



Rochester Hills Minutes City Council Regular Meeting

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*Erik Ambrozaitis, Jim Duistermars, Barbara Holder, Greg Hooper,
Linda Raschke, James Rosen, Ravi Yalamanchi*

Wednesday, October 4, 2006

7:30 PM

1000 Rochester Hills Drive

DRAFT

CALL TO ORDER

President Rosen called the Regular Rochester Hills City Council Meeting to order at 7:34 p.m. Michigan Time.

ROLL CALL

Present: Erik Ambrozaitis, Barbara Holder, Greg Hooper, Linda Raschke, James Rosen and Ravi Yalamanchi

Absent: Jim Duistermars

Others Present:

*Ed Anzek, Director of Planning/Development
Bryan Barnett, Mayor
Dan Casey, Manager of Economic Development
Ron Crowell, Fire Chief
Derek Delacourt, Deputy Director of Planning
Julie Jenuwine, Director of Finance
Jane Leslie, City Clerk
Roger Rousse, Director of DPS/Engineering
John Staran, City Attorney*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Resolved that the Rochester Hills City Council hereby approves the Agenda of the Regular Rochester Hills City Council Meeting of October 4, 2006 with the following amendments:

Delete under UNFINISHED BUSINESS

Legislative File 2006-0622 - Adoption of the Component Unit Funds - 2007 Budget - RARA Operating Fund

Legislative File 2006-0623 - Adoption of the Component Unit Funds - 2007 Budget - OPC Operating Fund

A motion was made by Raschke, seconded by Ambrozaitis, to Approve Agenda as Amended.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

PUBLIC COMMENT

Mr. Steve McGarry, 2164 Clinton View, discussed the remediation plan for the REI/Madison Park development, noting his concerns with regard to the change in scope of the environmental cleanup and urged Council to be the City's "watch dog" on this project.

(Mr. Duistermars Arrived at 7:48 p.m.)

Present: Erik Ambrozaitis, Jim Duistermars, Barbara Holder, Greg Hooper, Linda Raschke, James Rosen and Ravi Yalamanchi

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Ms. Holder announced an upcoming annual Greens Market event where residents could purchase permanent holiday arrangements.

Mr. Ambrozaitis thanked a resident who participated in the discussion at the recent joint meeting of three Communication Committees. He expressed his concern that the impending removal of the Tienken Road barricade may influence the widening of Tienken Road to five lanes. He assured residents he would be monitoring that situation closely. He also expressed concern that the speed limit on that road may need to be reduced.

Ms. Raschke announced an upcoming flea market event to raise money for those less fortunate.

Mr. Yalamanchi thanked Mr. McGarry for his comments regarding the REI/Madison Park development. He suggested that the administration provide an update of the project to Council on a monthly basis. He questioned whether the developer provides the City with any financial analysis of the project and the expenditures.

City Attorney John Staran noted that the process thus far primarily involves the actions of the Drain Commissioner. He stated that a public hearing will be held by the County to determine the creation of a Chapter 20 Drainage District. He stressed there will be many entities overseeing the progress of this project.

President Rosen noted that the City's newly created Environmental Cleanup and Oversight Technical Review Committee will also be monitoring the situation.

Mayor Barnett noted that a great deal of information will be provided in the Work Plan and Due Care Plan. He assured Council those would both be made available to Council as soon as they are received by the City. The Mayor then announced the upcoming flu clinic to be held in the City Hall Auditorium for Senior Citizens. He urged senior residents to make appointments. He also noted that the next week was Fire Prevention Week, with many events throughout the City. Acknowledging the impending removal of the Tienken Road barricade, Mayor Barnett assured Council and residents that the administration would be examining the potential impact in detail.

ATTORNEY MATTERS

2006-0734

Adoption of Resolution to Adjourn to Closed Session at the adjournment of the Regular City Council Meeting to be held on Wednesday, October 4, 2006 for the purpose of the discussing a written Attorney/Client Privileged Communication regarding the Older Persons Commission litigation

City Attorney John Staran explained that the issue to be discussed in Closed Session was in regards to the impending litigation brought by the City of Rochester in conjunction with Oakland Township. He noted that the dispute arose from the Older Person Commissions (OPC) Board's approval to allow residents between the ages of 50 and 59 years to use OPC facilities. He noted that the judge in the case had ordered that all interested parties meet within the next 30 days to attempt to reach an agreement. Mr. Staran stated it would be appropriate for City Council to meet in Closed Session for the limited purpose of discussing "settlement or a negotiation strategy."

A motion was made by Yalamanchi, seconded by Duistermars, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby agrees to meet in Closed Session, as permitted by State Statute MCLA 15.268, at the adjournment of the Regular City Council Meeting to be held on Wednesday, October 4, 2006 at 7:30 p.m. The purpose of the Closed Session is to discuss a written Attorney/Client Privileged Communication regarding the Older Persons Commission litigation. Council will not reconvene to open session at the conclusion of the Closed Session.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0316-2006

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.

2006-0705 Acceptance of a Sanitary Sewer Easement granted by Grand/Sakwa Adams Parcel I LLC, for Wal-Mart, for Parcel No. #15-30-276-003

Attachments: Agenda Summary.pdf; Map.pdf; Sanitary Sewer Easement.pdf; 0705 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sanitary sewer easement granted by Grand/Sakwa Adams Parcel I LLC, a limited liability company, of 28470 13 Mile Road, Suite 220, Farmington Hills, Michigan 48334, for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer easement over, on, under, through and across land more particularly described as Parcel No. #15-30-276-003.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0317-2006

2006-0703 Acceptance of a Watermain Easement granted by Grand/Sakwa Adams Parcel I LLC, for Parcel No. #15-30-276-003

Attachments: Agenda Summary.pdf; Map.pdf; Watermain Easement.pdf; 0703 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by Grand/Sakwa Adams Parcel I LLC, 28470 13 Mile Road, Suite 220, Farmington Hills, Michigan 48334, for the construction, operation, maintenance, repair and/or replacement of a watermain easement over, on, under, through and across land more particularly described as Parcel No. #15-30-276-003.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0318-2006

2006-0685

Conveyance of a 20-foot Highway Easement for part of Star Batt Drive, granted by Speedway SuperAmerica LLC, for the Speedway SuperAmerica Rebuild, City File #01-013, for Parcel No. #15-28-151-003

Attachments: Agenda Summary.pdf; Map.pdf; Highway Easement.pdf; 0685 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a highway easement granted by Speedway SuperAmerica LLC, a Delaware limited liability company of 539 South Main Street, Findlay, Ohio 45840, for a 20-foot Highway Easement on Star Batt Drive, over, on, under, through and across land more particularly described as Parcel No. 15-28-151-003.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0319-2006

2006-0688

Approval of the Storm Water Detention System Maintenance Agreement, between the City of Rochester Hills and Speedway SuperAmerica LLC, for Speedway SuperAmerica rebuild, for Parcel No. #15-28-151-003

Attachments: Agenda Summary.pdf; Map.pdf; Storm Water Detention System Agreement.pdf; 0688 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby approves the Storm Water Detention System Maintenance Agreement, relative to the details of the development and use, repair and maintenance of the storm water system, for Speedway SuperAmerica rebuild, between the City of Rochester Hills and Speedway SuperAmerica LLC, 539 South Main Street, Findlay, Ohio 45840.

Further Resolved that the City Clerk is authorized to execute and deliver the agreement on behalf of the City.

Enactment No: RES0320-2006

2006-0686

Acceptance of the Pedestrian-Bicycle Pathway Easement granted by Fifth Third Bank, a Michigan Banking Corporation, for Parcel No. #15-23-152-015

Attachments: Agenda Summary.pdf; Map.pdf; Pedestrian Bicycle Pathway Easement.pdf; 0686 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Pedestrian-Bicycle Pathway Easement granted by Fifth Third Bank, a Michigan Banking Corporation, 1000 Town Center, Southfield, Michigan 48075, for the construction, operation, maintenance, repair and/or replacement of a Pedestrian-Bicycle Pathway Easement over, on, under, through and across land more particularly described as Parcel No. #15-23-152-015.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0321-2006

2006-0692

Acceptance of a Sanitary Sewer Easement granted by Rochester Hills Corporate Center LLC, a Michigan Limited Liability Company, for Adams Road, M-59 Development/Ring Road Phase I, for Parcel No. #15-39-176-001.

Attachments: Agenda Summary.pdf; Map.pdf; Sanitary Sewer Easement.pdf; 0692 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sanitary sewer easement granted by Rochester Hills Corporate Center LLC, of 28470 Thirteen Mile Road, Suite 220, Farmington Hills, Michigan 48334, for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer easement over, on, under, through and across land more particularly described as Parcel No. #15-30-176-001.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0322-2006

2006-0698

Acceptance of a Watermain Easement granted by Rochester Hills Corporate Center, LLC, for Adams Road, M-59 Development/Ring Road, Phase I

Attachments: Agenda Summary.pdf; Map.pdf; Watermain Easement.pdf; 0698 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by Rochester Hills Corporate Center LLC, 28470 Thirteen Mile Road, Suite 220, Farmington Hills, Michigan 48334, for the construction, operation, maintenance, repair and/or replacement of a watermain easement over, on, under, through and across land more particularly described as Parcel No. #15-30-176-001.

Further Resolved that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

Enactment No: RES0323-2006

2006-0699

Approval of the Agreement for the Sedimentation Basin Agreement between Rochester Hills Corporate Center LLC, and the City of Rochester Hills, for Parcel No. #15-30-176-001

Attachments: Agenda Summary.pdf; Map.pdf; Sedimentation Basin Agreement.pdf; 0699 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby approves the Sedimentation Basin Agreement, an Agreement for the protection of adjacent and downstream properties, watercourses and wetlands for Adams Road, M-59 Development/Ring Road Phase I, City File #05-030.3, between the City of Rochester Hills and Rochester Hills Corporate Center LLC, a Michigan limited liability company, 28470 Thirteen Mile Road, Farmington Hills, Michigan 48334, affecting property identified as Parcel No. #15-30-176-001.

Further Resolved that the City Clerk is authorized to execute and deliver the agreement on behalf of the City.

Enactment No: RES0324-2006

2006-0704

Request for Purchase Authorization - DPS/FACILITIES: HVAC Maintenance - increase to a blanket purchase order in the amount of \$2,686.25 for a new not-to-exceed total of \$92,799.66; George S. Hall, Inc., Pine Brook, NJ

Attachments: Agenda Summary.pdf; 0704 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes an increase to a Blanket Purchase Order to George S. Hall, Inc., of Pine Brook, New Jersey, in order to pay an outstanding invoice for the purchase of HVAC Maintenance, in the increased amount of \$2,686.25, for a new not-to-exceed total of \$92,799.66.

Enactment No: RES0325-2006

2006-0693

Request for Approval of FY 2007 Suburban Mobility Authority for Regional Transportation (SMART) Municipal Credit Contract Application between SMART and the City of Rochester Hills in the amount of \$64,681.00

Attachments: Agenda Summary.pdf; 2007 - SMART Credits Contract.pdf; 0693 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby approves the application to the Suburban Mobility Authority for Regional Transportation (SMART) for Fiscal Year 2007 Municipal Credits as presented.

Further Resolved that the Mayor is authorized to execute and deliver the agreement on behalf of the City.

Enactment No: RES0326-2006

Passed The Consent Agenda

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

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

The following Consent Agenda Item was discussed and adopted by separate Motion:

2006-0713

Request for Purchase Authorization - DPS/ENG: Grant Pump Station Valve Replacement contractual services to DiPonio & Morelli Construction Company, Milford, Michigan, in the amount not-to-exceed \$42,236.19, Etna Supply Company, Wyoming, Michigan, for three (3) American Flow Control swing check valves in the amount of \$13,215.00 and Kennedy Industries, Inc., Milford, Michigan, for four (4) DeZurik plug valves in the amount of \$7,544.00 for a total project cost of \$62,995.19

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; DiPonio Proposal.pdf; 0713 Resolution.pdf

Mr. Roger Rouse, Director of DPS/Engineering, explained that this purchase represented Phase 1 of a two-phase plan to replace the wearing items in this pump station. He assured Council that this did not represent a problem with this pump station, but rather this equipment has served beyond their design life.

A motion was made by Yalamanchi, seconded by Hooper, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby authorizes the Grant Pump Station Valve Replacement contractual services to DiPonio & Morelli Construction Company, Milford, Michigan, in the amount not-to-exceed \$42,236.19, Etna Supply Company, Wyoming, Michigan, for three (3) American Flow Control swing check valves in the amount of \$13,215.00 and Kennedy Industries, Inc., Milford, Michigan, for four (4) DeZurik plug valves in the amount of \$7,544.00 for a total project cost of \$62,995.19.

Further Resolved that the Mayor is authorized to execute the contracts on behalf of the City.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0327-2006

ORDINANCE FOR ADOPTION

2006-0682

Acceptance for Second Reading and Adoption - An Ordinance to Amend Sections 114-126, 114-129, 114-157, and 114-191, Article III, Floodplain Use and Regulation, Chapter 114, Floods, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to adopt the new Federal Emergency Management Agency Flood Insurance Study and Flood Insurance Rate Maps to allow for the City's continued participation in the Federal Emergency Management Agency's National Flood Insurance Program, prescribe penalties for violations, and to repeal conflicting Ordinances

Attachments: Agenda Summary.pdf; Ordinance Amendment.pdf; First Reading Agenda Summary.pdf; 26125C0379F.pdf; 26125C0383F.pdf; 26125C0384F.pdf; 26125C0387F.pdf; 26125C0389F.pdf; 26125C0391F.pdf; 26125C0392F.pdf; 26125C0393F.pdf; 26125C0403F.pdf; 26125C0411F.pdf; 26125C

A motion was made by Yalamanchi, seconded by Hooper, that this matter be Accepted for Second Reading and Adoption by Resolution.

Whereas, the City of Rochester Hills currently participates in the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP) by

complying with the program's applicable statutory and regulatory requirements for the purposes of significantly reducing flood hazards to persons, reducing property damage, and reducing public expenditures, and providing for the availability of flood insurance and federal funds or loans within its community; and

Whereas, the NFIP requires that floodplain management regulations must be present and enforced in participating communities, and utilize the following definitions, which also apply for the purposes of this resolution:

1. **Flood or Flooding means:**
 - a. A general and temporary condition of partial or complete inundation of normally dry land areas from: (1) the overflow of inland or tidal waters, (2) the unusual and rapid accumulation or runoff of surface waters from any source, (3) mudflows; and
 - b. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding, as defined in paragraph (a)(1) of this definition.
2. **Flood Hazard Boundary Map (FHBM) means an official map of a community, issued by the FEMA, where the boundaries of the flood, mudslide (i.e., mudflow) related erosion areas having special hazards have been designated as Zone A, M, and/or E.**
3. **Floodplain means any land area susceptible to being inundated by water from any source (see definition of flooding).**
4. **Floodplain management means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works, and floodplain management regulations.**
5. **Floodplain management regulations means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance), and other applications of police power that provide standards for the purpose of flood damage prevention and reduction.**
6. **Structure means a walled and roofed building that is principally above ground, gas or liquid storage facility, as well as a mobile home or manufactured unit.**

Whereas, by an ordinance adoption action dated October 13, 2006, the City amended Article III, Floodplain Use and Regulation, Chapter 114, Floods, of the Rochester Hills Code of Ordinances, to adopt new Federal Emergency Management Agency Flood Insurance Study and Flood Insurance Rate Maps, and accepted the responsibility to administer, apply, and enforce the provisions of ordinance, including provisions of the Stille-Derossett-Hale Single State Construction Code Act", Act No. 230 of the Public Acts of 1972, as amended (construction code act), along with its authorization of the state construction code composed of the Michigan Residential Code and the Michigan Building Code and its Appendices which contains floodplain development

and management regulations that comply with the FEMA NFIP minimum floodplain management criteria for flood prone areas, as detailed in Title 44 of the Code of Federal Regulations (44 CFR), Section 60.3, and

Therefore, to maintain eligibility and continued participation in the NFIP:

1. The city directs its designated enforcing agent for the construction code act, the city engineer and/or city building inspector, to administer, apply, and enforce the floodplain management regulations as contained in city ordinance and the state construction code and to be consistent with those regulations by:
 - a. Obtaining, reviewing, and reasonably utilizing flood elevation data available from federal, state, or other sources pending receipt of data from the FEMA to identify the flood hazard area and areas with potential flooding.
 - b. Ensuring that all permits necessary for development in floodplain areas have been issued, including a floodplain permit, approval, or letter of no authority from the Michigan Department of Environmental Quality under the floodplain regulatory provisions of Part 31, "Water Resources Protection," of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.
 - c. Reviewing all permit applications to determine whether the proposed building sites will be reasonably safe from flooding. Where it is determined that a proposed building will be located in a flood hazard area or special flood hazard area, the construction code act enforcing agent shall implement the following applicable codes according to their terms:
 1. Floodplain management regulation portions and referenced codes and standards of the current Michigan Residential Code.
 2. Floodplain management regulation portions and referenced codes and standards of the current Michigan Building Code.
 3. Appendix G of the current Michigan Building Code, if adopted.
 - d. Reviewing all proposed subdivisions to determine whether such proposals are reasonably safe from flooding and to ensure compliance with all applicable floodplain management regulations.
 - e. Assisting in the delineation of flood hazard areas; providing information concerning uses and occupancy of the floodplain or flood-related erosion areas, maintaining floodproofing and lowest floor construction records, cooperating with other officials, agencies, and persons for floodplain management.
 - f. Advising FEMA of any changes in community boundaries, including appropriate maps.
 - g. Maintaining records of new structures and substantially improved structures concerning any certificates of floodproofing, lowest floor elevation, basements, floodproofing, and elevations to which structures have been floodproofed.
2. The city assures the Federal Insurance Administrator (Administrator) that it intends to review, on an ongoing basis, all amended and revised FHBMs and Flood Insurance Rate Maps (FIRMs) and related supporting data and revisions thereof and revisions of 44 CFR, Part 60, Criteria for Land Management and Use, and to make such revisions in its floodplain management regulations as may be necessary to continue to participate in the program.

3. The community further assures the Administrator that it will adopt the current effective FEMA Flood Insurance Study (FIS), FHBMs, and/or the FIRMs by reference within its Floodplain Management Map Adoption Ordinance or similarly binding ordinance documentation.

Resolved that an Ordinance to Amend Sections 114-126, 114-129, 114-157, and 114-191, Article III, Floodplain Use and Regulation, Chapter 114, Floods, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to adopt the new Federal Emergency Management Agency Flood Insurance Study and Flood Insurance Rate Maps to allow for the City's continued participation in the Federal Emergency Management Agency's National Flood Insurance Program, prescribe penalties for violations, and to repeal conflicting Ordinances, is hereby accepted for Second Reading and Adoption and shall become effective on Friday, October 13, 2006 the date following its publication on Thursday, October 12, 2006 in the Rochester Eccentric Newspaper.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0328-2006

NOMINATIONS/APPOINTMENTS

2006-0687

Appointment of Planning Commission Representative Kathleen Hardenburg to the Brownfield Redevelopment Authority to fill the unexpired term of Greg Hooper; term to expire December 1, 2006

Attachments: Agenda Summary.pdf; 0687 Resolution.pdf

A motion was made by Hooper, seconded by Duistermars, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby appoints Kathleen Hardenburg to fill the remainder of newly appointed City Council member Greg Hooper's term as the Planning Commission Representative to the Brownfield Redevelopment Authority until December 1, 2006.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0329-2006

2006-0719

Acceptance of Resignation from Jonathan Rea from Financial Services Committee

Attachments: Agenda Summary.pdf; 091806 Letter Rea.pdf; 0719 Resolution.pdf

Mr. Ambrozaitis thanked Mr. Jonathan Rea for his participation on the Financial Services Committee.

A motion was made by Duistermars, seconded by Ambrozaitis, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby accepts the resignation of Jonathan Rea as a member on the Financial Services Committee effective

September 18, 2006 and requests a letter of appreciation be sent thanking Mr. Rea for his service and dedication to the Community.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0330-2006

UNFINISHED BUSINESS

2006-0609

Adoption of Resolution Determining to Proceed with Public Improvement and Establishing a Special Assessment District for the purpose of maintaining and operating the existing public improvements of street lighting on an ongoing basis in Section 27 for Denison Acres and Rochester Hills Heathers Subdivisions located at Harrington and West Auburn Road and at Walbridge and West Auburn Road

Attachments: Agenda Summary.pdf; Public Hearing Notice - SAD Roll.pdf; Assessor's Certificate.pdf; 101806 Agenda Summary.pdf; SAD Roll - 2006.pdf; 081606 Agenda Summary.pdf; 090206 Agenda summary.pdf; 092806 Agenda Summary.pdf; 1984 Lighting Agreements.pdf; Denison Le

Mr. Yalamanchi questioned whether residents living in this subdivision will have opportunities to have their questions or concerns addressed.

City Attorney John Staran explained that this was still an early stage of the SAD process and residents would have more opportunities to have their issues addressed.

A motion was made by Ambrozaitis, seconded by Raschke, that this matter be Adopted by Resolution.

Whereas, on September 6, 2006 City Council adopted Resolution RES0297-2006 tentatively determining to proceed with the public improvement for the purpose of maintaining and operating the existing public improvement of street lighting on an ongoing basis in Section 27 and more particularly described as:

Denison Acres and Rochester Hills Heathers Subdivisions located at Harrington and West Auburn Road, and at Walbridge and West Auburn Road, in the City of Rochester Hills, Oakland County, Michigan

and to establish a Special Assessment District for purposes of maintaining and operating the existing public improvement of street lighting on an ongoing basis; and

Whereas, the City Council tentatively delineated the Special Assessment District to include the properties located in Denison Acres and Rochester Hills Heathers Subdivisions located at Harrington and West Auburn Road, and at Walbridge and West Auburn Road, which the City Council has determined will be specially benefited by the public improvement in the City of Rochester Hills, Oakland County, Michigan; and

Whereas, the City Council held a Public Hearing on September 6, 2006, giving interested persons an opportunity to be heard and considering any objections or comments made concerning the proposed public improvement and the establishment of the Special Assessment District.

Now, Therefore, Be It Resolved:

1. The City Council determines that the proposed public improvement is necessary and that the City of Rochester Hills shall proceed with the public improvement of street lighting on an ongoing basis in Section 27 for Denison Acres and Rochester Hills Heathers Subdivisions located at Harrington and West Auburn Road and at Walbridge and West Auburn Road.
2. The City Council hereby approves the detailed cost estimates as presented.
3. The City Council further determines that a Special Assessment District shall be established for the purpose of maintaining and operating the existing public improvement of street lighting on an ongoing basis in Section 27 and that the property owner on an annual basis will be assessed \$3.91 per parcel.
3. The limits of the Special Assessment District are delineated to include the properties in Denison Acres and Rochester Hills Heathers Subdivisions located at Harrington and West Auburn Road, and at Walbridge and West Auburn Road, in the City of Rochester Hills, Oakland County, Michigan, which the City Council determines benefits from the maintenance and operation of the street lighting on an ongoing basis by the improvement in the City of Rochester Hills, Oakland County, Michigan including the following properties:

15-27-376-001	15-27-377-015	15-27-451-009
15-27-376-002	15-27-377-016	15-27-451-010
15-27-376-003	15-27-377-017	15-27-451-011
15-27-376-004	15-27-377-018	15-27-451-012
15-27-376-005	15-27-377-019	15-27-451-013
15-27-376-006	15-27-377-020	15-27-451-014
15-27-376-007	15-27-377-021	15-27-451-015
15-27-376-008	15-27-377-024	15-27-451-016
15-27-376-009	15-27-377-025	15-27-451-017
15-27-376-010	15-27-377-026	15-27-451-018
15-27-376-011	15-27-377-027	15-27-451-019
15-27-376-012	15-27-377-028	15-27-451-020
15-27-376-013	15-27-377-029	15-27-451-024
15-27-376-014	15-27-377-030	15-27-451-025
15-27-376-015	15-27-377-031	15-27-451-026
15-27-376-016	15-27-377-032	15-27-451-027
15-27-376-017	15-27-377-033	15-27-452-001
15-27-376-018	15-27-377-034	15-27-452-004
15-27-376-019	15-27-377-035	15-27-452-005
15-27-376-020	15-27-377-036	15-27-452-006
15-27-376-021	15-27-377-037	15-27-452-007
15-27-376-022	15-27-377-038	15-27-452-008
15-27-376-023	15-27-402-006	15-27-452-009
15-27-376-028	15-27-402-007	15-27-452-010
15-27-377-001	15-27-402-008	15-27-452-011
15-27-377-002	15-27-402-009	15-27-452-012
15-27-377-003	15-27-402-010	15-27-452-013
15-27-377-004	15-27-402-011	15-27-452-014
15-27-377-005	15-27-451-001	15-27-452-015
15-27-377-006	15-27-451-002	15-27-452-016
15-27-377-007	15-27-451-003	15-27-452-017
15-27-377-008	15-27-451-004	15-27-452-018
15-27-377-009	15-27-451-005	15-27-452-019
15-27-377-010	15-27-451-006	15-27-452-043
15-27-377-011	15-27-451-007	15-27-452-044
15-27-377-012	15-27-451-008	15-27-452-051
15-27-377-013	15-27-452-052	
15-27-377-014		

4. The City Council determines that the benefit unit method is to be used in making the assessment.
5. The City Council directs the Assessor to prepare a special assessment roll which shall describe all of the parcels of land to be specially assessed, with the names of the respective owners thereof, if known, and the total amount to be assessed against each parcel of land, based on a benefit unit method of assessment, which amount shall be the relative portion of the whole sum to be levied against all parcels of land in the Special Assessment District as the benefit to the parcel of land bears to the total benefit to all parcels of land in the special assessment district.
6. When the Assessor completes the special assessment roll, the Assessor shall affix thereto his certificate stating that said roll was made pursuant to this resolution adopted on September 6, 2006 and that in making the special assessment roll the Assessor has, pursuant to his/her best judgment, conformed in all respects to the directions contained in this resolution and the laws of the State of Michigan.
7. When the Assessor completes the special assessment roll, it shall be filed with the City Clerk for presentation to the Council for review and confirmation by it.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0368-2006

2006-0615

Adoption of General Fund - 2007 Budget

Attachments: Agenda Summary.pdf; Final Recap all changes.pdf; 092006 Agenda Summary - Public Hearing.pdf; Public Hearing Notice.pdf; 0615 Resolution.pdf

Ms. Holder noted that she did not approve of increasing the RAYA Budget, noting that other CDBG recipients could come forward and request similar increases in funds. She also noted her opposition to the \$25,000 for a study of the City's Dispatch services. She stated that the money could be used for other more worthy purposes.

Mr. Duistermars, stating that he agreed with Ms. Holder, briefly considered amending the motion to eliminate those two items and including funds for the Wellness program.

Mr. Ambrozaitis noted his desire that Council have line item approval of the budget. He further indicated his support for the increase to the RAYA Budget, briefly describing the services provided to local youth by this organization. He further noted that he felt he could have reduced the budget by as much as two to three million dollars.

Several Council members expressed concern that Mr. Ambrozaitis did not specify during the budget process the many savings he alluded to that would have saved the City two or three million dollars.

Mr. Hooper and **President Rosen** stressed that individual contracts for budgeted items will be brought back before Council for final approval, thus providing Council with further oversight of many of these budgeted items.

Mayor Barnett noted the many hours of effort that went into the creation of the budget and stressed that nearly all of Council's requests were incorporated into the final draft.

Ms. Julie Jenuwine, Director of Finance, clarified that the budget represents a legal appropriation giving the City authority to spend these monies. She noted that not every item will be brought back before Council and referenced the City's Purchasing Ordinance.

A motion was made by Duistermars, seconded by Raschke, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the General Fund Budget for Fiscal Year 2007 as follows:

Fund 101 - General Fund:

Fund Balance to Balance	\$19,070
Taxes	13,161,940
Licenses & Permits	1,772,000
Federal & State Grants	5,463,520
Interfund Charges	3,810,780
Charges for Service	952,670
Fees	234,800
Rentals	287,780
Fines & Forfeitures	112,000
Interest Earnings	820,000
Miscellaneous Revenue	55,600
Total General Fund Revenue	\$26,690,160
Total General Fund Expenditure	\$26,690,160

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke and Rosen

Nay: Yalamanchi

Enactment No: RES0334-2006

Attachments: Budget Workshop Presentation Schedule.pdf; 0616 Resolution.pdf

A motion was made by Duistermars, seconded by Hooper, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Major Road Fund Budget for Fiscal Year 2007 as follows:

Fund 202 - Major Road Fund:

Fund Balance to Balance	\$3,659,080
Federal & State Grants	3,216,470
Charges for Service	17,250
Fees	196,250
Interest Earnings	492,880
Miscellaneous Revenue	217,830
Transfers-In	353,900
Total Major Road Fund Revenue	\$8,153,660
Total Major Road Fund Expenditure	\$8,153,660

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Local Street Fund Budget for Fiscal Year 2007 as follows:

Fund 203 - Local Street Fund:

Fund Balance to Balance	\$1,052,690
Licenses & Permits	10,000
Federal & State Grants	1,214,300
Municipal Contributions	40,000
Charges for Service	92,700
Interest Earnings	69,880
Special Assessments	17,920
Miscellaneous Revenue	10,000
Transfers-In	3,429,300
Total Local Street Fund Revenue	\$5,936,790
Total Local Street Fund Expenditure	\$5,936,790

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Fire Fund Budget for Fiscal Year 2007 as follows:

Fund 206 - Fire Fund:

Fund Balance to Balance	\$76,610
Taxes	6,382,850
Licenses & Permits	5,000
Federal & State Grants	4,500
Interfund Charges	50,000
Charges for Service	926,600
Fines & Forfeitures	8,000
Interest Earnings	200,000
Miscellaneous Revenue	2,000
Total Fire Fund Revenue	\$7,655,560
Total Fire Fund Expenditure	\$7,655,560

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Special Police Fund Budget for Fiscal Year 2007 as follows:

Fund 207 - Special Police Fund:

Fund Balance to Balance	\$257,110
Taxes	4,284,650
Federal & State Grants	28,000
Municipal Contributions	239,890
Charges for Service	148,520
Fines & Forfeitures	360,000
Interest Earnings	16,250
Transfers-In	2,827,740
Total Special Police Fund Revenue	\$8,162,160
Total Special Police Fund Expenditure	\$8,162,160

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Perpetual Care Fund Budget for Fiscal Year 2007 as follows:

Fund 211 - Perpetual Care Fund:

Fund Balance to Balance	\$88,830
Charges for Service	32,000
Interest Earnings	35,170
Total Perpetual Care Fund Revenue	\$156,000
Total Perpetual Care Fund Expenditure	\$156,000

Resolved, that the City Council of the City of Rochester Hills hereby adopts the RARA Millage Fund Budget for Fiscal Year 2007 as follows:

Fund 213 - RARA Millage Fund:

Taxes	\$691,990
Total RARA Millage Fund Revenue	\$691,990
Total RARA Millage Fund Expenditure	\$691,990

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Pathway Maintenance Fund Budget for Fiscal Year 2007 as follows:

Fund 214 - Pathway Maintenance Fund:

Taxes	\$658,860
Charges for Service	2,400
Interest Earnings	17,820
Total Pathway Maint. Fund Revenue	\$679,080
Total Pathway Maint. Fund Expenditure	\$679,080

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Tree Fund Budget for Fiscal Year 2007 as follows:

Fund 232 - Tree Fund:

Charges for Service	\$30,000
Interest Earnings	75,000
Total Tree Fund Revenue	\$105,000
Total Tree Fund Expenditure	\$105,000

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Drain Maintenance Fund Budget for Fiscal Year 2007 as follows:

Fund 244 - Drain Maintenance Fund:

Fund Balance to Balance	\$596,000
Licenses & Permits	100
Charges for Service	155,200
Interest Earnings	204,000
Transfers-In	811,620
Total Drain Maint. Fund Revenue	\$1,766,920
Total Drain Maint. Fund Expenditure	\$1,766,920

Resolved, that the City Council of the City of Rochester Hills hereby adopts the OPC Millage Fund Budget for Fiscal Year 2007 as follows:

Fund 265 - OPC Millage Fund:

Taxes	\$1,168,050
Total OPC Millage Fund Revenue	\$1,168,050
Total OPC Millage Fund Expenditure	\$1,168,050

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Green Space Fund Budget for Fiscal Year 2007 as follows:

Fund 299 - Green Space Fund:

Taxes	\$1,053,890
Interest Earnings	39,490
Total Green Space Fund Revenue	\$1,093,380
Total Green Space Fund Expenditure	\$1,093,380

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0335-2006

2006-0617

Adoption of the Debt Service Funds - 2007 Budget

Attachments: 0617 Resolution.pdf

A motion was made by Duistermars, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 2001 Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 313 - 2001 Debt Fund:

Fund Balance to Balance	\$111,770
Interest Earnings	44,700
Transfers-In	79,400
Total 2001 Debt Fund Revenue	\$235,870
Total 2001 Debt Fund Expenditure	\$235,870

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 2001 SAD Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 314 - 2001 SAD Debt Fund:

Fund Balance to Balance	\$66,920
Interest Earnings	44,280
Special Assessments	25,090
Transfers-In	98,510
Total 2001 SAD Debt Fund Revenue	\$234,800
Total 2001 SAD Debt Fund Expenditure	\$234,800

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 2002 Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 325 - 2002 Debt Fund:

Fund Balance to Balance	\$189,780
Interest Earnings	83,500
Transfers-In	112,120
Total 2002 Debt Fund Revenue	\$385,400
Total 2002 Debt Fund Expenditure	\$385,400

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Drain Debt Fund Budget for Fiscal Year 2007 as follows:

Fund 331 - Drain Debt Fund:

Taxes	\$2,147,120
Interest Earnings	40,650
Total Drain Debt Fund Revenue	\$2,187,770
Total Drain Debt Fund Expenditure	\$2,187,770

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 1994 SAD Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 337 - 1994 SAD Debt Fund:

Fund Balance to Balance	\$166,560
Interest Earnings	25,090
Special Assessments	9,650
Total 1994 SAD Debt Fund Revenue	\$201,300
Total 1994 SAD Debt Fund Expenditure	\$201,300

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 1995 SAD Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 338 - 1995 SAD Debt Fund:

Fund Balance to Balance	\$116,920
Interest Earnings	22,050
Special Assessments	12,470
Transfers-In	39,610
Total 1995 SAD Debt Fund Revenue	\$191,050
Total 1995 SAD Debt Fund Expenditure	\$191,050

Resolved, that the City Council of the City of Rochester Hills hereby adopts the OPC Building Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 368 - OPC Building Debt Fund:

Taxes	\$713,460
Interest Earnings	12,170
Total OPC Building Debt Fund Revenue	\$725,630
Total OPC Building Debt Fund Expenditure	\$725,630

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Municipal Building Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 370 - Municipal Building Debt Fund:

Interest Earnings	\$1,400
Transfers-In	667,580
Total Municipal Building Debt Fund Revenue	\$668,980
Total Municipal Building Debt Fund Expenditure	\$668,980

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 1998 Refunding Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 391 - 1998 Refunding Debt Fund:

Taxes	\$177,660
Interest Earnings	8,420
Total 1998 Refunding Debt Fund Revenue	\$186,080
Total 1998 Refunding Debt Fund Expenditure	\$186,080

Resolved, that the City Council of the City of Rochester Hills hereby adopts the 2002 Refunding Debt Series Fund Budget for Fiscal Year 2007 as follows:

Fund 392 - 2002 Refunding Debt Fund:

Fund Balance to Balance	\$190,450
Taxes	1,167,350
Interest Earnings	25,030
Total 2002 Refunding Debt Fund Revenue	\$1,382,830
Total 2002 Refunding Debt Fund Expenditure	\$1,382,830

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0336-2006

2006-0618

Adoption of the Capital Funds - 2007 Budget

Attachments: 0618 Resolution.pdf

A motion was made by Duistermars, seconded by Raschke, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages

Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Fire Capital Fund Budget for Fiscal Year 2007 as follows:

Fund 402 - Fire Capital Fund:

Fund Balance to Balance	\$89,310
Interest Earnings	265,950
Transfers-In	563,240
Total Fire Capital Fund Revenue	\$918,500
Total Fire Capital Fund Expenditure	\$918,500

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Pathway Construction Fund Budget for Fiscal Year 2007 as follows:

Fund 403 - Pathway Construction Fund:

Fund Balance to Balance	\$186,830
Charges for Service	560
Fees	200
Interest Earnings	80,470
Transfers-In	437,840
Total P/W Construction Fund Revenue	\$705,900
Total P/W Construction Expenditure	\$705,900

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Capital Improvement Fund Budget for Fiscal Year 2007 as follows:

Fund 420 - Capital Improvement Fund:

Interest Earnings	\$86,100
Transfers-In	954,750
Total Capital Improvement Fund Revenue	\$1,040,850
Total Capital Improvement Fund Expenditure	\$1,040,850

The motion carried by the following vote:

Aye: Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Nay: Ambrozaitis

Enactment No: RES0337-2006

2006-0619

Adoption of the Water & Sewer Funds - 2007 Budget

Attachments: 0619 Resolution.pdf

A motion was made by Duistermars, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing

year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Water & Sewer - Operating Fund Budget for Fiscal Year 2007 as follows:

Fund 592 - Water & Sewer Operating Fund:

Retained Earnings to Balance	\$1,547,250
Licenses & Permits	60,400
Charges for Service	24,088,420
Fines & Forfeitures	90,000
Capital & Lateral Charges	1,222,000
Interest Earnings	289,430
Miscellaneous Revenue	5,000
Total W&S Revenue	\$27,302,500
Total W&S Expense	\$27,302,500

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Water & Sewer - Capital Fund Budget for Fiscal Year 2007 as follows:

Fund 593 - Water & Sewer Capital Fund:

Retained Earnings to Balance	\$9,013,180
Interest Earnings	41,620
Transfer-In	5,389,740
Total W&S Capital Fund Revenue	\$14,444,540
Total W&S Capital Fund Expense	\$14,444,540

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Water & Sewer - Debt Service Fund Budget for Fiscal Year 2007 as follows:

Fund 595 - Water & Sewer Debt Service Fund:

Transfer-In	\$303,400
Total W&S Debt Service Fund Revenue	\$303,400
Total W&S Debt Service Fund Expense	\$303,400

The motion carried by the following vote:

Aye: Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Nay: Ambrozaitis

Enactment No: RES0338-2006

2006-0620

Adoption of the Internal Service Funds - 2007 Budget

Attachments: 0620 Resolution.pdf

A motion was made by Duistermars, seconded by Holder, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Facilities Fund Budget for Fiscal Year 2007 as follows:

Fund 631 - Facilities Fund:

Retained Earnings to Balance	\$465,560
Interfund Charges	2,931,620
Interest Earnings	333,920
Transfers-In	1,224,320
Total Facilities Fund Revenue	\$4,955,420
Total Facilities Fund Expense	\$4,955,420

Resolved, that the City Council of the City of Rochester Hills hereby adopts the MIS Fund Budget for Fiscal Year 2007 as follows:

Fund 636 - MIS Fund:

Retained Earnings to Balance	\$66,860
Interfund Charges	1,800,830
Charges for Service	2,000
Interest Earnings	129,220
Transfers-In	231,000
Total MIS Fund Revenue	\$2,229,910
Total MIS Fund Expense	\$2,229,910

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Fleet Fund Budget for Fiscal Year 2007 as follows:

Fund 661 - Fleet Fund:

Retained Earnings to Balance	\$931,820
Interfund Charges	2,361,140
Interest Earnings	152,670

Transfers-In	4,000
Total Fleet Fund Revenue	\$3,449,630
Total Fleet Fund Expense	\$3,449,630

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Insurance Fund Budget for Fiscal Year 2007 as follows:

Fund 667 - Insurance Fund:

Retained Earnings to Balance	\$53,330
Interfund Charges	578,370
Interest Earnings	21,520
Total Insurance Fund Revenue	\$653,220
Total Insurance Fund Expense	\$653,220

The motion carried by the following vote:

- Aye:** Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi
- Nay:** Ambrozaitis

Enactment No: RES0339-2006

2006-0621

Adoption of the Component Unit Funds - 2007 Budget - EDC, LDFA, BRA, SmartZone, OPC, RARA

Attachments: 0621 Resolution.pdf

A motion was made by Duistermars, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Whereas, in accordance with the provisions of Public Act 2 of 1968, Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, and the Charter for the City of Rochester Hills, Chapter III, Section 3.2, the Mayor as the Chief Executive Officer shall prepare the budget proposal for the ensuing year and shall submit it to the Council at its first meeting in August; and

Whereas, at its August 2, 2006 meeting City Council acknowledged receipt from the Mayor of the Proposed 2007 Budget Plan and set a Public Hearing to be held September 20, 2006 at 7:30 p.m. to hear comments on the Proposed Budget Plan; and

Whereas, at its September 6, 2006 meeting City Council adopted the tax rates in accordance with Chapter IV, Taxation, specifically Section 4.1, Power to Tax and Secure Revenue, and Section 4.2, Charter Tax Rate & Special Voted Millages Limitation, to be levied in December 2006 to provide the tax revenues included in the 2007 Budget.

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Brownfield Redevelopment Fund Budget for Fiscal Year 2007 as follows:

Fund 843 - Brownfield Redevelopment Fund:

Taxes	\$6,070
Municipal Contributions	24,360
Interest Earnings	1,160

Total Brownfield Fund Revenue	\$31,590
Total Brownfield Fund Expenditure	\$31,590

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Local Development Finance Authority (LDFA) Fund Budget for Fiscal Year 2007 as follows:

Fund 848 - Local Development Finance Authority (LDFA) Fund:

Fund Balance to Balance	\$150,900
Taxes	435,920
Municipal Contributions	402,790
Interest Earnings	10,390
Total LDFA Fund Revenue	\$1,000,000
Total LDFA Fund Expenditure	\$1,000,000

Resolved, that the City Council of the City of Rochester Hills hereby adopts the SmartZone Fund Budget for Fiscal Year 2007 as follows:

Fund 851 -SmartZone Fund:

Municipal Contributions	\$226,450
Total SmartZone Fund Revenue	\$226,450
Total SmartZone Fund Expenditure	\$226,450

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Economic Development Corporation (EDC) Fund Budget for Fiscal Year 2007 as follows:

Fund 893 - Economic Development Corporation (EDC) Fund:

Fund Balance to Balance	\$570
Interest Earnings	100
Total EDC Fund Revenue	\$670
Total EDC Fund Expenditure	\$670

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Rochester Avon Recreation Authority (RARA) Operating Fund Budget for Fiscal Year 2007 as follows:

Fund 808 - Rochester Avon Recreation Authority (RARA) Operating Fund:

Municipal Contributions	\$783,512
Charges for Service	1,186,000
Interest Earnings	24,790
Miscellaneous Revenue	5,000
Total RARA Operating Fund Revenue	\$1,999,302
Total RARA Operating Fund Expenditure	\$1,999,302

Resolved, that the City Council of the City of Rochester Hills hereby adopts the Older Person's Commission (OPC) Operating Fund Budget for Fiscal Year 2007 as follows:

Fund 820 - Older Person's Commission (OPC) Operating Fund:

Municipal Contributions	\$1,835,814
Federal & State Grant	435,273
Charges for Service	1,264,148
Interest Earnings	16,000
Miscellaneous Revenue	755,629
Total OPC Operating Fund Revenue	\$4,306,864
Total OPC Operating Fund Expenditure	\$4,306,864

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0340-2006

2006-0622 Adoption of the Component Unit Funds - 2007 Budget - RARA Operating Fund

Attachments: 0622 Resolution.pdf

Removed from Agenda

2006-0623 Adoption of the Component Unit Funds - 2007 Budget - OPC Operating Fund

Attachments: 0623 Resolution.pdf

Removed from Agenda

(Recess 8:59 p.m. - 9:16 p.m.)

PUBLIC HEARING

2006-0650 Request for Wetland Use Permit - City File No. 05-037 - For approximately 7,550 square feet of permanent wetland impacts which will result from grading activities and the construction of a paved loading area for Lowe's, proposed for the east side of Rochester Road, north of M-59, Rochester Avon Properties, L.L.C., applicant.

Attachments: Agenda Summary.pdf; Map Aerial WUP.pdf; Letter ASTI 08-14-06.pdf; Public Hearing Notice.pdf; 0650 Resolution.pdf

Mr. John Gaber of Williams, Williams, Ruby & Plunkett, PC, 380 North Old Woodward Avenue, Birmingham, attorney for the applicant, discussed the many benefits of the new Lowe's development:

- *Redevelopment of a blighted area.*
- *Increased traffic safety in the area with reduced curb cuts and a signalized entrance for left turns.*
- *Preservation of green space.*
- *Integration of the site with Meijer to allow access between the two sites, thus reducing the need for shoppers to access Rochester Road.*

Mr. Gaber noted that although Verizon would not agree to close their curb cut with a cross-through to Meijer, it is still hoped that Verizon can be incorporated into the development in the future.

With regard to the architecture of the building, **Mr. Gaber** and **Mr. Michael Motte**, Attwell-Hicks, 50182 Schoenherr Road, Shelby, discussed the following features:

- The facade shows substantial improvements over the base Lowe's prototype.
- The Lowe's sign is smaller with a smaller blue background and more brick veneer.
- The fence at the border of the property will be masked by trees.

Mr. Gaber also noted that Lowe's is working directly with homeowners to the south and east to convey residentially zoned property to them, thus increasing their yards by approximately 20 feet each.

Mr. Derek Delacourt, Deputy Director of Planning, noted that all applicable approvals were reviewed by City staff and the Planning Commission, and the site is master planned and zoned for this use.

President Rosen **Opened the Public Hearing at 9:31 p.m.**

There being no Public Comment, **President Rosen Closed the Public Hearing at 9:32 p.m.**

Mr. Yalamanchi questioned whether more traffic safety improvements could be considered. Additionally, he requested that the building elevations be improved noting he did not feel the building was representative of Rochester Hills.

Mr. Motte explained that a traffic study was conducted and reviewed by the City's Transportation Engineer and the Michigan Department of Transportation (MDOT). He stressed that the current layout was determined to be most beneficial to all parties and provided safety for shoppers.

President Rosen reminded Council members that the applicant had already received Site Plan approval, and such issues as building elevation and appearance are no longer open for discussion.

Mr. Yalamanchi questioned whether parking was adequate.

Mr. Motte, Mr. Gaber and **Mr. Delacourt** explained that, while the plan did not meet the required 580 spaces in front of the store, it was determined that 566 spaces could be created and if in the future it was determined more were needed an additional 22 spaces could be added.

A motion was made by Duistermars, seconded by Hooper, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby approves the Wetland Use Permit for Lowe's for approximately 0.25 acres of permanent wetland impacts which will result from grading activities and the construction of a paved loading area for Lowe's, located on the east side of Rochester Road, north of M-59, affecting Parcel Nos. 15-35-100-042 and 15-35-100-035, based on plans dated received by the Planning and Development Department on August 29, 2006, with the following two (2) findings and subject to the following two (2) conditions.

Findings:

1. **The Wetland and Watercourse Protection Ordinance is applicable to the subject site because it is not included within a site plan which has received final approval prior to January 17, 1990.**

2. Approximately 0.25 acres of permanent wetland impacts will result in the grading activities and the construction of a paved loading area near the southeast corner of the proposed main building.

Conditions:

1. Final review and approval by Staff of the MDEQ Part 303 Permit.
2. Implementation of site appropriate structural and non-structural best management practices, to prevent or minimize the impact on water quality.

The motion carried by the following vote:

Aye: Ambrozaitis, Duisternars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0341-2006

NEW BUSINESS

2006-0649

Request for Conditional Land Use - City File No. 05-037 - To allow an outdoor sales/garden center for Lowe's, proposed for the former Pat Moran site on the east side of Rochester Road north of M-59, as permitted per Section 138-568.1(a) of the Zoning Ordinance when developed in a planned relationship with the B-3 district, Rochester Avon Properties LLC, applicant

Attachments: Agenda Summary.pdf; Map aerial.pdf; Report Staff 09-05-06.pdf; Site Plans 1-11.pdf; Site Plans 12-22.pdf; Site Plans 23-34.pdf; Site Plans 35-51.pdf; 0649 Resolution.pdf

Mr. Yalamanchi questioned whether the applicant could provide a brick fence at the site boundary.

Mr. Motte explained that a wood stockade fence would meet the requirements. He noted that a brick wall was considered, but it was determined that the expense would be unnecessary as the fence will be entirely blocked from view by trees.

Mr. Yalamanchi noted his dissatisfaction with the appearance of the building.

President Rosen stated that, as the Site Plan has already been approved, any changes at this point could delay the project substantially.

Mr. Delacourt indicated that this would be the first time in his experience that an architectural condition was placed on a Conditional Land Use approval. He stated he did not know how such a condition would function.

City Attorney John Staran explained that the use of this site as a Lowe's was not before Council to be decided, but rather the Conditional Land Use as it relates to adding a garden center. He stated, "We are stretching when we get into other features." He noted any changes to the facade would have to be agreed to by the applicant and would likely necessitate a reevaluation by the Planning Commission.

Mr. Yalamanchi asked that the applicant consider his requests independently. He stressed his belief that City Council should raise the standards of these types of developments.

Mr. Ambrozaitis, acknowledging that it is too late in the process to address this particular development, agreed with Mr. Yalamanchi about raising the City's standards.

President Rosen stated that, based on his 15 years of experience on the Planning Commission, the Lowe's site plan is appropriate to Rochester Hills' standards and that the Planning Commission did "a good job."

Mr. Hooper agreed, noting the building will have brick on all four elevations. He described it as "the cream of the cream" in terms of Lowe's designs while maintaining their necessary design features.

Mr. Duistermars indicated that the applicant should not be penalized and that going forward Council should convey its preferences to the Planning Commission.

A motion was made by Raschke, seconded by Duistermars, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby approves the Conditional Land Use for Lowe's to allow an open-air sales and garden center, as developed in a planned relationship with the B-3 district, on the properties located on the east side of Rochester Road, north of M-59, identified as Parcel Nos. 15-35-100-042 and 15-35-100-038, and part of Parcel Nos. 155-35-100-041 and 15-35-100-035, based on plans dated received by the Planning Department on August 29, 2006, with the following five (5) findings and subject to the following two (2) conditions:

Findings:

- 1. The existing development does promote the intent and purpose of the Zoning Ordinance in general, and of Section 138-568.1 in particular.**
- 2. The subject site will be designed, constructed, operated, maintained and managed so as to be compatible, harmonious and appropriate in appearance with the existing or planned character of the general vicinity, adjacent uses of land, the natural environment, the capacity of public services and facilities affected by the land use, and the community as a whole.**
- 3. The subject site will be served adequately by essential public facilities and services, such as highways, streets, police and fire protection, drainageways, refuse disposal, or that the persons or agencies responsible for the establishment of the land use or activity shall be able to provide adequately any such service.**
- 4. The subject site will not be detrimental, hazardous, or disturbing to existing or future neighboring uses, persons, property or the public welfare.**
- 5. The subject site does not create additional requirements at public cost for public facilities and services that will be detrimental to the economic welfare of the community.**

Conditions:

- 1. No truck idling during deliveries and deliveries to be restricted to normal store operating hours.**
- 2. Trash compactor to be used only during normal store operating hours.**

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke and Rosen

Nay: Yalamanchi

Enactment No: RES0342-2006

2006-0695

Request for Extension of Preliminary Site Condominium Plan - City File No. 00-037 - Northbrooke East Site Condominiums, a 12-unit development on approximately 3.7 acres, located south of Auburn and east of Crooks, Zoned R-4, One Family Residential, known as Parcel No. 15-33-128-009. PSCP approved by City Council on July 20, 2005. Northbrooke East Development, LLC, applicant

Attachments: Agenda Summary.pdf; Map.pdf; Report Staff 20050602.pdf; Letter Orr Ext..pdf; Site Plans.pdf; 0695 Resolution.pdf

Mr. Ed Anzek, Director of Planning/Development, explained that the project received approval the previous summer and that the applicants had been working diligently with City staff to meet the necessary deadline, but that it was now evident that there was a need for an extension.

Mr. Laith Hermiz and **Mr. Reid Orr**, Northbrooke East Development, LLC, 1361 East Square Lake Road, Troy, were present to represent the applicant and answer any questions posed by Council. They indicated that the extension request was for one year.

A motion was made by Duistermars, seconded by Hooper, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby approves an Extension of the Preliminary Site Condominium Plan until July 20, 2007 for Northbrooke East Site Condominiums, City File No. 00-037, a 12-unit development located south of Auburn, east of Crooks, Zoned R-4, One Family Residential, Parcel No. 15-33-128-009.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0343-2006

2006-0715

Request to schedule a Public Hearing to establish an Industrial Development District at 2770 Research Drive, Rochester Hills, MI 48309

Attachments: Agenda Summary.pdf; Public Hearing Notice.pdf; 100406 Agenda Summary.pdf; Establish Public Hearing Resolution.pdf; 0715 Resolution.pdf

Mr. Yalamanchi questioned why a tax chart was not included in the packet information.

Mr. Dan Casey, Manager of Economic Development, explained that financial analysis information is provided to Council at the time of the public hearing, whereas, at this time, Council was merely being requested to set the public hearing.

A motion was made by Duistermars, seconded by Ambrozaitis, that this matter be Adopted by Resolution.

Whereas, Avon Gear Company has filed a request for the establishment of an Industrial Development District for property it owns, identified as 2770 Research Drive, also known as Parcel number 15-29-352-003; and

Whereas, Public Act 198, of 1974, as amended, requires that City Council hold a public hearing before considering the request.

Resolved to schedule the Pubic Hearing for City Council's Regular Meeting of October 18, 2006; and

Be it Further Resolved to send a certified copy of this Resolution to Avon Gear Company, attention Dave Share, at 2770 Research Drive, Rochester Hills, Michigan 48309.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0353-2006

2006-0716

Request to schedule a Public Hearing regarding the request for an Industrial Facilities Exemption Certificate (IFT) at 2770 Research Drive, Rochester Hills, MI 48309

Attachments: Agenda Summary.pdf; Financial Analysis.pdf; Development Agreement.pdf; Public Hearing Notice.pdf; Tax Abatement Packet.pdf; 100406 Agenda Summary.pdf; Public Hearing Resolution.pdf; 0716 Resolution.pdf

A motion was made by Duistermars, seconded by Holder, that this matter be Adopted by Resolution.

Whereas, Avon Gear Company has filed a request for the establishment of an Industrial Development District for property it owns, identified as 2770 Research Drive, also known as Parcel number 15-29-352-003; and

Whereas, Avon Gear Co., a subsidiary of Okubo Gear, filed an application for an Industrial Facilities Exemption Certificate on September 25, 2006; and

Whereas, Public Act 198, of 1974, as amended, requires that City Council hold a public hearing before considering the request and must render a decision within 60 days of receipt of the application.

Resolved to schedule the Pubic Hearing for City Council's Regular Meeting of October 18, 2006; and

Be It Further Resolved to authorize the City Clerk's office to publish notice of the public hearing in the Rochester Eccentric on Thursday, October 12, 2006; and

Be It Further Resolved to send a certified copy of the notice to Avon Gear Co., attention Dave Share, at 2770 Research Drive in Rochester Hills, Michigan 48309, no later than Monday, October 9, 2006; and

Be It Finally Resolved to send a certified copy of the notice to all taxing jurisdictions and the City's Assessor no later than Monday, October 9, 2006.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0354-2006

2006-0722

Request for a recommendation on a proposed amendment to Chapter 138, Zoning, to establish a Temporary Moratorium on the review and processing of proposed development of properties that may be affected by the proposed Steep Slope Ordinance (Public Hearing).

Attachments: Agenda Summary.pdf; 100406 Agenda Summary.pdf; 092706 Letter Staran.pdf; Ordinance Amendment.pdf; Mayor 09-27-06 Memorandum.pdf; 100406 Resolution.pdf; First Reading Agenda Summary.pdf; 112106 Memo Anzek.pdf; 112106 Planning Commission Minutes.pdf; First

Council members expressed concern that a Steep Slope Moratorium would adversely impact development projects currently in progress.

City Attorney John Staran noted that the first step in the process would be discussion and a Public Hearing at the Planning Commission. He explained that based on the outcome of those discussions, Council would then evaluate the issue further to determine whether to move forward with a moratorium and eventual Steep Slope Ordinance and in what format.

President Rosen stressed that Council members would be better able to evaluate the situation following the Public Hearing at the Planning Commission.

Mr. Ed Anzek, Director of Planning/Development, assured Council members that all interested parties would be notified as to all public meetings regarding this issue.

A motion was made by Raschke, seconded by Hooper, that this matter be Referred by Resolution to the Planning Commission. The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0010-2007

2006-0724

Request for Approval of First Amendment to Ground Lease Agreement between the City of Rochester Hills and Detroit SMSA Tower Holdings, LLC, to expand the existing ground lease area at Fire Station #4

Attachments: Agenda Summary (Corrected).pdf; Agenda Summary.pdf; Agreement.pdf; Cell Tower Map.pdf; 0724 Resolution.pdf

City Attorney John Staran briefly explained that an applicant has come forward requesting that a co-locator be added to one of the City's cell towers. He noted that the co-locator would require approximately 75 square feet of space and the City would receive an additional lease payment of approximately \$875 per month, at no expense to the City.

Mr. Yalamanchi requested that City staff provide him with more information about the leasing process for the City's cell towers.

A motion was made by Raschke, seconded by Duistermars, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council approves the First Amendment to the Ground Lease Agreement between the City of Rochester Hills and Detroit SMSA Tower Holdings LLC, a Delaware limited liability company to add an additional seventy-five (75) square feet to the leased area at Fire Station 4.

Be It Further Resolved that the Mayor and City Clerk are authorized to execute the Agreement on behalf of the City.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0347-2006

COUNCIL COMMITTEE REPORTS

Joint Meeting with the Community Development & Viability Committee, the Financial Services Committee and the Public Safety Committee

Ms. Holder, Chair of the Joint Committee Meeting, noted that the consensus of the three Committees was to bring forward to Council a recommendation by Mr. Hooper to address the City's most pressing financial issues.

Administration & Information Services (AIS) Committee

Ms. Barbara Holder, Chair of the AIS Committee, noted that the Committee discussed the following items:

- A request for a Class C Liquor License for the Hills Grille restaurant to be located at the new Papa Joe's development.
- A transfer of stockholders for the Kublai Khan restaurant.
- Mr. Yalamanchi's request to move the Accounting Department from the Clerk's Department to the Fiscal Department. It was requested that Mr. Yalamanchi attend the next Committee meeting to discuss his request in more detail.
- A recent suggestion to combine the Communication Committees into two committees that meet every other month.

ANY OTHER BUSINESS

Ms. Raschke agreed with Mr. Yalamanchi's earlier assertion that the City should raise its standards with regard to new development and noted that there are existing developments that also need aesthetic improvement.

Ms. Holder noted that a local shopping center's parking lot lights are turned off too early in the evening and asked if anything could be done to remedy the problem.

Mr. Staran noted that it was likely due to a faulty timer.

NEXT MEETING DATE

Regular Meeting - Wednesday, October 18, 2006 at 7:30 p.m.

ADJOURNMENT

There being no further business before Council, President Rosen adjourned the meeting at 10:43 p.m.

JAMES ROSEN, President
Rochester Hills City Council

*JANE LESLIE, Clerk
City of Rochester Hills*

*MARGARET A. MANZ
Administrative Secretary
City Clerk's Office*

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