sheriff's Office Substation in the amount not-to-exceed \$75,000.00 through June 30, 2016; Ultra Professional Outdoor Services, LLC, Auburn Hills, MI

Attachments: [062915 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0181-2015

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for snow removal services for 2015-2016 winter season for City Hall, 52/3 District Court and Oakland County Sheriff's Office Substation to Ultra Professional Outdoor Services, LLC, Auburn Hills, Michigan in the amount not-to-exceed \$75,000.00 through June 30, 2016 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.

2015-0263 Request for Purchase Authorization - DPS/GAR: Blanket Purchase Order for uniform rental services in the amount not-to-exceed \$46,800.00 through July 31, 2017; Unifirst Corporation, Pontiac, MI

Attachments: [062915 Agenda Summary.pdf](#)
[Oakland County Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0182-2015

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for uniform rental services to Unifirst Corporation, Pontiac, Michigan in the amount not-to-exceed \$46,800.00 through July 31, 2017.

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

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Hooper expressed his hopes that everyone has a healthy, prosperous and safe Fourth of July holiday. He commented that residents should be mindful of the City's Ordinance and State Laws regarding fireworks.

Mr. Hetrick wished everyone a happy Fourth.

Mr. Kochenderfer expressed his congratulations to Mayor Barnett being named Mayor of the Year by RecycleBank. He noted that Mayor Barnett is recognized for his and his team's work toward recycling efforts in the community.

Mr. Wiggins stated that the City did a great job on the Festival of the Hills fireworks event. He commented that it was the best he has seen since he has been a resident.

Mayor Barnett commented that last Wednesday's Festival of the Hills was a fantastic display and a night to be proud of. He stated that it is the second or third largest fireworks display in Michigan, right behind Detroit and Bay City. He noted that the event enjoyed near-perfect weather, and commended City staff for doing an amazing job. He stated that close to 50,000 people attended, and pointed out that incidents were limited to a small number of minor things like a cut finger or twisted ankle.

He gave kudos to the Clerk's Department for receiving a perfect score for its Passport Program. He added that Clerk Tina Barton graduated from Leadership Oakland last week.

He made the following announcements:

- The City's Watering Ordinance mandates that automatic sprinkler systems may only be used between the hours of midnight to 5:00 a.m., with the goal of controlling rates and moving the peak usage time to the middle of the night. Users are also requested to stagger their systems starting times to something other than the top of the hour, to avoid a surge of use.
- The Clinton River Trail is being resurfaced with recycled asphalt materials from neighborhood street projects. Using the recycled materials allows the resurfacing of the 4.5 mile section of the trail at a tenth of the cost of new materials.
- City offices will be closed on Friday, July 3, 2015, in observance of the Fourth of July holiday.

- A watch party is scheduled for tomorrow starting at 5:30 p.m. for the United States Women's Soccer Team as they compete for the World Cup. The event will be hosted at the Rochester Avon Recreation Authority's facility on Second Street in Rochester, and attendees can watch the game on a ten-foot screen. Professional collegiate players from Oakland University and Rochester College will be in attendance, and there will be free food and giveaways. Doors open at 5:30 p.m.

Mayor Barnett noted that **Douglas Elgie** had arrived. He requested Mr. Elgie join him and invited Council to the front of the dais.

He noted that Rochester Hills was home to two important participants in the Boston Marathon. He explained that the first place female American finisher, Desiree Linden, hails from Rochester Hills. He stated that Douglas Elgie is recognized as one of 12 octogenarians who competed in the Boston Marathon, completing the race under his goal time at 5:13:37.

Mayor Barnett read a proclamation recognizing Mr. Elgie.

Mr. Elgie expressed his thanks to Rose, his wife, noting that she encouraged him. He commented that his goal was 12 minutes a mile, and he stated that he was one minute longer overall. He commented that his goal for next year is to catch the people in his division who beat him.

ATTORNEY'S REPORT

2015-0274 Approval of Purchase Agreements to sell South Boulevard Gardens Lots 78, 85, 92, 93, 98 and 99

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

President Hooper read the resolution included in the Supplemental Information packet. He requested City Attorney Staran comment.

John Staran, City Attorney, noted that the property is in the South Boulevard Gardens Subdivision. He explained that this is excess property that the City purchased around 1980 or 1981 for drainage purposes, but never used. He pointed out that the property was not purchased with Bond, Green Space or Parks and Recreation money; and was merely excess land that the City had picked up relatively cheaply years ago. He noted that it has been determined that the property has no current or future foreseeable value; and he stated that the Mayor has negotiated with Macleish Building for the property.

He stated that he has reviewed the purchase agreement. He noted that he is satisfied with the form of the agreement and recommends it to Council for consideration, subject to the inclusion of one additional condition that was raised by one of our Council Members concerning the addition of a clause regarding not appealing the property tax assessment for a three year period.

Mr. Brown pointed out that Council has reviewed reasonable property values, and has the opinion that the offer is consistent with the property values in the community.

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

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

Enactment No: RES0183-2015

Whereas, the City Council met in Closed Session to to consider the purchase or lease of real property.

Resolved, that the City of Rochester Hills City Council hereby approves the purchase agreements between MacLeish Building, Inc. and the City of Rochester Hills for parcel number 15-32-477-018 South Boulevard Gardens Lots 78 and 85 in the amount of \$70,000.00, and parcel number 15-32-476-009 South Boulevard Gardens Lots 92, 93, 98 and 99 in the amount of \$80,000.00, for a combined total of \$150,000.00, subject to the addition of the following language to Paragraph 14 of both purchase agreements: "Purchaser agrees to not protest or appeal the City's property tax assessments or taxable values on the subject property for three (3) years (i.e., for 2016-2018 tax years). This agreement shall survive closing."

Further Resolved, that the Mayor is authorized to execute the purchase agreements and any other documents necessary to complete this transaction on behalf of the City.

Mr. Staran noted that Independence Day is at the end of the week, and he noted that State Law and City Ordinance regulate the use of consumer fireworks, mandating that they are only allowed to be used on Friday, Saturday and Sunday, prior to midnight each day. He added that they can be used only by adults and not by minors, nor by anyone intoxicated. He stressed that common sense comes into play and noted that the laws are for the safety and well being of everyone.

He mentioned that the United States Supreme Court has made several major decisions that will affect everyone's lives. He noted that another major decision made that has not received as much publicity relates to sign regulations. He commented that the potential ramifications may restrict and limit the City's ability to regulate signs. He noted that this is something that will be reviewed and discussed with Building and Planning as well as with municipal colleagues.

NEW BUSINESS

2015-0255 Request for Approval of the Rochester Avon Recreation Authority (RARA) Operating Millage Renewal Ballot Proposal

Attachments: [062915 Agenda Summary.pdf](#)
[Letter Jewell 061715.pdf](#)
[Ballot Language.pdf](#)
[Resolution \(Draft\).pdf](#)

Ron Jewell, Executive Director of the Rochester Avon Recreation Authority (RARA), noted that the current RARA operating millage is in its tenth and final

year. He noted that there must be a renewal approved by the voters in 2015 or 2016 in order to levy to 2017 and beyond. He stated that the RARA Board moved to proceed with a renewal request to the voters in the November 2015 election. He stressed that RARA is asking for a millage renewal only, and explained that proposed ballot language is submitted for Council's review.

Mr. Wiggins noted that he is on the RARA Board and commented that Mr. Jewell and his team do a phenomenal job. He stated that their great ideas are embraced by the community, and RARA provides programs for everyone. He encouraged everyone to take part in RARA's many offerings, and asked everyone to come out and vote in the fall election.

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

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

Enactment No: RES0184-2015

Resolved, that the Rochester Hills City Council hereby approves placing the following Proposal on the November 3, 2015 City Election:

BALLOT QUESTION

Rochester-Avon Recreation Authority (RARA) Millage Renewal

Shall the City of Rochester Hills renew and continue to levy 0.1948 mill (\$0.1948 per \$1,000 of taxable value) to provide funds for the Rochester-Avon Recreation Authority (RARA) to enable it to continue providing sports, special events, camps, special needs services & performing arts programs for youth and adults, on the taxable value of all property assessed for taxes in the City for ten (10) years, beginning in 2016 (for fiscal year 2017) and continuing through 2025 (for fiscal year 2026), inclusive, which will provide an estimated revenue of \$618,480.00 if levied in full in the first year of such levy?

_____ Yes

_____ No

2014-0029 Request for Purchase Authorization - BLDG: Increase to Blanket Purchase Order for Fire Suppression Plan Review, Fire Alarm Plan Review and Inspection Services in the amount of \$20,000.00 for a new not-to-exceed amount of \$115,000.00 through December 31, 2015; Fire Safety Consultants, Inc., Elgin, IL; Fire Savvy Consultants and Services, L.L.C., Commerce, MI

Attachments: [062915 Agenda Summary.pdf](#)
[021014 Agenda Summary.pdf](#)
[Proposals Tabulation.pdf](#)
[021014 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Director of Building/Ordinance Compliance, noted that the requested increase to the Blanket Purchase Order for Fire Suppression/Fire Alarm review services is an indication of the increased construction activity in the city. He pointed out that the extra costs are a pass-through item, and will be reimbursed by the companies receiving the review services.

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

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

Enactment No: RES0185-2015

Resolved, that the Rochester Hills City Council hereby authorizes the increase in the amount of \$20,000.00 to the Blanket Purchase Order to Fire Safety Consultants, Inc., Elgin, Illinois, as primary vendor, and Fire Savvy Consultants and Services, L.L.C., Commerce, Michigan as secondary vendor, for a new not-to-exceed amount of \$115,000.00 through December 31, 2015.

2015-0253 Request for Purchase Authorization - MAYORS/FISCAL: Approval of insurance coverage (general liability, motor vehicle, physical damage, property and crime coverage) pool contributions/costs, legal defense and risk management consulting in the amount not-to-exceed \$378,134.00; Michigan Municipal Risk Management Authority, Livonia, MI

Attachments: [062915 Agenda Summary.pdf](#)
[2010 to 2016 Premiums vs Distributions Report.pdf](#)
[Resolution \(Draft\).pdf](#)

Ms. Morita noted that as her firm has a relationship with the Michigan Municipal Risk Management Authority (MMRMA), she wished to recuse herself from discussion and vote on this item.

Keith Sawdon, Director of Finance, noted that a brief recap of the MMRMA's coverage versus the distributions for the City was included in the meeting packet.

President Hooper commented that the rebate actually exceeds the cost for coverage.

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

Aye 6 - Brown, Hetrick, Hooper, Kochenderfer, Tisdell and Wiggins

Abstain 1 - Morita

Enactment No: RES0186-2015

Resolved, that the Rochester Hills City Council authorizes the purchase of insurance coverage (general liability, motor vehicle, physical damage, property and crime coverage) pool contributions/costs, legal defense and risk management consulting to Michigan Municipal Risk Management Authority (MMRMA), Livonia, Michigan, in the amount not-to-exceed \$378,134.00 through June 30, 2016.

2015-0261 Request for Approval of the Interlocal Service Agreement between the City of Auburn Hills and the City of Rochester Hills for Emergency Water Interconnections

Attachments: [062915 Agenda Summary.pdf](#)
[Interlocal Agreement.pdf](#)
[Exhibit 1.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, explained that the Interlocal agreement proposed between Rochester Hills and Auburn Hills will take the three existing emergency connections and add a fourth. He pointed out that Auburn Hills' City Council approved the agreement last Monday.

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

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

Enactment No: RES0187-2015

Resolved, that the Rochester Hills City Council hereby approves the Interlocal Service Agreement between the City of Auburn Hills and the City of Rochester Hills for Emergency Water Interconnections and authorizes the Mayor to execute the contract on behalf of the City.

2015-0275 Request to authorize a five (5) year extension of the Clinton River Watershed Council (CRWC) lease of the building located at 1115 W. Avon Road

Attachments: [062915 Agenda Summary.pdf](#)
[Current Lease.pdf](#)
[New Lease.pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Director of Building/Ordinance Compliance, explained that the proposed lease will be an extension of the current agreement between the City and the Clinton River Watershed Council (CRWC) for the former Environmental Education Center (EEC). He noted that the lease proposes an increase of eight percent, moving from \$1,200 to \$1,300 per month for years one through three; with another eight percent for years four and five, moving to \$1,400 per month. He pointed out that the City Assessor was consulted, and he has indicated that this is a fair market rent for the building.

Mayor Barnett noted that the partnership with the CRWC was originally a very innovative idea that Council supported during the deepest years of the recession as the EEC was closing. He explained that the City struck up a relationship with the CRWC, and it has become a model for other communities to take a look at as other municipalities have found themselves with extra space. He mentioned that the arrangement allowed the City to keep the building open and in use, and provide a revenue stream.

Anne Vaara, Executive Director, CRWC, stated that the organization is thrilled to be there and has found itself to be the envy of all the other nonprofits. She pointed out that the location backs up to the river which the CRWC celebrates and protects every day. She commented that the partnership has been fabulous, and the staff love being there.

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

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

Enactment No: RES0188-2015

Resolved, the Rochester Hills City Council hereby authorizes a five (5) year extension of the Clinton River Watershed Council lease of the building located at 1115 W. Avon Road for the period of July 1, 2016 through June 30, 2021.

2015-0246 Salary Recommendation for Directors' Equity Adjustment - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[Financial Dir Survey 2015 results.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, stated that the Human Resources Technical Review Committee (HRTRC) met on May 18, 2015, to discuss this item as well as the next four to a point of consensus regarding recommendations. She noted that a five percent equity adjustment is recommended for the Finance Director. She explained that the HRTRC has been looking at this item for a couple of years, and reviewed a survey of eight local communities to compare salaries of all Department Directors. As a result of that survey which found the Finance Director's salary to be approximately 15 percent below the average of the eight communities, the Finance Director's salary stood out as one that needed to be addressed.

She stated that the five percent increase proposed brings it in line with higher paid director salaries, and places it fourth behind the Assessor/Treasurer, the Fire Chief and the Director of DPS/Engineering.

President Hooper noted that the HRTRC reviews the position, not the person; however, he noted that Mr. Sawdon has done an excellent job.

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

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

Enactment No: RES0189-2015

Whereas, pursuant to Article III, Section 5 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the Human Resources Technical Review Committee met to discuss recommendations concerning individual salary equity adjustments for department directors in fiscal year 2016.

Whereas, internal and external salary comparisons support an equity adjustment to the salary for Director of Finance.

Resolved, that the Rochester Hills City Council hereby concurs with the recommendation of the Human Resources Technical Review Committee that a 5% equity adjustment be authorized for the position of Director of Finance, bringing the base salary to \$100,629, prior to any general adjustment approved for 2016.

Further Resolved, that the base salary of the Director of Assessing/Treasury shall continue to be frozen at the current rate of \$110,952 in 2016.

2015-0247 Salary Recommendation for Directors' General Adjustment - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[Director 2016 Salaries.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, noted that the Human Resources Technical Review Committee recommended a one percent adjustment. However, it was noted that upon review of eight other municipalities, the average adjustment was 1.6 percent. She noted that the 1.5 percent recommended is considered a conservative adjustment that recognizes some gradual improvements in the economic conditions of the state, and the takes into account the City's ongoing improvement.

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

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

Enactment No: RES0190-2015

Whereas, pursuant to Article II, Section 5 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the HR Technical Review Committee has met to discuss recommendations concerning the general base pay adjustments for department directors in 2016.

Whereas, the committee concurs that the gradual improvement in economic and market conditions continues to support the consideration of a conservative salary adjustment.

Resolved, the amount of 1.5% shall be added to the general base salary budget for department directors for 2016, in the amount of \$18,000; bringing the total base salary budget for department directors to \$1,004,687.

2015-0248 Salary Recommendation for Directors' Variable Performance (Discretionary) Pool - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[Variable Perf Pool History.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, noted that the Directors' Variable Performance (Discretionary) Pool is the third component of Directors' compensation. She noted that \$8,000 was approved for 2015, and was slated to be used by Mayor Barnett to recognize Director performance for the current year. She explained that the Mayor will have meetings with the Directors to distribute the pool for this year. She stated that \$10,000 is recommended for 2016, which takes the pool back to 2008 levels.

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

Enactment No: RES0193-2015

Whereas, pursuant to Article III, Section 5 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the Human Resources Technical Review Committee met to discuss recommendations concerning variable performance (discretionary) pay for department directors in fiscal year 2016.

Whereas, current economic conditions continue to support a gradual reinstatement of the performance-based component of pay for department directors.

Resolved, that the Rochester Hills City Council hereby concurs with the recommendation of the Human Resources Technical Review Committee that \$10,000 be budgeted for variable performance pay for department directors in 2016.

2015-0249 Salary Recommendation for Mayor - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[Mayor 2016 Salary.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, noted that the 1.5 percent general adjustment for Department Directors is recommended to be extended to the salary of the Mayor.

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

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

Enactment No: RES0194-2015

Whereas, pursuant to Article IV, Section 3 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the HR Technical Review Committee has met to discuss recommendations concerning the Mayor's salary for 2016.

Whereas, it was the consensus of the Human Resources Technical Review Committee that the general adjustment recommended for department directors in 2016 should be applied to the Mayor's salary,

Resolved, that the amount of 1.5% shall be added to the salary of the Mayor, bringing the Mayor's annual base salary to \$113,996 for 2016.

2015-0250 Salary Recommendation for Boards and Commissions - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[RH Boards & Comm Rev.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, explained that Board and Commission compensation is currently \$75 per meeting for the Chairperson and \$65 per meeting for members. She noted that this amount has not changed in a number of years. She stated that Directors who staff Boards and Commissions were asked for their recommendations relative to compensation with respect to the responsibilities the Board and Commission members have. Based upon this review, the Human Resources Technical Review Committee is recommending an increase to \$100 per meeting for the Chairperson and \$90 per meeting for members.

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

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

Enactment No: RES0195-2015

Whereas, pursuant to Article VI, Section 3 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the Human Resources Technical Review Committee met to discuss recommendations concerning the per diem compensation for members of boards and commissions in Fiscal Year 2016.

Resolved that the Rochester Hills City Council hereby concurs with the recommendation of the Human Resources Technical Review Committee and that the per diem compensation for citizen members of boards and commissions increase from seventy five dollars (\$75) for chairpersons to one hundred dollars (\$100) and from sixty five dollars (\$65) to ninety dollars (\$90) for members per meeting attended in Fiscal Year 2016 for the following boards and commissions.

Building Authority
Construction/Fire Prevention Code Board of Appeals
Economic Development Corporation
Planning Commission
Zoning Board of Appeals/Sign Board of Appeals
Historic District Commission

Further Resolved that the 2016 per diem for Assessment Board of Review will also remain unchanged at \$100.

2015-0251 Salary Recommendation for City Council - 2016

Attachments: [062915 Agenda Summary.pdf](#)
[CC Pay History 2005-2015.pdf](#)
[Resolution \(Draft\).pdf](#)

Pam Gordon, Director of Human Resources, explained that the Human Resources Technical Review Committee did not reach a consensus relative to an increase in compensation for City Council members. Therefore, the recommendation is that City Council maintain its current rate of salary as well as per diem meeting pay after 32 meetings.

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

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

Enactment No: RES0196-2015

Whereas, pursuant to Article III, Section 5 of the *City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions*, the Human Resources Technical Review Committee met to discuss recommendations concerning the compensation for members of City Council in fiscal year 2016.

Resolved that the Rochester Hills City Council hereby concurs with the recommendation of the Human Resources Technical Review Committee that the 2016 base salary for Council shall remain unchanged at the rate of \$7,850.48 for Council President, \$6,577.43 for Council Members.

Further resolved that the per diem rate of \$60 per meeting shall remain unchanged.

2015-0254 Strategic Planning Technical Review Committee's Recommendation to City Council

Attachments: [062915 Agenda Summary.pdf](#)
[FY2016 Strategic Goals & Objectives.pdf](#)
[Resolution \(Draft\).pdf](#)

Ms. Morita noted that the Strategic Planning and Policy Review Technical Review Committee reviewed Council's Goals and Objectives for 2015. She stated that it is recommended to examine the Public Safety component to examine the current level of police services to ensure everything where it is where it should be. She added that the Fire Capital Equipment Schedule should be examined to ensure that money is being properly set aside. She mentioned that a minor change was made under Infrastructure Management. She noted that last year's Goals and Objectives were more about planning; however, this year, is more about implementing those plans.

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

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

Enactment No: RES0191-2015

Resolved, that the City Council establishes the following as its **Fiscal Year 2016** Goals and Objectives:

1. GOAL: PUBLIC SAFETY

Protect the residents, businesses, and visitors of Rochester Hills by providing high quality public safety.

Objective: Examine current levels of police service for effectiveness and /efficiency.

Objective: Implement strategies to improve Fire and EMS facilities and service.

Objective: Reexamine the Fire's Capital Equipment Schedule

2. GOAL: INFRASTRUCTURE MANAGEMENT

Provide reliable, safe and effective infrastructure (roadways, utilities, buildings, etc...) throughout the City.

Objective: Implement a comprehensive local street policy including short and long term funding strategy.

Objective: Establish neighborhood drain maintenance and education program (including HOA leadership) and solutions for drain maintenance funding.

Objective: Develop and review a sump pump discharge inspection program (sanitary vs. storm drain)

3. GOAL: ECONOMIC / TAX BASE

Retain investment, maintain the tax and employment base, support redevelopment, and uphold high property values in the City.

Objective: Continue to attract and retain businesses that focus on R&D and "High-Tech".

Objective: Continue to review policies and ordinances for maintenance of existing residential and commercial buildings.

Objective: Support the redevelopment of blighted properties.

4. GOAL: FISCAL MANAGEMENT

Establish policies for fiscal responsibility that ensures short and long-term prosperity through effective fiscal planning and efficient management of the taxpayers' assets.

Objective: Continue the policy of forecasting revenue, budget and critical factors for up to the next seven years on a rolling basis and begin strategic analysis of the years beyond.

Objective: Continue to provide a three year budget plan.

5. GOAL: RECREATION, PARKS, CULTURAL

Preserve the City of Rochester Hills' natural resources and recreational character.

Objective: Implement maintenance program of acquired Green Space and natural feature city owned property.

Objective: Review the short and long-term needs of the Park system and provide a plan to meet those needs.

Objective: Examine alternate funding sources for park development.

6. GOAL: COMMUNITY TRUST & PARTICIPATION

Promote effective communication between City Council, administration, residents, businesses, and visitors so that decisions reflect the community's desires and expectations.

Objective: Maintain and improve openness and transparency in conducting City business by way of cable broadcast and web cast of City Council meetings, and accessibility to City documents.

Objective: Utilize web and technology to further enhance communication with residents and allow for online delivery of certain services.

Objective: Continue the policy of bi-annual public input via a community survey.

Objective: Involve youth in leadership growth and in the development of City's future by way of encouraging their participation on the Rochester Hills Government Youth Council.

7. GOAL: COMMUNITY / NEIGHBORHOODS

Protect the family-oriented community from adverse events and conditions by strategic planning and proactive management in all aspects of municipal governance.

Objective: Maintain and improve relationships with homeowner associations/neighborhoods to further neighborhood stability and to make the community a better place to live.

Objective: Continue to implement code enforcement/blight ordinance effectively to preserve existing neighborhoods.

Objective: Continue to evaluate and make recommendation(s) to reduce the adverse impact of the deer population in the City, and educate HOA leadership and homeowners.

8. GOAL: EFFECTIVE GOVERNANCE

Provide clear policy direction to the administration for the execution of City programs and services.

Objective: Promote cooperative purchases with other communities, i.e. MITN

Objective: Explore opportunities for new public/private partnerships, and possibilities for consolidation of City services.

Objective: Explore privatization of certain city functions and develop a plan of action for implementation.

9. GOAL: ENVIRONMENT

Promote conservation of water, electricity, etc.

Objective: To move towards a more green city - not only city hall and facilities but promotion within the community and businesses and which businesses we attract.

ANY OTHER BUSINESS

Mr. Kochenderfer commented that the City's snowplowing team does a phenomenal job; however, some accidents happen with damage occurring to property or mailboxes. He explained that City Council's policy, dating back to the 1980s, caps any reimbursement for mailboxes at \$100. He noted that since then, with inflation, the cost could actually be much more. He stated that a resident contacted him regarding a mailbox that cost \$190 to replace. He requested the Administration review the current policy and bring something back to Council for discussion at the next meeting.

NEXT MEETING DATE

Regular Meeting - Monday, July 20, 2015 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, President Hooper adjourned the meeting at 8:08 p.m.

*GREG HOOPER, President
Rochester Hills City Council*

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

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

Approved as presented at the August 10, 2015 Regular City Council Meeting.