

- 9e. **Acceptance of Pedestrian-Bicycle Pathway Easement** for Huntington Ford Addition, City File #00-032 granted by J & JH Properties, LLC, Grosse Pointe Farms, MI, Parcel Number 15-27-477-066 (A0398) (Members received a copy of a City Council Regular Meeting Action Summary Sheet dated August 2, 2002 from Josy Foisy, Clerk III, Department of Public Service, with attachments)

Resolution A0398-2002-R0402

MOTION by Barnett, seconded by Hill,

Now Therefore Be It Resolved that on behalf of the City of Rochester Hills, The Rochester Hills City Council hereby accepts a pedestrian-bicycle pathway easement granted by J & JH Properties, LLC, Huntington Ford, for the construction, operation, maintenance, repair and/or replacement of the pedestrian-bicycle pathway over under and through and across land more particularly described as Parcel Number 15-27-477-066

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

Ayes: Dalton, Barnett, Duistermars, Golden, Hill, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

10. **PUBLIC COMMENTS**

Don Wharf, 603 Wilwood, stated he wanted to thank the Mayor, the Department of Public Service, and the City of Rochester Hills for the beautiful road in Stratford Knolls No. 1, which was completed in record time. He stated a recent storm had caused a large branch from a dead tree in his neighbor's yard to come down, knocking down a power line. He indicated Detroit Edison came out and cut the branch away from the power line, but left the debris in his yard to be cleaned up. He stated although he had cleaned up the majority of the branches, the largest limb was too heavy for him to move. He suggested the City's Ordinance be amended to require residents to remove dead trees from their property.

11. **LEGISLATIVE/ADMINISTRATIVE RESPONSE**

No Council Members had any responses at this time.

President Dalton noted Agenda Item **13** had been moved at the beginning of the meeting and would be heard before Agenda Item **12**.

13. **PETITIONERS REQUESTS**

- 13a. **Approval of Butler Ridge Subdivision Phase II for Final Preliminary Plat**, the second phase of the development consisting of 92 lots on approximately 60 acres located south of Butler Road and west of Adams Road, zoned R-2, One-Family Residential and is part of Parcel Number 15-19-300-005, City File No. 90-253.2 (A0171) (Members received a copy of a City Council Regular Meeting Action Summary Sheet dated September 11, 2002 from Maureen Gentry, Secretary-Planning Commission, Planning Department, with attachments)

Resolution A0171-2002-R0403

MOTION by Robbins, seconded by Hill,

Now Therefore Be It Resolved that the Rochester Hills City Council hereby grants Final Approval of the Preliminary Plat for Butler Ridge Subdivision Phase II, a 92 lot subdivision located on approximately 60 acres, south of Butler Road and west of Adams Road, zoned R-2 (One Family Residential) and identified as

part of Parcel Number 15-19-300-005, with the following two (2) Findings and subject to the following two (2) Conditions:

Findings:

1. The preliminary plat is in substantial compliance with the approved tentative preliminary plat.
2. The proposed final preliminary plat conforms to all applicable City ordinances, standards, regulations, and requirements.

Conditions:

1. Provision of a performance guarantee in the amount of \$2,400.00, as adjusted if necessary by the City, to ensure the correct installation of the proposed landscaping. Upon approval of the installation by the City's Landscape Architect, a maintenance guarantee shall be retained for a minimum of two growing seasons. The performance guarantee to be provided by the applicant prior to issuance of a Land Improvement Permit.
2. Payment by the applicant of \$18,400, as adjusted if necessary by the City's Forestry Division, for one street tree per lot. Such payment to be provided prior to issuance of a Land Improvement Permit.

Ayes: Dalton, Barnett, Duistermars, Golden, Hill, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

President Dalton stated Council would continue with Agenda Item **12**.

12. PUBLIC HEARINGS

12a. Reprogramming of 2000/01 CDBG Funds

(i) Public Hearing

President Dalton **opened** the Public Hearing at 7:49 PM.

There being no persons wishing to speak, President Dalton **closed** the Public Hearing at 7:50 PM.

- (ii)** Approval of Reprogramming of 2000/2001 CDBG Funds for \$89,308.00 (A0428) (Members received a copy of a City Council Regular Meeting Action Summary Sheet dated October 3, 2002 from Bob Spaman, Finance Director, with attachments)

Resolution A0428-2002-R0404

MOTION by Duistermars, seconded by Barnett,

Whereas, the City of Rochester Hills has been involved in Oakland County Community Development Block Grant (CDBG) projects since the programs inception in 1975. During this time period, over \$3.5 million dollars have been expended.

Whereas, the City's proposed CDBG activities must meet the Department of Housing and Urban Development (HUD) regulations; benefit low and moderate-income populations; prevent or eliminate slum and blighted conditions; or meeting of an urgent community need where no other source of funding is available.