

Rochester Hills Minutes

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

City Council Regular Meeting

Greg Hooper, Nathan Klomp, Adam Kochenderfer, James Rosen, Mark Tisdel, Michael Webber and Ravi Yalamanchi

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 10, 2013

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 5 - Greg Hooper, Adam Kochenderfer, James Rosen, Mark Tisdel and Michael

Webber

Absent 2 - Nathan Klomp and Ravi Yalamanchi

Others Present:

Ed Anzek, Director of Planning and Economic Development

Tina Barton, City Clerk

Jim Breuckman, Manager of Planning

Laura Douglas, Clerk B/City Clerk's Office

Vince Foisy, Supervisor of Communication Systems

Bob Grace, Director of MIS

Kevin Krajewski, Network Administrator/Deputy Director of MIS

Keith Sawdon, Director of Finance

Allan Schneck, Director of DPS/Engineering

Joe Snyder, Senior Financial Analyst

Michelle Zabat, Rochester Hills Government Youth Council Representative

Mr. Klomp and Mayor Barnett each provided prior notice that they would not be in attendance at tonight's meeting.

PLEDGE OF ALLEGIANCE

Mr. Tisdel introduced Madeleine Roberts, and noted that she is a 16-year old senior at Adams High School. He stated that she has been a Girl Scout since she was five years of age, and recently earned a Gold Award, the highest award a Girl Scout can earn. Ms. Roberts undertook a project to reorganize a children's library of over 5,000 books at the Baldwin Center in Pontiac, Michigan. Her goal was to make the library easy to use for volunteers and children of all ages. She created

an online catalog and used labels to reorganize the books by reading level. Ms. Roberts enlisted the help of her sister, Kate, friends, members of her church, St. Stephens, Baldwin's Youth Director, Lauren Fuller, and her parents, Elizabeth and Patrick Roberts, to make the project possible.

APPROVAL OF AGENDA

A motion was made by Webber, seconded by Kochenderfer, that the Agenda be Approved as Amended to move Legislative File 2012-0293 Request for Conditional Land Use Approval - To construct two drive-throughs in conjunction with a stand-alone restaurant and a restaurant in a retail building at the southwest corner of Rochester and Auburn, Parcel No. 15-34-227-037, zoned B-3, Shopping Center Business, Rochester Auburn Associates, LLC, applicant to immediately follow Legislative File 2012-0292 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 .7 acre, located at 3010 S. Rochester Rd., at the southwest corner of Rochester and Auburn Roads, Parcel No. 15-34-227-031 from B-5, Automotive Business to B-3, Shopping Center Business, and to prescribe penalties for the violation thereof. The motion carried by the following vote:

Aye 5 - Hooper, Kochenderfer, Rosen, Tisdel and Webber

Absent 2 - Klomp and Yalamanchi

PUBLIC COMMENT

Melinda Hill, 1481 Mill Race, reported that a recent rollover accident occurred on Washington Road during flooded conditions after a hard rain. She stated that while the road was graded and a culvert was dug out to allow water to flow again, nothing has been done to prevent these conditions from happening again. She commented that having a residential gravel road in Rochester Hills with an unposted 55 mile per hour speed limit is dangerous. She requested Rochester Hills' leadership urge Lansing officials to push stalled legislation through that addresses speed limits on gravel roads. She pointed out that a limestone treatment applied two years ago helped a great deal, and requested that money be put into the budget to apply limestone again.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

In response to public comment, **President Hooper**, noted that Council has previously taken up the topic of speed limits on gravel roads. He commented that the State Legislature, through recommendation of the Michigan State Police, removed local control of speed limits on gravel roads and determined that the speed limit would be 55 miles per hour for all rural gravel roads. He stated that the City should continue to push for a restoration of local control of speed limits.

He announced that the Festival of the Hills Fireworks will be held on Wednesday, June 26th, at Borden Park.

Mr. Webber announced that the American Cancer Society's (ACS) Rochester Area Relay for Life will be held on June 22, 2013 starting at 9:00 a.m., at Hart Middle School. He noted that the City's Relay team raises a significant amount for the ACS. He commented that speed limits on gravel roads challenge many communities in Oakland County and no legislator appears to oppose the pending legislation. He mentioned that the State Legislature is considering an amendment to current fireworks legislation and requested Council consider enacting an Ordinance Amendment at the next Council meeting prior to this year's Fourth of July holiday period to address a curfew time that fireworks cannot be used in the City. He noted that an upcoming agenda item will recognize Pine Trace Golf Club's Summer Scholarship Recipients.

Mr. Kochenderfer thanked Ms. Hill for voicing her concerns regarding speed limits on gravel roads. He noted that one year ago, a representative from the Michigan State Police (MSP) attended a forum at City Hall to provide the MSP's view that speed limits do not matter. He commented that the recent accident on Washington Road is an example of why these limits must be lowered, and stated that legislation which died in committee last year is seeing renewed support this session. He pointed out that the Traffic Improvement Association (TIA) performed speed studies on Dutton Road, which yielded information that supported a lower speed limit on that road. He requested that the Administration follow up with the Road Commission for Oakland County to address flooding conditions which occurred at the time of the accident on Washington Road. He questioned whether the limestone application improved conditions without damaging snow removal equipment, and stated that if it was effective, it should be included in the Budget.

Mr. Rosen echoed concerns raised regarding speed limits on gravel roads, noting that the City should encourage the legislators to act. He requested that information distributed by a resident pertaining to the proposed Property Assessed Clean Energy Program (PACE) be included in the meeting packet for June 24th.

Mr. Tisdel noted that the Rochester Hills Government Youth Council (RHGYC) works on close to two dozen different projects throughout the year. He stated that in addition to the 15 RHGYC members, over 50 to 60 volunteers participate in the projects.

Michelle Zabat, Rochester Hills Government Youth Council (RHGYC) representative, announced that the annual 5K Walk/Run is set for Saturday, June 15, 2013, at Bloomer Park, with proceeds going to the Boys and Girls Club of Troy, to benefit Rochester Hills youth attending that facility. She noted that approximately \$15,000 has been raised to date, and encouraged the community to come out and support the race. She mentioned that the RHGYC members would host a Senior Prom on June 24th at the American House Senior Facility on Auburn Road. She commented that the group is starting work on the RHGYC's community garden plot.

(Mr. Yalamanchi entered at 7:10 p.m.)

Present 6 - Greg Hooper, Adam Kochenderfer, James Rosen, Mark Tisdel, Michael

Webber and Ravi Yalamanchi

Absent 1 - Nathan Klomp

ATTORNEY MATTERS

None.

PRESENTATIONS

2013-0221 Presentation of Summer Golf Scholarships

Attachments: Agenda Summary.pdf

Scholarship Allison Friebe.pdf Scholarship Philip Mai.pdf Scholarship Annica Steen.pdf

Mr. Tisdel stated that he and Mr. Webber offered the idea of awarding summer golf scholarships for deserving and exceptional students to Mike Bylen, General Manager of Pine Trace Golf Club. It was suggested that the summer golf scholarships would be awarded to deserving and exceptional individuals who are students of the Rochester Community Schools and city residents with the goal of further introducing the game of golf to young people. He commented that golf is a unique sport which can be played during one's entire life with an emphasis on etiquette, respect for fellow competitors, self-policing and respect for the course. He noted that it is hoped that the award of these inaugural scholarships will become an annual event.

Mike Bylen, General Manager, Pine Trace Golf Club, commented that the managing partners and staff at Pine Trace were as enthusiastic about the scholarships as he was. He mentioned that he grew up in Rochester Hills and played on his school's golf team; and stated that golf promotes very valuable attributes for a good life. He stated that the three students selected are very deserving of this scholarship and he commended their parents for the job they have done in raising them. He expressed his hope that their experiences during the time that they spend at Pine Trace will further their growth, development and maturation.

Mr. Tisdel introduced Allison Friebe, Philip Mai and Annica Steen, and presented the scholarship certificates to each recipient.

Council congratulated the recipients.

Presented.

2013-0220

Update on the status of the Cornerstone Campaign and the construction of the South Tower Project; The Crittenton Foundation, presenters

Attachments: Agenda Summary.pdf

Presentation.pdf

Ashleigh Dunham, Corporate and Foundation Relations, Crittenton Hospital,

presented an update of the hospital's Cornerstone Campaign:

Crittenton's First Capital Campaign

- McGregor Family donated their own land to build Crittenton in the 1960s
- Campaign led by local businessman, Howard McGregor, Jr.
- Outreach of Crittenton General in Detroit to serve the rural community of Rochester
- McGregor's Campaign included local schools, businesses, civic organizations and members of the community
- Together, our community raised over \$1 million
- Employees from McGregor's company at National Twist Drill donated a portion of their salary through payroll deductions

Crittenton's South Tower Benefits

- 87 private patient rooms with smart room technology
- Innovative stations for training and clinical instruction for nursing students from Rochester College and Oakland University
- A center for Wayne State University's School of Medicine graduate residents
- Floor for cardiac medicine, in partnership with the open-heart program at the University of Michigan
- Floor for orthopedic, joint and spine medicine
- Pharmacy with error-reducing bar code scan system
- A Sanctuary to promote caring for mind, body and spirit
- A rooftop healing garden
- An environmentally-friendly structure using energy efficient systems and recycled materials

Crittenton's Innovative Construction

- Integrated Project Delivery (IPD), a collaborative practice drawing the architect, builders and key subcontractors in from project's inception. One contract, one team
- Only \$300 per square foot... lower than area healthcare average of \$500 per square foot
- Fiscal responsibility demonstrates good stewardship to our community
- Building project received best practice endorsement by Governor Rick Snyder
- One of the first IPD healthcare projects of significant size in Michigan

Every Square Matters Campaign

- Every Square Matters: You can make a difference by donating one square foot
- Each square foot donation is \$300
- Allows everyone to "own" a square foot of our community hospital
- Requesting Rochester Hills City Council members to invest in Crittenton by donating a square foot of the new tower

www.crittenton.com/squarefoot

- Donors featured on website

- Recognition on signage at the Tower Grand Opening and throughout the hospital
- Whose life will your square save?

Value Proposition for City of Rochester Hills

- Largest recent building project in the City of Rochester Hills
- Access to private rooms for our families, neighbors, employees and community
- Rochester Hills City Council and city employees hard hat tour
- Tower Grand Opening Ceremony
- Recognition and signage on our virtual donor wall and in the hospital
- Access to health education seminars, resources and events at Crittenton

Partnership Promotion and Strategy

- Donors highlighted in Wellspring publication, mailed to 140,000 households and CrittenTimes, an internal publication
- Partners promoted on hospital signage, digital patient screens, I-75 billboard, social media, press releases, web site and eBlasts
- As leaders, City Council participation will inspire others to invest in Crittenton, ensuring good health care in our community for the future.

Presented.

2012-0142 M-59 Corridor Plan Presentation

Attachments: Agenda Summary.pdf

Suppl Presentation.pdf

Suppliesentation.pul

052013 Agenda Summary.pdf

MLUP Update Pages.pdf

Future Land Use Map 2012.pdf

Minutes PC 043013.pdf

Memo Breuckman 042513.pdf

Letter Kaltsounis 112912.pdf

CC Minutes 111212.pdf

Letter Boswell 101812.pdf

Public Hearing Notice.pdf

PC Motion to Approve.pdf

111212 Agenda Summary.pdf

MLUP Update Pages.pdf

Minutes PC 102312.pdf

Minutes PC 073112.pdf

Minutes PC 052912.pdf

PC Memo 101712.pdf

PC Memo 091412.pdf

PC Mtg Info 091812.pdf

111212 Resolution.pdf

052013 Resolution.pdf

Ed Anzek, Director of Planning and Economic Development, reviewed the update to the M-59 Corridor plan, noting that it was funded by the Local Development

Finance Authority (LDFA). The update was included in the 2010 Capital Improvement Plan and was undertaken by McKenna Associates.

Jim Breuckman, Manager of Planning, gave the following presentation on the Plan's update:

Background

- 2007 Master Land Use Plan
- REC recommendations:
 - * Flexibility in use
 - * Intensification of development (investing in place)
 - * Continued evolution

He presented a chart which explained why the update was warranted, noting that an underlying philosophy of promoting planned reinvestment or growth by a company, rather than their exit from a community.

Why?

- Continued evolution
- Industrial Parks Technology Parks Innovation and Employment Center
- Become a place
 - * Complete
 - * Connected
 - * Complex

Process Overview

- M59 Corridor Plan
 - * Refines REC district recommendations
- LDFA infrastructure plan
- REC district zoning amendment
- Environmental Scan
- Stakeholder interviews
- Design workshop
- PICAs
- Master Development Plan
- Infrastructure and implementation plan

Environmental Scan

- Area profile
- Business clusters and emerging sectors
- Land Use and Development Age
- Physical Conditions
- Value
- Market Conditions and Trends

Graphics showing Building Age for Non-Residential Parcels and Potential Change Areas were displayed.

Stakeholder Interviews

- Over 100 conducted
- Local and regional
 - * Institutions
 - * Businesses
 - * Real estate professionals
 - * Economic development professionals

Design Workshop

- Prioritization exercise top five:
 - * Tap into emerging sectors
 - * Building appearance
 - * Maintain dedicated funding sources
 - * Expedite permitting and approval process
 - * Infrastructure improvements necessary to attract new development

Photos were displayed to note items of focus including streetscapes, bike lanes, and potential facades and building designs. Maps noted the resulting Master Development Plan, along with the LDFA Infrastructure Master Plan. Several potential projects were listed for sanitary sewer and watermain upgrades. He noted that the Plan had five sub-areas, including areas around interchanges capitalizing on resources, a technology and office image corridor, regional commercial corridor and a corridor of mixed use.

Implementation

- REC Zoning District
- LDFA infrastructure projects

Council Discussion

Mr. Yalamanchi questioned whether the photos displayed of buildings noted a goal for future building appearances.

Mr. Breuckman responded that the photos are a guide, and commented that the permit process will convey more of what is desired. He mentioned that it is not known whether there will be a demand for this type of investment in the area.

Mr. Yalamanchi questioned how the City's expectations will be conveyed to potential developers and whether the bike paths were planned to connect to the Clinton River Trail.

Mr. Anzek responded that the Zoning Ordinance would be revised to include this information and the concept of complete streets will be addressed as a part of the Master Thoroughfare Plan.

Mr. Kochenderfer questioned how the plan would be conveyed to promote the desired development.

Mr. Anzek responded that conversations are held with anyone thinking of building in this area before they talk to an architect.

Mr. Breuckman stated that the process has been revised to allow for a faster approval for projects that meet the parameters set by the plan. Those projects that do not meet the plan and its variations will go through the process.

Mr. Tisdel questioned whether a detailed analysis of value per acre and the idea of building to a human scale could be applied to light industrial property.

Mr. Breuckman responded that it could, pointing out that it is a concept of becoming a "place", being complete, connected and complex. He explained that the concept implies different uses elbowing against each other. He gave the example of the Technology Drive extension to Adams Road, and commented that employees in that area were then able to access Marketplace Circle for lunch and shopping. He stated that the concept of value per acre maximizes building and minimizes parking. He mentioned that large expanses of parking are seen as a void or barrier that pedestrians do not like to cross.

Presented.

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.

2013-0209

Request for Approval of the Water Service Agreement between the Charter Township of Shelby, the City of Rochester Hills, and Amar Youhana for the property located at 50480 Dequindre Road, Shelby Township, MI

Attachments: Agenda Summary.pdf

Picture of property.pdf
Dequindre Agreement.pdf
DWSD Ltr to Davis 051413.pdf
Shelby Twp Ltr 050813.pdf
Davis Ltr to DWSD 050113.pdf
Youhana Request Ltr.pdf

Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0112-2013

Whereas, the Department of Public Service recommends approval of the Water Service Agreement between the Charter Township of Shelby, the City of Rochester Hills, and Amar Youhana for connection to the water main on Dequindre Road, between Hamlin and Avon Roads, Parcel ID#23-07-19-100-007; and

Resolved, that the Rochester Hills City Council approves the Water Service Agreement between the Charter Township of Shelby, the City of Rochester Hills, and Amar Youhana for the property located at 50480 Dequindre Road, Shelby Township, Michigan, and authorizes the Mayor and Clerk to execute and deliver the agreement on behalf of the City.

2013-0215

Request for Purchase Authorization - DPS/ENG: Contract/Blanket Purchase Order for 2013 Pavement Striping and Legend Program in the amount of \$76,112.33 with a 10% contingency of \$7,611.22 for a total not-to-exceed amount of \$83,723.44; R.S. Contracting, Inc., Casco, MI

Attachments: Agenda Summary.pdf

Bid Tab.pdf

2013 Pavement Striping Inventory.pdf 2013 City Legend Program Bids.pdf 2013 Legends to be Replaced.pdf

Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0113-2013

Resolved, that the Rochester Hills City Council hereby authorizes a Contract/Blanket Purchase Order for 2013 Pavement Striping and Legend Program to R.S. Contracting, Inc., Casco, Michigan in the amount of \$76,112.33 with a 10% contingency of \$7,611.22, for a total not-to-exceed amount of \$83,723.44, 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.

Passed the Consent Agenda

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

PUBLIC HEARINGS

2013-0210 FY 2013 2nd Quarter Budget Amendments

Attachments: Agenda Summary.pdf

2013 - 2nd Qtr BA - Overview.pdf

2013 2nd Qtr Budget Amendment Detail.pdf 2013 2nd Qtr Budget Adjustment Detail.pdf

Public Hearing Notice.pdf

Resolution.pdf

Joe Snyder, Senior Financial Analyst, stated that the proposed Budget Amendments increase revenues by \$1,060,000 and expenses by \$936,000, allowing for a net contribution to Fund Balance of \$123,000. He explained that revenues were adjusted to reflect actual property tax revenues received, the property tax revenues have been amended to reflect actual numbers and the Major Road Fund reflects the Road Commission for Oakland County's contribution for the upcoming Livernois Road Tri-Party work. Revenues also include Inter-Fund policy transfers reflecting the year-end close-out and the Fleet Inter-Local Service Grant.

He explained that on the expense side, capital projects and operating budgets have been amended to reflect recent Council action, including projects in the Hamlin Road Corridor, Major Roads, Pathways, Water and Sewer, the Grant Pump Station, the DPS Salt Storage Facility and Fire Station #3's parking lot. Net decreases to expenses include a reduction in the Facilities Budget for the Energy Management System which came in under budget and photocopier expense as the City went to an equipment lease.

He pointed out operating items of note, highlighting the Oakland County Sheriff's Department Dispatch Contract, which was amended to the approved amount, and a change for street lighting.

President Hooper Opened the Public Hearing at 7:57 p.m.

Melinda Hill, 1481 Mill Race, questioned the increase in the Elections Budget for logic and accuracy testing and maintenance expenses for the M-100s and noted that the 2013 Budget Book showed a maintenance cost decrease. She mentioned that this accuracy testing was done internally in the past.

<u>Seeing No Further Public Comment President Hooper Closed the Public Hearing at 7:59 p.m.</u>

Tina Barton, City Clerk, stated that a company will be brought in for election equipment accuracy testing, saving overtime cost for staff members and requiring fewer part-time workers. She noted that the company will perform the testing in a matter of a few hours. She pointed out that whether the election is small or large, testing must still be done on the machines.

Mr. Snyder mentioned that the increase is handled as an adjustment with no change to the bottom line.

Ms. Barton added that the maintenance cost for the M-100 machines is dictated by the State and County and the City has no control over it.

Council Discussion:

Mr. Kochenderfer questioned the increase in operating expenses for the Hamlin and Livernois roundabout.

Mr. Snyder noted that the amount included is for construction, and the work will be funded by an anonymous donation.

Mr. Yalamanchi questioned amounts included for River Bend Park development and how the donor's contribution will be reflected.

Mr. Snyder responded that the City's portion is \$100,000; development will occur next year, with donor funding.

President Hooper mentioned that Council approved \$100,000 as "seed money" last year to begin development activities.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0114-2013

Whereas, in accordance with the provisions of Public Act 2 of 1968, the Uniform Budgeting and Accounting Act, and the Charter for the City of Rochester Hills, Chapter III Section 3.7, the City Council may amend the budget during the fiscal year, either on its own initiative or upon recommendation of the Mayor; and

Whereas, in accordance with Section 19 of Public Act 2 of 1968, the Uniform Budgeting and Accounting Act the City Council may permit the Mayor to execute *adjustments* to the budget within limits:

Whereas, the Public Hearing for the proposed FY 2013 2nd Quarter Budget Amendments was noticed on May 28, 2013; and

Whereas, the proposed FY 2013 2nd Quarter Budget Amendments were available for public viewing beginning on May 31, 2013; and

Whereas, at its June 10, 2013 meeting City Council held a Public Hearing on the proposed FY 2013 2nd Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby approves the following FY 2013 fund totals as amended:

101 - General Fund	\$24,796,290
202 - Major Road Fund	6,723,760
203 - Local Street Fund	7,913,090
206 - Fire Fund	7,359,490
207 - Special Police Fund *	9,284,540
213 - RARA Millage Fund	573,360
214 - Pathway Maintenance Fund	547,300

232 - Tree Fund	53,780
265 - OPC Millage Fund	968,510
299 - Green Space Fund *	859,080
331 - Drain Debt Fund	1,236,220
369 - OPC Millage Fund *	747,370
402 - Fire Capital Fund *	50,000
403 - Pathway Construction Fund	544,010
420 - Capital Improvement Fund	226,220
592 - W&S Operating Fund	31,772,530
593 - W&S Capital Fund	7,424,140
631 - Facilities Fund	5,452,240
636 - MIS Fund	1,790,180
661 - Fleet Equipment Fund	4,100,510
848 - LDFA Fund *	490,750
851 - SmartZone Fund *	123,000
* = No expenditure, revenue only	

and, Therefore, Be It Further Resolved, the Mayor is authorized to administratively adjust the operating budget line-items up to \$25,000 per event, but in no case may total expenditures of a particular fund exceed that which is appropriated by the City Council without a budget amendment.

ORDINANCE FOR INTRODUCTION

(Mr. Yalamanchi exited at 8:04 p.m. and re-entered at 8:07 p.m.)

2012-0292

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 .7 acre, located at 3010 S. Rochester Rd., at the southwest corner of Rochester and Auburn Roads, Parcel No. 15-34-227-031 from B-5, Automotive Business to B-3, Shopping Center Business, and to prescribe penalties for the violation thereof

Attachments: Agenda Summary.pdf

Ordinance.pdf

Map.pdf

061013 Agenda Summary.pdf

Back up documents.pdf

Minutes PC 052113.pdf

Staff Report 051613.pdf

Site Plans 050313.pdf

Memo Breuckman 101912.pdf

Staff Report 081012.pdf

Public Hearing Notice.pdf

061013 Resolution.pdf

Resolution.pdf

Jim Breuckman, Manager of Planning, stated that the request is to rezone the gas station located at the corner of Rochester and Auburn Roads from B-5 to B-3 in order to facilitate redevelopment of the former Meadowbrook Dodge site. He pointed out that the rezoning is consistent with the City's Master Land Use Plan.

President Hooper noted that the Planning Commission reviewed the request multiple times and has unanimously supported the rezoning.

Mr. Webber questioned whether any environmental issues resulting from the change from a gas station to business will be addressed.

Mr. Breuckman responded that the applicant is aware of potential environmental issues and is setting up a brownfield for the site to assist in clean-up to an acceptable level to use the site for retail.

Mr. Webber questioned whether brownfield funding will be used.

Mr. Breuckman responded that the applicant is not depending on the State. He explained that the first track is a Tax Increment Financing vehicle which is set up based on a 381 Brownfield Work Plan for the site, allowing the property owner to capture some taxes and to be used to pay the developer back for his clean-up costs. He cited this as a win-win for everyone involved, noting that the increased value is captured. He mentioned that the tax revenues generated for the property right now will continue to flow into the General Fund, and the increased taxes from the additional value will flow into the Brownfield Fund. He explained that this is not impacted by the State's changes to their economic development centers. He commented that there may still be some funds from the State that the developer can get, however, they must do a Brownfield Plan to secure these monies. He noted that the Administration is looking into whether the City should be coordinating this or the County.

Mr. Webber pointed out that there is a letter from the current owners noting that they are in agreement with the transition.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0135-2013

Resolved, that 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 .7 acre, located at 3010 S. Rochester Rd., at the southwest corner of Rochester and Auburn Roads, Parcel No. 15-34-227-031 from B-5, Automotive Business to B-3, Shopping Center Business, and to prescribe penalties for the violation thereof, is hereby accepted for First Reading.

2012-0293 Request for Conditional Land Use Approval - To construct two drive-throughs in conjunction with a stand-alone restaurant and a restaurant in a retail building at the southwest corner of Rochester and Auburn, Parcel No. 15-34-227-037, zoned B-3, Shopping Center Business, Rochester Auburn Associates, LLC, applicant

Attachments: Agenda Summary.pdf

Map.pdf

Site Plans 050313.pdf

Site Plan C.pdf

Minutes PC 052113 (Excerpt).pdf

Staff Report 051713.pdf
Back up Staff Report 2.pdf

Minutes PC 102312 (Excerpt).pdf Memo Shumejko 101912.pdf Memo Breuckman 101912.pdf Traffic Memo 101612.pdf

Minutes PC 082112 (Excerpt).pdf

Staff Report 081012.pdf

<u>Public Hearing Notice CLU.pdf</u> Public Hearing Notice Rezone.pdf

Back Up Staff Report.pdf

EIS.pdf

Resolution.pdf

In attendance to represent the Applicant were **Doriad Markus**, Rochester Auburn Associates, LLC, and **Mark Drane**, Rogvoy Architects.

Jim Breuckman, Manager of Planning, noted that the site plan accompanies the rezoning request for the parcel at the corner of Auburn and Rochester Roads. He explained that the project has been reviewed by the Planning Commission over the course of nine months and the Planning Commission has approved the site plan and recommended approval of the conditional land use for two drive-throughs. He noted that that approval is conditioned on the rezoning being approved.

- **Mr. Drane** reviewed the site plan, noting that curb cuts have been minimized and all buildings come down to a cohesive design with similar building materials.
- *Mr. Kochenderfer* commented that the project will minimize traffic concerns.
- Mr. Yalamanchi noted that the project will limit road access to three entrances.
- **Mr. Markus** noted that high-end national retailers have expressed interest. He pointed out that restaurant patio areas are being incorporated.
- Mr. Drane commented that the development is pedestrian-friendly with seating areas.
- *Mr. Yalamanchi* questioned whether the buildings could be situated closer to the road.
- **Mr. Breuckman** responded that a double-loading circulating aisle separated the road from the buildings.
- **Mr. Rosen** expressed his appreciation to the developers for eliminating curb cuts on Rochester. He commented that the biggest challenge will be drivers who want to exit the development and go north. He questioned how close the curb cuts will be to the traffic light on Rochester Road south of Auburn and whether there will

be enough stacking should individuals turn onto Auburn to then turn north onto Rochester Road.

Mr. Drane noted that changes to the corner will also add right-hand queuing. He stated that all traffic models were acceptable to the Road Commission for Oakland County.

President Hooper pointed out that the southernmost driveway onto Rochester Road will be configured to only allow a right turn.

Mr. Tisdel questioned whether this development will be similar to what is considered a valuable piece of property in the City, located at Barclay and Rochester Roads.

Mr. Breuckman responded that this development is consistent with Barclay Circle, with a similar relationship of buildings to street. He mentioned that this development incorporates a patio into the middle, creating more end-cap spaces which are worth more.

Mr. Drane mentioned that he was the architect for Barclay Square.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0115-2013

Resolved, that the Rochester Hills City Council hereby approves the Conditional Land Use to construct drive-throughs in conjunction with restaurants for Rochester Retail, City File No. 12-010, located at the southwest corner of Rochester and Auburn Roads, Parcel No. 15-34-227-037, zoned B-3, Shopping Center Business, based on plans dated received by the Planning and Economic Development Department on May 3, 2013, Rochester Auburn Associates, LLC, Applicant, with the following findings:

Findings:

- 1. The proposed building and other necessary site improvements meet or exceed the standards of the Zoning Ordinance.
- 2. The expanded use will promote the intent and purpose of the Zoning Ordinance.
- 3. The proposed development has been designed and is proposed to be constructed, operated, maintained and managed so as to be compatible, harmonious and appropriate in appearance with the neighboring development and the planned character of the area and the capacity of public services and facilities affected by the land use.
- 4. The proposal should have a positive impact on the community as a whole and the surrounding area by further offering jobs, shopping alternatives and other dining options.
- 5. The proposed development is served adequately by essential public facilities and

services, such as highways, streets, police and fire protection, drainage ways and refuse disposal.

- 6. The proposed development should not be detrimental, hazardous or disturbing to existing or future neighboring land uses, persons, property or the public welfare and should mitigate potential traffic impacts by eliminating curb cuts and improving adjacent roadways.
- 7. The proposal will not create additional requirements at public cost for public facilities and services that will be detrimental to the economic welfare of the community.

ORDINANCE FOR ADOPTION

2013-0200

Acceptance for Second Reading and Adoption - an Ordinance to amend Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting Ordinances, and prescribe a penalty for violations

Attachments: Agenda Summary.pdf

Ordinance.pdf

052013 Agenda Summary.pdf W&S TRC Resolution 050113.pdf

052013 Resolution.pdf

Resolution.pdf

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0116-2013

Resolved, that an Ordinance to amend Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption, and shall become effective on Monday, June 17th, 2013, following its publication in the Oakland Press on Sunday, June 16, 2013.

2013-0201

Acceptance for Second Reading and Adoption - an Ordinance to amend Sections 102-91 & 102-92 of Chapter 102 Utilities, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to increase late payment charges, repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations

Attachments: Agenda Summary.pdf

Ordinance.pdf

052013 Agenda Summary.pdf W&S TRC Resolution 050113.pdf

052013 Resolution.pdf

Resolution.pdf

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

Aye 5 - Hooper, Kochenderfer, Rosen, Tisdel and Webber

Nay 1 - Yalamanchi

Absent 1 - Klomp

Enactment No: RES0117-2013

Resolved, that an Ordinance to amend Sections 102-91 & 102-92 of Chapter 102 Utilities, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to increase late payment charges, repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, June 17, 2013, following its publication in the Oakland Press on Sunday, June 16, 2013.

2013-0203

Acceptance for Second Reading and Adoption - an Ordinance to amend Sections 78-163, 78-166 and 78-198 of Article III of Chapter 78, Peddlers, Solicitors and Itinerant Merchants, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to require criminal background checks for itinerant merchant applications; modify the hours during which door-to-door commercial solicitation is permitted; change license duration; repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations

Attachments: Agenda Summary.pdf

Ordinance (Revised).pdf 052013 Agenda Summary.pdf

Ordinance.pdf

052013 Resolution.pdf

Resolution.pdf

Laura Douglas, Clerk B/City Clerk's Office, noted that the changes discussed in the First Reading were made, including the incorporation of a requirement of display of a laminated license on a neck lanyard. She mentioned a small change was incorporated referencing that the Clerk may require that additional information be provided on identity, background, or what product or service they are soliciting.

Mr. Rosen stated that he has been approached by many individuals in favor of this Ordinance. He suggested that the badge be made big enough in a color that residents will recognize, noting that many individuals still have a habit of answering the door.

Mr. Yalamanchi pointed out that the fee for the background check is going up from \$10 to \$75.

Tina Barton, City Clerk, responded that this fee includes the cost of the lanyard, printing the badge and accessing ICHAT. She added that the office has recently seen large groups of solicitors come in for permits and the fee could be a deterrent.

Ms. Douglas mentioned that she recently had a group of 20 come in from one company. She added that the City currently has 110 solicitors in the community.

Clerk Barton mentioned that Rochester Hills is seen as a wealthier community with its houses within walking distance, making it attractive to solicitors.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0118-2013

Resolved, that an Ordinance to amend Sections 78-163, 78-166 and 78-198 of Article III of Chapter 78, Peddlers, Solicitors and Itinerant Merchants, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to require criminal background checks for itinerant merchant applications; modify the hours during which door-to-door commercial solicitation is permitted; change license duration; repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, June 17, 2013, following its publication in the Oakland Press on Sunday, June 16, 2013.

2013-0204

Acceptance for Second Reading and Adoption - an Ordinance to amend Section 54-501 of Article IX, of Chapter 54, Peddlers, Solicitors and Itinerant Merchants, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to increase the permit fee for itinerant merchants; repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations

Attachments: Agenda Summary.pdf

Ordinance.pdf

052013 Agenda Summary.pdf

052013 Resolution.pdf

Resolution.pdf

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0119-2013

Resolved, than an Ordinance to amend Section 54-501 of Article IX, of Chapter 54,

Peddlers, Solicitors and Itinerant Merchants, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to increase the permit fee for itinerant merchants; repeal conflicting or inconsistent Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption, and shall become effective on Monday, June 17, 2013, following its publication in the Oakland Press on Sunday, June 16, 2013.

2012-0126

Acceptance for Second Reading and Adoption - an Ordinance to amend Sections 118-98 and Map 118-B of Chapter 118, Historical Preservation, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to update the parcel identification number for the Noncontiguous Historic District identified as 1631 West Avon Road, repeal conflicting Ordinances and prescribe a penalty for violations

Attachments: Agenda Summary.pdf

Site Map.pdf Ordinance.pdf

Adopted FINAL REPORT.pdf
Minutes HDSC 121312 (Draft).pdf
Memo to HDSC 120612.pdf

Minutes HDSC 111512 (Excerpt).pdf 052013 Agenda Summary.pdf FINAL REPORT 110112 (Draft).pdf

Staff Report 103012.pdf
SHPO comments 082712.pdf
Minutes PC 073112 (Excerpt).pdf
Memo Breuckman 072712.pdf
Minutes HDSC 061412.pdf

PRELIMINARY REPORT.pdf
Minutes CC 042312 (Excerpt).pdf

Survey Info.pdf
Historic Atlas.pdf
Subdivison Plat.pdf

042312 Agenda Summary.pdf Minutes HDC 120904.pdf Minutes HDC 111104.pdf Minutes HDC 031402.pdf Minutes HDC 071201.pdf

042312 Resolution.pdf

Resolution.pdf

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

Ave 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0120-2013

Resolved, that an Ordinance to amend Sections 118-98 and Map 118-B of Chapter 118, Historical Preservation, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to update the parcel identification number for the Noncontiguous Historic District identified as 1631 West Avon Road, repeal conflicting Ordinances and

prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, June 17th, 2013, the day following its publication in the Oakland Press on Sunday, June 16, 2013.

UNFINISHED BUSINESS

(Mr. Webber exited at 8:33 p.m. and re-entered at 8:35 p.m.) (Mr. Rosen exited at 9:26 p.m. and re-entered at 9:28 p.m.)

2013-0202 Update on the City's seven-year Financial Forecast - Fiscal Years 2014 to 2020

Attachments: Agenda Summary.pdf

7-Year Financial Forecast 2014-2020.pdf

Suppl Presentation.pdf

Keith Sawdon, Director of Finance, reviewed the Budget development process. He noted that an eight to nine year business cycle includes periods of recession, moving to growth, and back to recession. He gave the following presentation:

SEVEN YEAR FINANCIAL FORECAST FISCAL YEARS 2014-2020

Why Do We Do Long Range Forecasting

- Helps us to understand the future and prevent surprises.
- Lets us get ahead of the issues and not be behind the issues pro-active not re-active.
- Establishes priorities for the coming budget plan.
- Helps with decision making (what if we...)
- Financial Forecast is not intended to be a budget, a proposed spending plan or a policy recommendation to City Council.

Economic Assumptions

- The assumptions we use are based on the current position in the business cycle
 - * Flattening of the economic downturn for Fiscal Year (FY) 2014
 - * Modest recovery in FY 2015 and FY 2016
 - * Normal economy for the period of FY 2017 through FY 2020
 - Citywide taxable values Improving
 - Funding from the State Modest increases
 - Credit market Softening
- Improving unemployment levels for the City and to a lesser degree the County and the State
- Consumer confidence Continued pressure on household budgets (from higher energy and food costs)

Key Forecasting Points

- Revenues

- * Base Year is our 2013 Amended (1st quarter) Budget
- * Assumes no changes in programs, services or policies
- * Forecast changes in
 - Taxable Values
 - State Shared Revenue
 - Act 51 Funding (Gas and Weigh Tax)
 - Interest Rates
 - Changes in Millage Rates

Forecasting Assumptions - Revenues

- Taxable Values
 - * FY 2014* Real: 1.28%; Personal: 2.91%
 - * FY 2015** Real: 1.50%; Personal: -7.94%
 - * FY 2016 to FY 2017** Real: 1.50%; Personal: 1.50%
 - * FY 2018 to FY 2020** Real: 2.0%; Personal: 2.0%

*Actual

**Estimated by Assessor

- Interest Rates
 - * .35% for FY 2014
 - * .45% for FY 2015
 - * .65% for FY 2016
 - * 1.0% for FY 2017
 - * 2.0% for FY 2018 through FY 2020

Estimated by Treasurer

- No new millage is introduced
- All Millage(s) expiring in the Forecasting timeline are renewed at current levels
- State Shared Revenue
 - * 1.0%, FY 2014 through FY 2020
- Act 51 Revenue
 - * 0.0% FY 2014 through FY 2020
- Current Millage Rates only adjusted to Headlee Maximum if funding is needed to fill an operating shortfall AND the increase does not increase the City's total millage rate.

Key Forecasting Points - Expenditures

- Base Year is the 2013 Amended (1st quarter) Budget
- Assumes no changes in programs, services or policies
- We are Forecasting Changes in:
 - * Salary and Wages
 - * Health Care and other Fringe Benefits
 - * Changes in the Number of Employees
 - * Inflation
 - * Price adjustments in the Sheriff's Contract
- Salary and Wages: 1.0% FY 2014 through FY 2020
- Health Care (Core Plan): 9.0% FY 2014 through FY 2020
- No Changes in Number of Employees
- No Change in City Share of Pension
- Inflation:
 - * General Citywide Inflation: +1.5% Change

- * Capital Project Inflation: +1.5% Change
- Sheriff Contract
 - * .23% FY 2014*
 - * .1.68% FY 2015*
 - * 3.0% FY 2016 through FY 2020**
- * Based on current contract
- ** Estimate Provided by Oakland County Sheriff Business Manager

A Fund Level Focus to Our Fiscal Forecast

- For the forecast to be effective we focus in at the fund level.
- For General Fund, our fiscal forecast model reduces the amount being transferred to other funds to force General Fund expenditures to equal General Fund revenues.
- Local Street Fund is the safety fund for General Fund.
- * Note: We use the Local Street fund because any transfer from General Fund was not needed to fund a contractual relationship (like Special Police Fund). In addition, the transfer is large enough to accomplish our balancing goal.

General Fund

- For this presentation, we have adjusted our model so that General Fund makes a transfer to Local Street Fund large enough to make sure that the Local Street Fund will have enough revenue to cover maintenance costs.
- After meeting the maintenance requirement, General Fund was still able to transfer, to the Local Street Fund, providing funding for some reconstruction activity.

Charts and graphs were displayed noting the following:

- For Property Tax, it was noted when the new Police Millage will begin, reducing the property tax revenues in General Fund.
- The work force has been reduced by 20 percent since its peak of 258 full-time employees in 2003, to 205 for 2013.
- Forecasted increases in health care costs and realistic salary adjustments are increasing the Fund's Personnel costs. For a number of years, the City has been working on controlling escalating health care costs. Since 2004, the City has been redesigning its health care plan by changing deductibles, copays and coverage, shifting more responsibilities to employees. Had the City not moved in this direction, the City would have paid 50 percent more in FY 2013 for health care premiums. The City's most recent plan redesign included a change in the City's core health care plan and produced a savings in FY 2012 of approximately \$650,000. The new core plan will continue to provide savings going forward; however, just like any other health care programs, increases in health care costs are estimated to eat into those savings each year going forward.
- The General Fund makes at least a transfer to the Local Street Fund large enough to ensure that the Local Street Fund can have enough revenue to cover annual maintenance costs. General Fund is also able to transfer to the Local Street Fund additional funds for some reconstruction activities.

Important Take Away from General Fund

- Approximately 40 percent of all FY 2014 revenue or over 90 percent of FY 2014 tax revenue collected in General Fund is transferred to other funds to support their activities.
- The Fund is fiscally sound following current budget policies and the structure used in the financial model. That soundness generally comes by limiting transfers to other funds.
- The Fund is able to provide approximately \$4 million per year in annual funding to support Local Street operations and reconstruction.

Mr. Sawdon noted that a large capital improvement project was originally planned for 2016; however, the intention is to level that spending out.

Major Road Fund

- Major Road Fund will be phasing out its transfer to Local streets. This is to provide for the long-term sustainability of the Major Road Fund.
- Capital Outlay is based on the City's Capital Improvement Plan (CIP). Projects slated for 2014, 2015 and 2016 will be reviewed as we get closer to those years and will most likely be extended and better balanced out into the future.
- Major Road's Fund Balance is used to fund their capital expenditure budget and the fund is positioned well to meet that goal provided it keeps revisiting its CIP projects.
- We see little to no growth in Gas and Weight Taxes any time soon which is a major revenue source for both Major and Local Streets.

Major Road Fund - Important Take Away

- Receives more in Act 51 funds than it needs for maintenance costs.
- That Excess is currently being transferred to Local Street Fund to be used for Local Street maintenance. The fund will be phasing out this transfer over the next two budget/forecasted years.
- The Fund's fund balance is used for construction projects and should last with good prioritization of capital projects and with the phase out of its transfer to Local Streets.

Local Street Fund

- Local Street Maintenance Funding Plan
 - * 2014 Local Street Funding Sources
 - Voted Millage 30 percent
 - Act 51 15 percent
 - General Fund 46 percent
 - Major Roads 9 percent
- Local Roads will be receiving 30 percent of its funding from property taxes thanks to voter approval on repurposing of expiring millage(s) which frees up General Fund funding for reconstruction activities.
- Local Roads depends on about 55 percent of its funding from other funds, but it also spends 80 percent of those transferred dollars on reconstruction activity.

- Transfer-in continues to be a major funding source for Local Roads.
- Capital Expenditures are a major and growing expenditure for Local Roads.

Local Street Fund - Important Take Away

- The Fund does not receive enough Act 51 (Gas Tax) funding to cover its maintenance costs
- The only dedicated funding sources for Local Streets is Act 51 funding and the voter-approved Local Street Millage.
- Local Streets has no funding source available for the reconstruction of subdivision (Local) streets and must rely on General Fund for support of its reconstruction needs.

Fire Fund

- The stabilization of tax values has greatly improved the outlook of the Fire Fund. The fund is in a position to add to its Capital Fund.
- In FY 2012, Fire Fund Millage was raised to its Headlee limit and remains there in the forecast. The increase DID NOT increase the total City Millage rate.
- Personnel costs now reflect the recently-settled collective bargaining agreement. Like all funds, future increases in health care costs are also driving increases in Personnel Costs. In addition, their staff generally starts younger and move, in health care, from single to married and then from married to family plans. Each of those steps add to the cost of health care.

Fire Fund - Important Take Away

- In FY 2012, the Millage Rate needed to be set at the Headlee limit where it is today in the model. The increase DID NOT increase the City's total millage rate.
- With the stabilization of Taxable Values, the Fire Fund is able to support CURRENT service delivery levels AND contribute to its Capital Fund.

Special Police Fund

- We can see the effect of the new Police Service Millage plus the renewal of the two expiring millage(s) and the end of the General Fund's subsidy in FY 2015.
- With the level of contracted officers staying at the same level (57 sworn officers), the cost of the Sheriff's Contract moves upward from \$8 million in 2012 to about \$10 million by 2020 (25 percent increase), based on current assumptions used in the forecasting model.

Special Police Fund - Important Take Away

- In FY 2015, Police Services will no longer need a subsidy from General Fund as its voter-approved dedicated millage begins.
- Sheriff Contract Pricing adjusts each year which will require the millage to rise to offset those increases.

Water Resources Fund

- In the 2011 Financial Forecast, the Water Resources Fund was headed on a path of being out of fund balance by 2015. Since that presentation, the Department of Public Services has put together a plan to defer capital improvement projects. With the postponement of those projects and adjustments in other expenditures, the Fund is projected to last into FY 2019 before all available resources are gone.
- DPS will need to address and begin to put in place more items contained within their plan for this Fund to survive beyond 2019.

Water Resources Fund - Important Take Away

- Has no dedicated funding source. Must make Fund Balance last as long as possible to pay for maintenance costs related to the City's drain system.
- The Department needs to bring more items identified in their plan forward and put them in place if this Fund is to survive beyond 2019.
- Many of the City's drains were constructed under Chapter 20 of the Michigan Drain Code which obligates the City to pay Oakland County Water Resources for maintenance-related work. This limits the City's ability to contain maintenance costs. The City needs to work towards gaining control over the maintenance of those drains.

Millage Opportunities

- Green Space
- * Tax Year 2014 for FY 2015 will be the last year the Green Space Millage can be spread.
- * It may be an opportunity to ask voters if they would like to repurpose that expiring millage for Local Streets or Water Resources (for drain maintenance).

Critical Forecasted Factors to Focus On

- Forty percent of General Fund revenue or 90 percent of General Fund tax revenue is transferred to other funds.
- Local Streets needs additional funding sources if it wants to perform any major subdivision road reconstruction activity. General Fund is able to give some limited support in this area.
- Water Resources Fund needs a future funding source to pay for the maintenance performed by Oakland County Water Resources if it is to survive beyond 2019.
- There could be an opportunity to repurpose an expiring Millage without increasing the overall City Millage Rate.

In Summary

- Like many governments, the City was faced with an economic downturn, which challenged our ability to deliver programs and services supported by property taxes and state revenues.
- With Council's support we have been able to manage during the worst of the economic storm. Our careful prioritization of services and programs has made a difference.

- As we were told by the City's Audit firm, the Financial Forecast has helped us get ahead of issues and address them before they became problems. Working together, we have been able to use the fiscal forecast to move the City to a three year approach to budgeting, to bring services and expenses in line with revenue resources and to become proactive on those issues affecting our ability to deliver services to our citizens.
- We appreciate Council's support. Without it, we might not have been able to manage during the economic storm.
- There will always be financial challenges that lie ahead for the City but with careful planning, many of these challenges can and will be turned into opportunities.

Public Comment:

Lee Zendel, 1575 Dutton Road, stated that he believes that Council, the City and its residents should be proud of the work Mr. Sawdon has done over the years and the progress the City has made toward three year budgeting. He commented that when the financial condition of the City is viewed versus hundreds of cities across the United States, this City stands out like a beacon.

Council Discussion:

- **Mr. Rosen** commented the forecast captures the essence of what the City has been through over the last eight years. He stated that he spoke at length five to seven years ago about how the City needed to trim its expenses and noted that it has done that. He stated that a seven year review functions as a forecast, not a plan; and commented that it helps the City to understand where its risks are. He questioned whether the modest tax revenue increases projected are due to Proposition A.
- Mr. Sawdon responded that the revenues are based on the Assessor's assumptions considering the Consumer Price Index (CPI). He stated that the City is limited to the CPI for tax value growth; however, things like health care are rising much quicker than CPI. He mentioned that the Administration still is not certain how the Health Care Reform Act will affect the cost structure.
- Mr. Webber expressed concerns over the lack of funding for drain maintenance.
- **Mr. Yalamanchi** commented that he is pleased that the Fire Fund is projected to reach a sustaining level. He questioned why there is an estimation of a five percent Health Care Tax.
- **Mr. Sawdon** responded that the tax is placed on the provider to fund health care reform. The provider, in turn, will pass the tax through to the employers in increased premium costs. He noted that this five percent tax is included in the estimated nine percent increase for health care. He commented that while the City is beginning to control health care costs, the five percent tax will influence the increase.

Mr. Yalamanchi questioned whether the Green Space Millage funding is allowed to continue in the model.

Mr. Sawdon responded that the model allows the Green Space Millage to end as scheduled in 2015. He pointed out that there will be room in the General Fund to increase its millage to the Headlee limit.

Mr. Yalamanchi commented that the City has undertaken a significant number of Major Road improvements in the past three to four years; and perhaps it should consider cutting that back to \$900,000 instead of \$3 million.

Discussed.

NEW BUSINESS

2007-0172

Request for Site Plan Approval Pursuant to the May 26, 2005 Amended Consent Judgment - Flagstar Bank, a proposed 2,840 square-foot bank on 1.28 acres at Adams and Marketplace Circle - zoned by Consent Judgment; Flagstar Bank, applicant

Attachments: Agenda Summary.pdf

TCR Report.pdf Site Plans.pdf

Photometric Plan.pdf

Floor Plan and Elevations.pdf
Minutes CC 06-13-2007.pdf
Agenda Summary.pdf
Memo Anzek 05-22-07.pdf
061307 Resolution.pdf
Resolution.pdf

President Hooper noted that as his employer has an interest in the development, he would recuse himself from any discussion or vote on this item. He turned the chair of the meeting over to Vice President Webber for this item.

Ed Anzek, Director of Planning and Economic Development, noted that Mike Boggio, the Architect for Flagstar Bank, was in attendance. He stated that the plans are almost identical to those submitted in 2007.

Public Comment:

Lee Zendel, 1575 Dutton, questioned whether the building was actually already in place.

Mr. Anzek responded that the building currently under construction is the Bank of America, and noted that this proposed building will be across the street.

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

Aye 5 - Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Abstain 1 - Hooper

Absent 1 - Klomp

Enactment No: RES0121-2013

Resolved, that the Rochester Hills City Council hereby approves the Site Plan for Flagstar Bank at Adams and Marketplace Circle, City File No. 05-030.9, a 2,827 square-foot building on 1.28 acres, identified as part of Parcel No. 15-30-326-008, zoned by Consent Judgment, based on plans received by the Planning and Development Department on April 25, 2007, with the following conditions:

Condition:

- 1. That a Landscape and Irrigation Performance Bond in the amount of \$65,344.00 be posted with the City.
- 2. That all easements required by Engineering Services be submitted with the Construction Plans.
- 3. Revise note 17 on Sheet IR-1 (lawn irrigation hours of operation) to read "shall be during the hours of 12:00 A.M. to 5:00 A.M. in accordance with City Ordinance."

(President Hooper exited at 9:36 p.m. and re-entered at 9:40 p.m.)

2013-0207

Request for Purchase Authorization - BLDG/FAC: Contract/Blanket Purchase Order for telecommunications in the amount not-to-exceed \$150,000.00 through June 1, 2016; AT&T Global Services, Lansing, MI

Attachments: Agenda Summary.pdf

Resolution.pdf

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0122-2013

Resolved, that the Rochester Hills City Council hereby authorizes a Contract/Blanket Purchase Order for telecommunications to AT&T Global Services, Lansing, Michigan in the amount not-to-exceed \$150,000.00 through June 1, 2016, and further authorizes the Mayor to execute a contract on behalf of the City.

2013-0218

Request for Authorization to issue a Request for Proposal to upgrade the City's Financial Software

Attachments: Agenda Summary.pdf

Resolution.pdf

Keith Sawdon, Director of Finance, stated that the City moved to a third party to provide upgrades to its JDEdwards financial software, resulting in a savings of \$600,000. He explained that Microsoft will no longer provide patches to the operating system for the server that JDEdwards uses, leaving the City wide

open for potential problems. The Administration reviewed many different options, including replacing the entire system, doing nothing and upgrading. It was determined that moving from Version 8.1 to 9.1 was recommended, as it will be a cheaper alternative to replacing the entire system and training and implementation will be less costly.

Mr. Yalamanchi questioned whether other companies are able to provide the JDEdwards support.

Mr. Sawdon responded that implementation costs rather than the actual software costs will drive the price of the total upgrade. He explained that the City will most likely go through a third party to implement the conversion.

Mr. Yalamanchi questioned whether the system will be kept running during the implementation phase.

Mr. Sawdon responded that dual systems will be run for months, and the current system will run until the upgrade is debugged.

Bob Grace, Director of MIS, stated that the servers will be replaced to add additional storage and maintain both systems.

Mr. Yalamanchi questioned the timeframe for the upgrade.

Mr. Sawdon responded that the upgrade will be targeted for spring to early summer of 2014, with completion targeted for the end of that year.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0123-2013

Resolved, that the Rochester Hills City Council hereby authorizes the City's Purchasing Department to issue a Request for Proposal (RFP) to upgrade the City's Financial Software.

(Mr. Kochenderfer exited at 9:56 p.m. and re-entered at 9:59 p.m.)

2013-0219

Request for Purchase Authorization - MAYOR/FISCAL: Contract for professional financial auditing services for City's fiscal years ending December 31, 2013, 2014, and 2015 in the amount not-to-exceed \$200,800.00 with the right to exercise an option to renew for years 2016 and 2017, Plante & Moran PLLC, Southfield, MI

Attachments: Agenda Summarv.pdf

Bid Tab.pdf Resolution.pdf

Keith Sawdon, Director of Finance, explained that the City issued a Request For Proposal for Audit Services for 2013, 2014 and 2015, with an option for years 2016 and 2017. He noted that the resulting proposals received were reviewed by a

team consisting of himself, the City Accountant, Senior Financial Analyst and the Purchasing Manager. He noted that weight was given to the value that a firm would bring to the City and services it provides to comparable municipalities. In addition, it was noted that it is important that a firm understands the Government Accounting Standards Board (GASB) pronouncements and has the capability to use electronic means to do audits.

Mr. Yalamanchi noted that the fee for auditing services for the Older Persons' Commission (OPC) nearly doubled.

Mr. Sawdon responded that previous fees charged for the OPC were viewed as too low and the current estimate is based on the actual activity that the firm will have with that audit. He commented that the OPC is typically not as prepared as the City is when the audit firm arrives.

Mr. Webber noted the disparity of their estimated hours by the bidders and pointed out that the City has received several accounting awards.

Mr. Rosen questioned who determines the people involved in the audit. He noted that Joe Heffernan and Lisa Manetta have worked on the City's audit for some time.

Mr. Sawdon responded that it is the auditing firm that determines who will be on site. He noted that the staffing portion of the responses were reviewed, including who would be the lead person, the on-site manager, and the history of those individuals who would be on site below the manager. He stated that if a firm were to provide staff who were not viewed as capable, the City would ask for a replacement.

Mr. Rosen commented that Mr. Heffernan and Ms. Manetta have been excellent to work with over the past seven years. He commented that while he does not suspect anything with these individuals, he would question whether maintaining the same staff could be seen as an opportunity for abuse.

Mr. Sawdon responded that Ms. Manetta used to be the on-site manager, and previous to that, a staff auditor. The current on-site manager used to be a staff auditor. He commented that the progression of staff allows for more experience with the City.

Mr. Webber noted that all auditors must follow the same accounting standards.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0124-2013

Resolved, that the Rochester Hills City Council hereby authorizes the execution of a contract to Plante & Moran PLLC, of Southfield, Michigan for professional financial auditing services for the fiscal years ending December 31, 2013, 2014, and 2015 in the amount not-to-exceed \$200,800.00 with the right to exercise an option to renew for years

2016 and 2017.

2013-0217

Request for Approval of the Interlocal Service Agreement between the City of Rochester Hills and North Oakland Transportation Authority (NOTA)

Attachments: Agenda Summary.pdf

Interlocal Agreement (Revised).pdf
Interlocal Service Agreement - NOTA.pdf

NOTA Board minutes.pdf

Resolution.pdf

Allan Schneck, Director of DPS/Engineering, explained that the North Oakland Transportation Authority has 17 vehicles in their fleet, and approached the City as it was impressed with its facility.

Mr. Yalamanchi questioned whether the City's capacity for servicing vehicles would be exceeded at some point.

Mr. Schneck responded that maintenance requirements for fleets vary and are not consistent. He mentioned that the City recently undertook a \$10,000 engine replacement for the Oakland County Water Resources Commissioner. He commented that there is no obligation for those entities to bring their vehicles to the City.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0125-2013

Resolved, that the Rochester Hills City Council hereby approves the Interlocal Service Agreement between the City of Rochester Hills and North Oakland Transportation Authority for Services and authorizes the Mayor to execute the agreement on behalf of the City.

2013-0213

Request for Purchase Authorization - DPS/ENG: Cost Participation Agreement approval between the City of Rochester Hills and the Board of Road Commissioners for the County of Oakland for the reconstruction work and lighting improvements for Tienken Road from Rochester Road to Sheldon Road in the amount of \$76,015.00; Board of Road Commissioners for the County of Oakland; Beverly Hills, MI

Attachments: Agenda Summary.pdf

DTE Street Lighting Agreement.pdf
Cost Participation Agreement.pdf

Resolution.pdf

Allan Schneck, Director of DPS/Engineering, noted that the proposed project covers the area from Rochester Road east to Sheldon Road. He stated that it is recommended that the City use Tri-Party funding for this portion of the project, resulting in a City share of \$76,000.

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

Ave 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0126-2013

Resolved, that the Rochester Hills City Council hereby approves the Cost Participation Agreement between the City of Rochester Hills and the Board of Road Commissioners for the County of Oakland for the reconstruction work and lighting improvements for Tienken Road from Rochester Road to Sheldon Road in the amount of \$76,015.00 and further authorizes the Mayor and City Clerk to execute an agreement on behalf of the City.

2012-0461

Request for Purchase Authorization - DPS/ENG: Increase to Blanket Purchase Order for catch basin cleaning in the amount of \$112,000.00 for a total not-to-exceed amount of \$168,000.00 through December 31, 2015; United Resource, LLC, Farmington Hills, MI

Attachments: Agenda Summary.pdf

120312 Agenda Summary.pdf Proposals Tabulation.pdf 120312 Resolution.pdf

Resolution.pdf

Allan Schneck, Director of DPS/Engineering, stated that the City has an existing contract with United Resources. He explained that the City has over 4,000 catch basins. In 2010, it was determined that there was no need to clean all 4,000 each year and the City strategically cleans only those needing to be cleaned. He commented that this request will increase the Blanket Purchase Order for another two years, at \$56,000 per year to clean 1,600 catch basins.

President Hooper guestioned whether the prices will remain the same.

Mr. Schneck responded that the price for 2013 is \$31.26 per structure and noted that it will be \$34.45 per structure for 2014 and 2015.

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

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0127-2013

Resolved that the Rochester Hills City Council hereby authorizes the increase to the Blanket Purchase Order for catch basin cleaning to United Resource, LLC, Farmington Hills, Michigan in the amount of \$112,000.00 for a total not-to-exceed amount of \$168,000.00 through December 31, 2015.

2013-0214

Request for Purchase Authorization - DPS/ENG: Contract/Blanket Purchase Order for 2013 Concrete Road Slab Replacement Program and Livernois Joint Repair Project in the amount of \$2,767,399.50 with a 10% contingency of \$222,937.50 for a total not-to-exceed amount of \$2,990,337.00; Galui Construction Company, Clinton Township, MI

Attachments: Agenda Summary.pdf

Bid Tab.pdf

Replacement Program.pdf

Resolution.pdf

President Hooper noted that he works in the construction industry and knows the parties involved; however, he has no involvement in the contract or the bid. As such, he sees no need to recuse himself from this item.

Allan Schneck, Director of DPS/Engineering, noted that the 2013 Concrete Road Slab Replacement Program includes Local Street, Major Streets and Local Development Finance Authority work. He mentioned that the City was notified last year that Tri-Party funding was available for work on Livernois Road.

Mr. Yalamanchi questioned the contract amount listed in the proposed resolution.

It was determined that a typographical error was made in the draft resolution and the contract amount should be of \$2,544,462.00 with a 10% contingency of \$222,937.50 for a total not to exceed amount of \$2,767,399.50.

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

Ave 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0128-2013

Resolved, that the Rochester Hills City Council hereby authorizes a Contract/Blanket Purchase Order for 2013 Concrete Road Slab Replacement Program and Livernois Joint Repair Project to Galui Construction Company, Clinton Township, Michigan in the amount of \$2,544,462.00 with a 10% contingency of \$222,937.50 for a total not-to-exceed amount of \$2,767,399.50 and further authorizes the Mayor to execute a contract on behalf of the City.

Further Resolved, that the City's acceptance of the bid 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.

2013-0216 Strategic Planning Technical Review Committee Report to City Council

Attachments: Agenda Summary.pdf

FY2014 Strategic Goals & Objectives.pdf

Resolution.pdf

Mr. Rosen stated that the Strategic Planning and Policy Review Technical Review Committee met and recommends that the Goals and Objectives be approved. He noted that the only change to the previous Goals and Objectives is to reflect a move from five-year to seven-year forecasting.

A motion was made by Rosen, seconded by Webber, that this matter be Adopted by Resolution to adopt the Fiscal Year 2014 Goals and Objectives. The motion carried by the following vote:

Aye 6 - Hooper, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Absent 1 - Klomp

Enactment No: RES0129-2013

Resolved, that the City Council establishes the following as its Fiscal Year 2014 Goals and Objectives:

1. GOAL: PUBLIC SAFETY

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

Objective: Develop strategies to secure a sustained funding source for Police Services. **Objective:** Review any strategies possible for delivering the current level of service more effectively/efficiently.

2. GOAL: INFRASTRUCTURE MANAGEMENT

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

Objective: Establish a comprehensive local street policy and develop a short and long term funding strategy.

Objective: Establish a neighborhood drain maintenance policy (including sump pump discharge) and study solutions for drain maintenance funding.

Objective: Study and establish a Special Assessment District (SAD) Policy for development and funding gravel roads to asphalt.

3. GOAL: ECONOMIC / TAX BASE

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

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

Objective: Implement the Brownfield Redevelopment policy.

Objective: Continue development of Ordinances for maintenance of existing residential and commercial buildings.

4. GOAL: FISCAL MANAGEMENT

To 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:** Evaluate non-tax, tax, and structural issues in the City Charter for possible amendment.

5. GOAL: COMMUNITY / NEIGHBORHOODS

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

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

Objective: 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.

6. GOAL: COMMUNITY TRUST & PARTICIPATION

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

Objective: Maintain 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: EFFECTIVE GOVERNANCE

To 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.

8. GOAL: RECREATION, PARKS, CULTURAL

To preserve Rochester Hills' natural resources and recreational character.

Objective: Develop and implement funding strategy for maintenance of acquired Green

Space.

Objective: Review the need and feasibility of a Parks Millage.

9. GOAL: ENVIRONMENT

To 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.

COUNCIL COMMITTEE REPORTS

Older Persons' Commission (OPC):

Mr. Webber reported that the OPC Governing Board will meet on Wednesday, June 12, 2013, at 5:00 p.m. at the OPC.

Deer Management Advisory Committee (DMAC):

Mr. Webber reported that the DMAC will meet on Tuesday, June 18, 2013, at 7:00 p.m. at City Hall.

Police and Road Funding Technical Review Committee (PRTRC):

Mr. Webber announced that the PRTRC will meet on Wednesday, June 19, 2013, at 6:00 p.m. at City Hall.

ANY OTHER BUSINESS

None.

NEXT MEETING DATE

Regular Meeting - Monday, June 24, 2013 - 7:00 p.m.

ADJOURNMENT

There being no further business before C meeting at 10:13 p.m.	council, President Hooper adjourned the
GREG HOOPER, President Rochester Hills City Council	
TINA BARTON, Clerk City of Rochester Hills	
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MARY JO PACHLA Administrative Secretary City Clerk's Office

Approved as presented at the July 29, 2013 Regular City Council Meeting.