



# Rochester Hills Minutes City Council Regular Meeting

1000 Rochester Hills Drive  
Rochester Hills, MI 48309  
(248) 656-4660  
Home Page:  
[www.rochesterhills.org](http://www.rochesterhills.org)

*Melinda Hill, Bryan K. Barnett, John L. Dalton, Jim Duistermars,  
Barbara L. Holder, Linda Raschke, Gerald Robbins*

---

Wednesday, October 19, 2005

7:30 PM

1000 Rochester Hills Drive

---

**DRAFT**

## CALL TO ORDER

*President Hill called the Regular Rochester Hills City Council Meeting to order at 7:32 p.m. Michigan Time.*

## ROLL CALL

**Present:** Melinda Hill, Bryan Barnett, John Dalton, Jim Duistermars, Barbara Holder and Linda Raschke

**Absent:** Gerald Robbins

Others Present:

*Pat Somerville, Mayor  
John Staran, City Attorney  
Jane Leslie, City Clerk  
Ed Anzek, Director of Planning/Development  
Alan Buckenmeyer, Parks Operations Manager  
Dan Casey, Manager of Economic Development  
Kevin Krajewski, Deputy Director of MIS/Network Administrator  
Gerald Lee, Forestry Operations Manager  
Roger Rousse, Director of DPS/Engineering*

## PLEDGE OF ALLEGIANCE

## APPROVAL OF AGENDA

**Resolved that the Rochester Hills City Council hereby approves the Agenda for the October 19, 2005 Regular City Council Meeting with the following changes under NEW BUSINESS:**

**Remove Agenda Item 2005-0582 - Request for a "New from Quota" Class C Liquor License from Chipotle Mexican Grill located at 2611 South Rochester Road.**

**Add Agenda Item 2005-0708 - Adoption of Resolution changing the Wednesday, October 26, 2005 Work Session to Wednesday, November 9, 2005.**

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

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

## PUBLIC COMMENT

**Ms. Debbie Geen**, 3128 Walton Boulevard, Chairperson of the Residential Vision Committee, provided several reasons why her committee would not endorse the road millage proposal:

- There is no listing of which roads will be repaired and no time line for these repairs.
- The ad hoc committee was not representative of a cross-section of City residents.
- Residents in condominiums and manufactured homes, as well as those who have already paid for a Special Assessment District (SAD) will receive no benefit from this tax increase.
- There is a "complete lack of trust of Rochester Hills officials" due, in part, to the tax dollars spent for the "overbuilt" City Hall.
- There is no alternative plan if the millage request fails.
- Local officials are setting the wrong priorities by moving forward with a new DPS Facility and repairs to the museum's barn roof rather than expending money for plowing local roads.

**Ms. Barbara Zimmermann**, 1321 East Horseshoe Bend, indicated that she was the late Mr. George Rumble's nurse and wanted to honor him stating, "He taught me a lot about honor and about how important it was to honor important people in your life."

**Mr. Dennis Mueller**, 2649 Winter Park Road, a member of the Residential Streets Ad Hoc Committee, updated Council on the Committee's recent efforts to educate residents on the need to vote in favor of the proposed road millage in November:

- On October 11th two Committee members participated in the Older Persons Commission (OPC) candidate luncheon.
- Information was to be included in the next OPC newsletter.
- On October 13th the Rochester Eccentric published a second article in support of the proposed millage.
- Committee members met with the Detroit News editorial board.
- Committee member Beth Tilove met with The Detroit Free Press and gained that publication's endorsement of the road plan.
- The Hills Herald was sent to all residents and included an eight-page flyer with information on the committee's work.
- Copies of the Hills Herald insert were distributed to coffee shops in the area.
- On October 17th two Committee members participated in a League of Women Voters discussion to be aired on the City's cable station.
- A "Coffee Chat" is to be held from 6:00 a.m. to 9:00 a.m. on October 24th to give residents the opportunity to meet with Committee members and discuss the issues.

## LEGISLATIVE & ADMINISTRATIVE COMMENTS

**Mayor Somerville** suggested that residents read the road issues insert included in the Hills Herald and pay special attention to the amount of tax dollars that the City actually receives from residents.

**Ms. Raschke** acknowledged the Oakland University journalism students in attendance.

**Mr. Barnett** provided an update on upcoming RARA programs for the fall. He acknowledged The Detroit Free Press's endorsement of the road millage plan and encouraged residents to become better informed about the issue.

**Ms. Holder** indicated that there is a flyer being circulated throughout the City in opposition of the proposed road millage. She noted that the flyer does not identify the organization distributing it, which is a violation of Michigan Campaign Law, and noted some inaccuracies in the information provided.

**President Hill** noted that, in addition to the road millage proposal, there would be three Council seats up for election and encouraged residents to exercise their right to vote on November 8th.

## ATTORNEY MATTERS

**City Attorney John Staran** provided an update regarding revisions to the sign ordinance as well as the false alarm ordinance. He noted that both would be brought back to Council in the near future. He also provided an update to Council with regards to the Older Persons Commission (OPC) litigation between Rochester Hills and the City of Rochester. He noted that all parties would be attending an "early civil intervention conference" as mandated by the court in an attempt to reach a compromise.

## RECOGNITIONS/PRESENTATIONS

2005-0684 Presentation of Armed Services Flags to the City of Rochester Hills

**Attachments:** Agenda Summary.pdf

**President Hill** explained that City resident George Rumble had raised the funds to purchase flags representing the five branches of the armed forces to be dedicated to the City for display in the Auditorium. She noted that, unfortunately, Mr. Rumble passed away only days prior to the dedication of the flags. Mr. Rumble's son, George Rumble, Jr., as well as representatives from the Loyal Order of the Moose, were in attendance to present the flags to the City of Rochester Hills.

**Presented**

**(Recess 7:59 p.m. - 8:10 p.m.)**

2005-0648 Proclamation in Recognition of Mark IV Automotive

**Attachments:** Agenda Summary.pdf; Proclamation.pdf; 0648 Master Report.pdf

**Mayor Somerville** read the following proclamation.

**City of Rochester Hills  
Office of the Mayor**

**Proclamation**

**Whereas, Mark IV Automotive was formed in 1905 as Dayton Rubber Company; and**

**Whereas, today Mark IV Automotive is engaged in the automotive industry as a supplier of engine components, including power transmission, air admission and engine cooling, as well as fuel handling and fluid systems; and**

Whereas, Dayco is an operating division of Mark IV Automotive and develops belts, tensioners, pulleys, hoses and other equipment; and

Whereas, Mark IV Automotive is a global company with 23 facilities in 15 countries, and 5,300 employees worldwide, including 160 in Rochester Hills; and

Whereas, the City is very proud to be the home of many great companies, including Mark IV Automotive and others who are important contributors to the State and local economy; and

Whereas, Mark IV Automotive has been a good corporate citizen of Rochester Hills and maintained its building and property at 1955 Enterprise Drive to the highest standard.

Now, Therefore, Be It Resolved, that I, Pat Somerville, Mayor of Rochester Hills, present this proclamation to Mark IV Automotive in recognition of their 100th anniversary as a company.

In Witness Whereof, I have hereunto set my hand and caused my Seal to be affixed this third day of October two thousand and five.

Pat Somerville, Mayor  
City of Rochester Hills

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.

**2005-0651** Approval of Minutes - Regular City Council Meeting - July 6, 2005

**Attachments:** Min CC 070605.pdf; 0651 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the Minutes of a Regular Rochester Hills City Council Meeting held on July 6, 2005 be approved as presented.**

**Enactment No:** RES0330-2005

**2005-0652** Approval of Minutes - Special City Council Meeting - July 13, 2005

**Attachments:** Min CC 071305.pdf; 0652 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the Minutes of a Special Rochester Hills City Council Meeting held on July 13, 2005 be approved as presented.**

**Enactment No:** RES0331-2005

**2005-0610** Request for Purchase Authorization - BUILDING: Fire Suppression and Fire Alarm Plan Review & Inspection Services, increase to the Blanket Purchase Order in the amount of \$25,000.00 for a new not-to-exceed total of \$122,218.40; Fire Safety

Consultants Inc., Schaumburg, IL, as the Primary Vendor and TVA Fire & Life Safety Inc., Farmington Hills, MI, as the Secondary Vendor

**Attachments:** Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Whereas, sealed proposals for Fire Suppression and Fire Alarm Plan Review and Inspection Services were solicited and awarded to Fire Safety Consultants, as Primary Vendor and TVA Fire & Life Safety Inc., as Secondary Vendor; and**

**Whereas, contracts with Fire Safety Consultants and TVA Fire & Life Safety Inc. offer value to the City through price and the quality of service; and**

**Whereas, the City wishes to increase the Blanket Purchase Order to Fire Safety Consultants Inc., Primary Vendor, and add TVA Fire & Life Safety Inc., as Secondary Vendor, for Fire Suppression and Fire Alarm Plan Review and Inspection Services in the amount of \$25,000.00 for a not-to-exceed total of \$122,218.40, for a term to expire on December 31, 2005.**

**Resolved that the Rochester Hills City Council hereby authorizes an increase to Blanket Purchase Order to Fire Safety Consultants Inc. and TVA Fire & Life Safety Inc, as Primary and Secondary Vendors, for Fire Suppression and Fire Alarm Plan Review and Inspection Services in the amount of \$25,000.00 for a not-to-exceed total of \$122,218.40 through December 31, 2005, and authorize the Mayor to sign contracts on behalf of the City.**

**Enactment No:** RES0332-2005

**2005-0620**

Acceptance of an Agreement to Vacate, Discontinue, Abolish and Abandon Non-Exclusive Easement For the Construction, Operation, Maintenance, Repair, and/or Replacement of a Watermain, granted by Rochester Hills Corporate Center, LLC, a Michigan limited liability company, for Parcel No. 15-30-276-003

**Attachments:** Agenda Summary.pdf; Agreement.pdf; Map.pdf; 0620 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 an Agreement granted by Rochester Hills Corporate Center, LLC, a Michigan limited liability company, 28470 Thirteen Mile Road, Suite 220, Farmington Hills, Michigan 48334, to Vacate, Discontinue, Abolish and Abandon Non-Exclusive Easement for the Construction, Operation, Maintenance, Repair, and/or Replacement of a Watermain 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:** RES0333-2005

**2005-0641**

Acceptance of a Sanitary Sewer Easement granted by DeYonker Building Company, Inc., a Michigan Corporation, for Ruby Avenue Sanitary Extension, for Parcel No. 15-33-326-049

**Attachments:** Agenda Summary.pdf; Easement.pdf; Map.pdf; 0641 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 Easement granted by DeYonker Building Company, Inc., a Michigan Corporation, 3911 South Rochester Road, Rochester Hills, Michigan 48307, 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. 15-33-326-049.

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

Enactment No: RES0334-2005

**2005-0642**

Acceptance of a Sanitary Sewer Easement granted by John M. LaFontaine and Diane K. LaFontaine, his wife, for Ruby Avenue Sanitary Extension, for Parcel No. 15-33-326-049

Attachments: Agenda Summaryt.pdf; Easement.pdf; Map.pdf; 0642 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 John M. LaFontaine and Diane K. LaFontaine, his wife, 1140 Ashley Drive, Troy, Michigan 48085, 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. 15-33-326-049.

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

Enactment No: RES0335-2005

**2005-0647**

Request for Purchase Authorization - PARKS: Tree Maintenance Services, blanket purchase order in the amount not-to-exceed \$79,200.00; J.H. Hart Urban Forestry of Sterling Heights, MI

Attachments: Agenda Summary.pdf; Cost Comparison.pdf; 0647 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

Whereas, sealed proposals for tree maintenance services were solicited and awarded to J.H. Hart Urban Forestry as the lowest responsive, responsible bidder; and

Whereas, the contract with J.H. Hart Urban Forestry offers value to the City through price and the quality of service; and

Whereas, the City wishes to exercise its option to renew through October 31, 2006;

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to J.H. Hart Urban Forestry, of Sterling Heights, Michigan, for the purchase of tree maintenance services, in the amount not-to-exceed \$79,200.00 through 10/31/2006.

Enactment No: RES0336-2005

### **Passed The Consent Agenda**

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

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**The following Consent Agenda Items were discussed and adopted by separate Motions:**

**2005-0621** Request for Purchase Authorization - PARKS: Purchase and installation of six (6) new 10-row, 21-foot bleachers for Borden Park and one (1) 5-row, 15-foot bleacher for Avondale Park and for the disposal of the scrap from existing bleachers; purchase order not-to-exceed \$59,345.00; Engan-Tooley-Doyle and Associates, Okemos, MI

**Attachments:** Agenda Summary.pdf; Bid Tab.pdf; 0621 Resolution.pdf

**PUBLIC COMMENT:**

*Ms. Debbie Geen, 3128 Walton Boulevard, Chairperson of the Residential Vision Committee, stated that the City is setting the wrong priority by spending money on bleacher seats rather than dedicating the money to basic City services such as snow plowing.*

*President Hill indicated that the purchase of the bleacher seats is a budgeted expense and is required to be compliant with the American's with Disabilities Act.*

**A motion was made by Dalton, seconded by Duistermars, that this matter be Adopted as Amended by Resolution.**

**Resolved that the Rochester Hills City Council hereby approves a purchase order to Engan-Tooley-Doyle and Associates, Okemos, Michigan, for six (6) new 10-row, 21-foot bleachers and one (1) 5-row, 15-foot bleacher and for the disposal of the scrap from existing bleachers in the amount of \$59,345.00 as the lowest, responsive, responsible bidder.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0337-2005

**2005-0638** Request for Purchase Authorization - PARKS: One (1) new SC602 Stump Cutter; purchase order not-to-exceed \$27,229.00; Vermeer of Michigan, Jackson, MI

**Attachments:** Agenda Summary.pdf; Tabulation.pdf; 0638 Resolution.pdf

**PUBLIC COMMENT:**

*Ms. Debbie Geen, 3128 Walton Boulevard, Chairperson of the Residential Vision Committee, stated that the City is setting the wrong priority by spending money on a stump cutter rather than dedicating the money to basic City services such as snow plowing.*

*Mr. Duistermars explained that there is a serious problem with the Emerald Ash Borer infestation resulting in hundreds of ash tree stumps throughout the City.*

*Mr. Gerald Lee, Forestry Operations Manager, noted that stumps result in a low trip hazard.*

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

Resolved that the Rochester Hills City Council hereby approves a purchase order to Vermeer of Michigan, Jackson, Michigan, for one (1) new Vermeer SC602 Stump Cutter in the amount of \$27,229.00 as the lowest, responsive, responsible bidder that meets all specifications.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0338-2005

**2005-0670**

Request for Purchase Authorization: CLERKS: The Observer & Eccentric Newspapers as the "official city newspaper", blanket purchase order in the amount not-to-exceed \$80,000.00; Observer & Eccentric Newspapers, Livonia, MI

**Attachments:** Agenda Summary.pdf; Bid Tabulation.pdf; 0670 Resolution.pdf

*Ms. Holder indicated that she had been contacted by residents asking why another newspaper that is mailed to Rochester Hills residents was not included in the bid process to become the official City newspaper. She asked that this newspaper be considered the next time the contract expires.*

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

Resolved that the Rochester Hills City Council hereby approves a blanket purchase order to The Observer & Eccentric Newspapers, Livonia, Michigan, as the "official city newspaper" for printing and publishing of legal and other notices in the amount not-to-exceed \$80,000.00 through December 31, 2008 and further authorizes the Mayor to execute a contract on behalf of the City.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0339-2005

## UNFINISHED BUSINESS

**2005-0549**

Establishment of Green Space Advisory Board

**Attachments:** Agenda Summary.pdf; Open Space outline 1.pdf; 093005 Agenda Summary.pdf; 092905 CDV Agenda Summary.pdf; Memo Advisory Board.pdf; 081705 Agenda Summary.pdf; 081105 Email Funk P.pdf; 082405 Resolution.pdf; 0549 Resolution.pdf

*President Hill drew Council's attention to a synopsis of their previous discussion regarding the establishment of an open space committee, as well as additional information suggesting operating procedures for the committee. She further indicated that there were two resolutions in Council's packet: one that would establish the name, scope, membership and objective of the new board, and a second resolution that would establish the application process.*



**PUBLIC COMMENT:**

**Mr. Tim Gauthier**, 2593 South Christian Hills, stated his belief that this should be a separate board, not part of an existing commission able to acquire properties on a timely basis. He expressed his concern about restricting membership and did not support eliminating individuals who are members of organizations with an interest in green space preservation.

**Mr. Paul Funk**, 2176 Rochelle Park, stated that there are a great many people in the community who wish to be involved at the subcommittee level, if not on the actual board.

**Mr. Jack Robinson**, 1251 Avon Circle East, suggested that it would be an "unforgivable error" to ignore the residents who worked for the passage of the open space millage when appointing members to the new board. He urged Council to appoint "our best qualified and dedicated citizens."

**COUNCIL DISCUSSION:**

Council members made the following determinations:

- \* Membership will exclude paid members of other entities to avoid the perception that this new board is an extension of another organization.
- \* Subgroups can be formed only to advise the main body.
- \* If a property were being considered that presented a conflict of interest for a board member, it would be expected that that member would abstain from participation in the process.

**A motion was made by Dalton, seconded by Barnett, that this matter be Adopted by Resolution.**

**Whereas, City Council at its regular meeting of August 24, 2005 adopted Resolution RES0281-2005 stating that upon passage of the Millage Proposal to Provide Funding to Permanently Preserve Green Spaces and Natural Features within the City of Rochester Hills the Rochester Hills City Council will establish an Open Space Advisory Board for the purpose of planning and developing strategies, recommending acquisitions and maintaining the green space funded through this millage; and**

**Whereas, the voters of the City of Rochester Hills at the September 13, 2005 Primary Election approved the Millage Proposal to Provide Funding to Permanently Preserve Green Spaces and Natural Features within the City of Rochester Hills.**

**Now, Therefore, Be It Resolved, that the Rochester Hills City Council establishes the Green Space Advisory Board as follows:**

**Name of Committee: Green Space Advisory Board**

**Scope of Authority: The Green Space Advisory Board shall serve solely in an advisory capacity. The Board may make recommendations to the City Council but may not assume the legislative or administrative authority of the City Council, the Mayor or any City Department.**

**Membership:** The Board shall consist of seven (7) voting members and four (4) ex officio members.

The seven (7) voting members shall be residents of the City of Rochester Hills and be appointed by City Council to three-year terms except for the initial appointments which will be staggered; four (4) members will be appointed to two-year terms and three (3) members to three-year terms, resulting in subsequent appointments occurring in alternate years.

Members shall not be paid officials or paid directors of organizations or groups whose responsibilities deal with land conservation or trail systems such as the Clinton River Watershed, Oakland Land Conservancy, Paint Creek Trailways Commission, etc.

The four (4) Ex Officio Members shall be the City Assessor or his/her Designee, the City Parks/Forestry Director or his/her designee, the City Surveyor or his/her designee and one (1) City Council Member appointed by City Council to a one-year term each December.

**Objectives:** The Green Space Advisory Board shall have the mission of developing strategies and recommendations to City Council regarding the expenditure of millage funds for permanently preserving natural green spaces, wildlife habitats and scenic views; protecting woodlands, wetlands, rivers and streams; and expanding the Clinton River Greenway and other trail corridors.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0340-2005

**2005-0690**

Application Process for Green Space Advisory Board

**Attachments:** Agenda Summary.pdf; 101605 Agenda Summary.pdf; 10/16/05 Resolution.pdf; 0690 Resolution.pdf

***President Hill*** discussed the application process being proposed, noting that interested parties would be required to complete an application form and submit a written statement of their interest to serve and qualifications by November 11th. She indicated that a selection committee of three Council members would be selected at the next Council meeting. They would be tasked with reviewing the applications and bringing forward their recommendations to City Council.

**PUBLIC COMMENT:**

***Mr. Paul Funk***, 2176 Rochelle Park, urged Council to establish the board more quickly, as there were already processes in place to acquire grant monies as well as other efforts for the acquisition of land.

***President Hill*** noted that Council was working as quickly as possible to establish the board and indicated that the operating procedures also need to be established prior to appointing the board.

***Mr. Paul Miller***, 1021 Harding Avenue, expressed his concern that paying members of various environmental organizations would be excluded from serving on the board.

*Mr. Dalton clarified that employees of such organizations would be excluded from serving on the board, not persons who pay membership dues to these organizations.*

*President Hill reviewed her recommendations for operating procedures for the new board, noting that all recommendations regarding the expenditure of millage funds should be brought forward in the form of a written report to include any recommendations from the Financial Services Committee, Leisure Activities Committee, Community Development & Viability Committee and/or the Planning Commission. Her recommendation would require a public hearing either at the Planning Commission level or the Council level, the results of which would be incorporated into the advisory board's final written report to be submitted to Council for approval.*

*Several Council members expressed their concern that these procedures would inhibit the board's function, preventing them from working in a timely manner, especially if they had to present recommendations to subcommittees and then hold a public hearing.*

**PUBLIC COMMENT:**

*Mr. Paul Funk, 2176 Rochelle Park, expressed a similar concern, noting that the public hearing process could increase the timetable to as much as ninety days, while exposing the negotiations to more scrutiny than is prudent when negotiating the price of a piece of property.*

*President Hill stated, "I want to be cautious with the expenditure of dollars." She indicated that financial staff should review these expenditures.*

*Mr. Dalton noted that the ex officio members of the new board would include the City Assessor or his designee.*

*President Hill indicated that Council would come to a consensus on the matter at the next regular Council meeting.*

**A motion was made by Dalton, seconded by Barnett, that this matter be Adopted by Resolution.**

**Whereas, the Green Space Advisory Board has been established by the Rochester Hills City Council.**

**Resolved that residents interested in serving on the Green Space Advisory Board are to complete a Candidate Questionnaire and attach a written statement of their interest in being on the Green Space Advisory Board and their qualifications and skills that would benefit the Board. Applications must be submitted to the Clerk's Office by Friday, November 11, 2005.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**(Recess 9:14 p.m. - 9:24 p.m.)**

## **NEW BUSINESS**

**2005-0556**

Request for Approval of Preliminary Site Condominium Plan - City File No. 05-006 - Hickory Ridge Site Condominiums, a proposed 42-unit development on approximately 21 acres, located east of Livernois and south of Hazelton,

zoned R-4, One Family Residential, known as Parcel Nos. 15-34-151-012, -014 and -016; 15-34-176-001; 15-34-301-002, -007, and -010, Bluewood Properties LLC, applicant

**Attachments:** Agenda Summary.pdf; Site Plans.pdf; 0556 Resolution.pdf; Report Staff 20050802.pdf; Map aerial.pdf

*Mr. Ed Anzek, Director of Planning/Development, briefly described the development under consideration, noting specifically that the density of 0.5 units per acre, as noted in Council's meeting materials, was an error and the actual density of the project is 2.0 units per acre. He stressed that this is "a much less dense development than we normally see in this City." He further indicated that the plans had gone through several iterations with this preliminary site condominium plan receiving an approval vote of 7 to 0 from the Planning Commission.*

*Mr. Joe Demico, Blue Wood Properties, LLC, 1717 Stuts, Troy, applicant and Ms. Carol Thurber, Engineer with Fazal Khan & Associates, 43345 Schoenherr Road, Sterling Heights, were present to answer questions posed by Council.*

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

**Resolved that the Rochester Hills City Council hereby approves the Preliminary Site Condominium Plan for Hickory Ridge Site Condominiums(City File No.05-006), based on the plans dated received by the Department of Planning and Development on September 16, 2005, with the following five findings and subject to the following three conditions. The affected property is zoned R-4, One-Family Residential and identified as Parcel Nos. 15-34-151-012, -014 and -016; 15-34-176-001; 15-34-301-002, -007, and -010, Bluewood Properties, LLC, applicant.**

**Findings:**

- 1. Upon compliance with the following conditions, the preliminary plan meets all applicable requirements of the Zoning Ordinance and One-Family Residential Detached Condominiums Ordinance.**
- 2. Adequate utilities are available to properly service the proposed development.**
- 3. The preliminary plan represents an acceptable comprehensive development plan that connects an existing subdivision to the west with an approved site condominium development to the east.**
- 4. The preliminary plan represents the only possible street layout and a reasonable lot orientation.**
- 5. The Environmental Impact Statement shows that this development will have no substantially harmful effects on the environment.**

**Conditions:**

- 1. Tree Protection Fencing must be installed, inspected, and approved by the City's Landscape Architect prior to issuance of the Land Improvement Permit for this development.**
- 2. Provide a landscape bond for replacement trees in the amount of \$40,050.00 prior to issuance of a Land Improvement Permit for this development.**
- 3. That City Council agrees to the Sidewalk Waiver for Shortridge. It will be a recordable document with the property in question and run with the land, and**

the owner will be responsible for the cost of replacing the sidewalk if required by the City in the future and as directed by the City.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0342-2005

**2005-0582**

Request for a "New from Quota" Class C Liquor License from Chipotle Mexican Grill located at 2611 South Rochester Road

**Attachments:** Agenda Summary.pdf; Map - Class C Liquor Licenses.pdf; AIS Agenda Summary.pdf; Letter from Attorney.pdf; Application.pdf; Receipt for Application Fee.pdf; Lease agrmt.pdf; Floor plans.pdf; Dept. Reports.pdf; AIS Resolution.pdf; 0582 Resolution.pdf

*This item was removed from consideration by request of the applicant.*

**Removed from Agenda**

**2005-0583**

Request for a "New from Quota" Class C Liquor License from Crust Pizza located at 2595 South Rochester Road

**Attachments:** Agenda Summary.pdf; 102605 Agenda Summary.pdf; Map - Class C Liquor Licenses.pdf; 091605 AIS Agenda Summary.pdf; Letter from Attorney.pdf; 101905 Resolution.pdf; Application.pdf; Receipt for Application Fee.pdf; Lease agrmt.pdf; Floor Plans.pdf; Dept. Rep

**Mr. Curtis Nordeen**, 4321 Sheridan, Royal Oak, owner; **Mr. Jonathan Sherer**, 2324 Buckingham, Birmingham, owner; and **Mr. John Carlin**, Plunkett & Cooney, P.C., 38505 Woodward, Bloomfield Hills, attorney, discussed the request for a liquor license and the Crust Pizza concept:

- \* *The capacity of the restaurant would be approximately fifty patrons.*
- \* *There will be no bar in the restaurant.*
- \* *There will be no request for an entertainment permit.*
- \* *The restaurant will employ approximately thirty full- and part-time employees.*
- \* *The restaurant will offer full service of beer and wine with limited spirits.*
- \* *It is a unique, non-chain restaurant.*
- \* *Co-Owner Curtis Nordeen has twenty years of experience in the restaurant business.*
- \* *Co-Owner Jonathan Sherer is a property owner and developer.*
- \* *The owners will be "hands-on."*
- \* *The restaurant will serve a new style of pizza with cooking equipment that cooks the thin-crust pizza in just ninety seconds.*
- \* *Unique menu items will include smaller, lower-calorie desserts priced at approximately \$1.50.*

**Mr. Carlin** stressed that if the owners were forced to purchase a liquor license it would increase their investment in the enterprise by approximately twenty percent.

**COUNCIL DISCUSSION:**

*Council discussed the request, noting the following:*

- \* This is not a typical pizza parlor.*
- \* Rochester Hills has only six liquor licenses until the next census.*
- \* A business can take a license to another community after three years, however, that license will still count against Rochester Hills' license quota.*
- \* Rochester Hills would have no say in whether a license were to leave the City.*
- \* Council needs to focus on the financial stability of an applicant.*
- \* Liquor licenses should be used to generate more tax revenue with larger operations, not simply to promote unique concepts.*
- \* The proposed operation would not generate a significant amount of jobs.*
- \* The City tries to encourage businesses to bring liquor licenses into the community.*

*The applicants made the following remarks in response to Council's discussion:*

- \* Crust Pizza will be "a long-time business member of this community."*
- \* Multi-unit operators are more financially able to acquire liquor licenses from other communities.*
- \* The availability of Salsa's liquor license was investigated and was found to not be available.*
- \* There are neighboring communities that no longer have quota liquor licenses and new restaurants are still locating there.*

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

**Whereas the Administration & Information Services (AIS) Committee has reviewed the request for a New Class C Liquor License from Crust Pizza; and interviewed the applicants on September 27, 2005; and**

**Whereas the AIS Committee has recommended the request be approved.**

**Resolved that the request from Crust Pizza for a New Class C Liquor License to be located at 2595 South Rochester Road, Rochester Hills, Oakland County, Michigan 48307, be considered for approval "Above All Others" by the Michigan Liquor Control Commission.**

**The motion failed by the following vote:**

- Aye:** Duistermars, Holder and Raschke
- Nay:** Hill, Barnett and Dalton
- Absent:** Robbins

**Attachments:** Agenda Summary.pdf; 102605 Agenda Summary.pdf; Map - Class C Liquor Licenses.pdf; 091605 AIS Agenda Summary.pdf; Letter from Attorney.pdf; 101905 Resolution.pdf; Application.pdf; Receipt for Application Fee.pdf; Lease agrmt.pdf; Floor Plans.pdf; Dept. Rep

**City Attorney John Staran** explained that the tie vote on the previous item results in "no decision" on the part of Council. He indicated that the issue can be taken up again at the next meeting wherein all Council members are present.

**Ms. Holder** moved a motion to postpone the matter until the November 2, 2005 Council meeting.

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

**Whereas the Administration & Information Services (AIS) Committee has reviewed the request for a New Class C Liquor License from Crust Pizza; and interviewed the applicants on September 27, 2005; and**

**Whereas the AIS Committee has recommended the request be approved; and**

**Whereas the vote by City Council held on October 19, 2005 to approve the request for a New Class C Liquor License resulted in a tie vote; and**

**Whereas postponement to the next regular City Council meeting may result in a definitive vote, assuming all Council members are in attendance.**

**Resolved that consideration of the request from Crust Pizza for a New Class C Liquor License to be located at 2595 South Rochester Road, Rochester Hills, Oakland County, Michigan 48307, be Postponed until the next regular Rochester Hills City Council meeting scheduled to be held on Wednesday, November 2, 2005 at 7:30 p.m.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**2005-0611**

Request for a "New from Quota" Class C Liquor License for Blue Ribbon Restaurants Rochester, LLC dba Famous Dave's Bar-B-Que located at 2945 South Rochester Road

**Attachments:** Agenda Summary.pdf; Map - Class C Liquor Licenses.pdf; AIS Agenda Summary.pdf; Letter from Attorney.pdf; Application & Lease Agrmt.pdf; Receipt for Application Fee.pdf; Floor Plans & photos.pdf; Dept. Reports.pdf; AIS Resolution.pdf; 0611 Resolution.pdf

**Ms. Kelly Allen**, Adkinson, Need and Allen, 39533 Woodward, Bloomfield Hills, attorney; **Mr. Elliott Baum**, 3373 Red Fox Court, West Bloomfield, applicant; and **Mr. Mike McKinley**, Director of Operations for Blue Ribbon Restaurants, LLC, discussed the merits of Famous Dave's and the need for a liquor license:

\* Famous Dave's offers authentic barbecue-style food made in a pit barbecue.

\* The applicant is not requesting a dance or entertainment license.

\* The bar area will primarily be used by those patrons awaiting a table in the dining area.

\* This will be the fourth Famous Dave's restaurant that Blue Ribbon Management, LLC has opened in Michigan.

\* One major reason they are locating in Rochester Hills is the availability of quota liquor licenses.

\* Famous Dave's is an award-winning restaurant.

\* The restaurant will employ approximately 100 people.

\* The restaurant capacity will be 214 people.

\* Rochester Hills does not have a good rib establishment.

\* The applicants' have signed a fifteen-year lease.

\* Famous Dave's is a proven concept.

\* Escrow licenses were investigated and it was found that two of the three were unavailable for purchase.

**COUNCIL DISCUSSION:**

Council noted the following:

\* Job growth in the community is paramount.

\* The long-term lease is encouraging.

\* Attracting this type of establishment is what was intended by the revamping of the liquor license ordinance.

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

**Whereas the Administration & Information Services (AIS) Committee has reviewed the request for a New Class C Liquor License from Blue Ribbon Restaurants Rochester, LLC dba Famous Dave's Bar-B-Que and interviewed the applicants on September 27, 2005; and**

**Whereas the AIS Committee has recommended that the request be denied at this time.**

**Resolved that the request from Blue Ribbon Restaurants Rochester, LLC dba Famous Dave's Bar-B-Que for a New Class C Liquor License to be located at 2945 South Rochester Road, Rochester Hills, Oakland County, Michigan 48307, be considered for approval "Above All Others" by the Michigan Liquor Control Commission.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars and Raschke

**Nay:** Holder

**Absent:** Robbins



**Enactment No:** RES0344-2005

**2005-0614**

Request to Vacate the north section (adjacent to Lot 96 and 97 of South Boulevard Gardens) of the right-of-way (ROW) of unimproved Dayton Drive, north of South Boulevard

**Attachments:** Agenda Summary.pdf; Application and Request for Vacation.pdf; 20050914 Moore memo.pdf; Proposed Parcel A Split.pdf; Proposed Combination Drawing.pdf; Map.pdf; Map surrounding area.pdf; Ordinance Article IV Section 94-171 to 178.pdf; 0614 Resolution.pdf

**Mr. Roger Rouse**, Director of DPS/Engineering, described the geographic area around the land to be vacated, noting the City-owned wooded floodplain as well as the City-regulated wetlands. He stated that DTE had objected to this request, as it would be costly for them to relocate their equipment. He explained that the request, if granted, would allow the applicant to build larger homes in his development. Mr. Rouse further indicated that each such request is evaluated on its own merit, and that the City ordinance indicates that such vacations are ". . . occasionally necessary for the health, welfare, comfort and safety of the people . . ."

**Mr. William DeYonker**, DeYonker Building Company, Inc., 3911 South Rochester Road, was present to answer questions.

**Mr. Duistermars** stated that the community must assure that every landowner can enjoy his property. He further indicated that "in fairness we should hold a public hearing."

**President Hill, Mr. Dalton and Mr. Barnett** noted that there appeared to be no compelling reason to grant this request other than that it would benefit the builder to develop larger homes.

**Mr. Dalton** stressed, "The City is not here to give up our right of way to assist developers."

It was further concluded that to grant this request would not improve the health, welfare, comfort and safety of the residents of Rochester Hills.

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

**Whereas, the City Council of the City of Rochester Hills has considered vacating, discontinuing or abolishing the following described street, alley, public ground or part thereof, located in the City of Rochester Hills, and subject to the jurisdiction and control of the City of Rochester Hills:**

A part of the land recorded as 30' wide Dayton Road right of way fronting lots 96 and 97 in the South Boulevard Gardens plat, a subdivision of the southeast ¼ of the southeast ¼ of Section 32, T.3N., R.11E., Avon Township, Oakland County, Michigan as recorded in Liber 50, Page 45 of Oakland County records, more particularly described as: From a point 1304.17' along the south line of section 32 west of the southeast section corner of said section; thence N.02o57'W., 1055.69', to the point of beginning; thence N.20o57'E., 253.41'; thence N.88o31'E., 30.00'; thence S.02o57E., 253.41'; thence West., 30.00' to the point of beginning,.395 acres.

**Now, Therefore, Be It Resolved:**

1. That it is hereby deemed advisable to vacate, discontinue or abolish the above-described street, alley, public ground or part thereof, and the City Council hereby declares its intention to do so.

2. That a Public Hearing is hereby scheduled for Wednesday, November 16, 2005, at 7:30 P.M., Michigan Time, at the City of Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Rochester Hills, Oakland County, Michigan, for the City Council to hear and consider comments and objections submitted in writing or orally pertaining to the proposed vacation, discontinuance or abolition.
3. That the City Clerk is hereby directed to give notice of the public hearing in the time and manner specified in Section 94-175 of the Code of Ordinances.

The motion failed by the following vote:

**Aye:** Duistermars and Holder

**Nay:** Hill, Barnett, Dalton and Raschke

**Absent:** Robbins

**Attachments:** Agenda Summary.pdf; Application and Request for Vacation.pdf; 20050914 Moore memo.pdf; Proposed Parcel A Split.pdf; Proposed Combination Drawing.pdf; Map.pdf; Map surrounding area.pdf; Ordinance Article IV Section 94-171 to 178.pdf; 0614 Resolution.pdf

A motion was made by Dalton, seconded by Barnett, that this matter be Adopted by Resolution.

Whereas, the City Council of the City of Rochester Hills has considered vacating, discontinuing or abolishing the following described street, alley, public ground or part thereof, located in the City of Rochester Hills, and subject to the jurisdiction and control of the City of Rochester Hills:

A part of the land recorded as 30' wide Dayton Road right of way fronting lots 96 and 97 in the South Boulevard Gardens plat, a subdivision of the southeast  $\frac{1}{4}$  of the southeast  $\frac{1}{4}$  of Section 32, T.3N., R.11E., Avon Township, Oakland County, Michigan as recorded in Liber 50, Page 45 of Oakland County records, more particularly described as: From a point 1304.17' along the south line of section 32 west of the southeast section corner of said section; thence N.02o57'W., 1055.69', to the point of beginning; thence N.20o57'E., 253.41; thence N.88o31'E., 30.00'; thence S.02o57'E., 253.41'; thence West., 30.00' to the point of beginning,.395 acres.

Whereas, it is difficult to anticipate what future public uses may be needed, other than the operation and maintenance of existing utilities; and

Whereas, the health, welfare, comfort and safety of the people of the City of Rochester Hills has not been found to be a reason to vacate Dayton Road; and

Whereas, DTE Energy has objected to the request that this right-of-way be vacated.

Now, Therefore, Be It Resolved, that the Rochester Hills City Council after its review has determined that it is not in the best interest of the City to vacate, discontinue or abolish the north section (adjacent to Lot 96 and 97 of South Boulevard Gardens) of the right-of-way (ROW) of unimproved Dayton Drive, and denies the request for Vacation of Streets, Alleys or Public Grounds submitted by DeYonker Building Company, Inc., dated January 30, 2004.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton and Raschke

**Nay:** Duistermars and Holder

**Absent:** Robbins

**Enactment No:** RES0346-2005

**2005-0403**

Request for Purchase Authorization - MIS: Authorization for network upgrade project, including the purchase of a SAN, new servers, backup system, software, etc., in the amount not-to-exceed \$519,179.16, which includes a 5% contingency, utilizing the products and services of Technical Solutions, Inc., Smart Solutions, Inc., Comcast Commercial Services, EDS/State of Michigan, and other selected vendors

**Attachments:** Agenda Summary.pdf; Bid Tabulation.pdf; 091605 MIS update.pdf; 0403 Resolution.pdf

*Mr. Kevin Krajewski, Deputy Director of MIS/Network Administrator, explained the need for the planned network upgrade, noting that the current system has been in use for five years, approximately two years longer than its design intent. He noted that the new design will eliminate many manual processes while increasing the efficiency and security of the network system.*

*Mr. Dalton indicated that this information was reviewed by the Administration & Information Services Committee and was discussed during previous budget planning sessions.*

**PUBLIC COMMENT:**

*Ms. Debbie Geen, 3128 Walton Boulevard, Chairperson of the Residential Vision Committee, asked for an explanation as to what this upgrade would entail, what would be the cost savings and whether it would eliminate labor hours.*

*President Hill noted that all of that information had been conveyed in Mr. Krajewski's presentation or the materials included in the meeting packet.*

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

**Resolved that the Rochester Hills City Council hereby authorizes a network upgrade project, including the purchase of a SAN, new servers, backup system, software, etc., in the amount not-to-exceed \$519,179.16, which includes a 5% contingency, utilizing the products and services of Technical Solutions, Inc., Smart Solutions, Inc., Comcast Commercial Services, EDS/State of Michigan, and other selected vendors.**

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

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Holder and Raschke

**Abstain:** Duistermars

**Absent:** Robbins

**Enactment No:** RES0347-2005

2005-0594

Request for Purchase Authorization: CLERK: Professional Surveying Services and Setting Cemetery Corners at Van Hoosen Jones Stoney Creek Cemetery, Blanket Purchase Order in the amount not-to-exceed \$59,800.00; Spicer Group of Saginaw-St. Johns-Detroit-Caro-Marquette, MI

**Attachments:** Agenda Summary.pdf; Tabulation.pdf; 0594 Resolution.pdf

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

**Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Spicer Group, of Saginaw-St. Johns-Detroit-Caro-Marquette, Michigan, as the lowest, responsive, responsible proposer for the purchase of Professional Surveying Services and Setting Cemetery Corners at the Van Hoosen Jones Stoney Creek Cemetery, in the amount not-to-exceed \$59,800.00 through October 31, 2006.**

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

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0348-2005

2005-0665

Request for Purchase Authorization - DPS: Crack Sealing and Striping services; Purchase order in the amount of \$27,054.00; Pavetech Systems, Inc., Southfield, MI

**Attachments:** Agenda Summary.pdf; Tabulation.pdf; 0665 Resolution.pdf

*Mr. Rouse explained that this process was previously done by the DPS staff, however, due to staffing shortages, it is now necessary to contract for this work to have it completed in a timely manner. He further estimated that the cost of contracting was likely comparable to having the work done "in-house."*

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

**Resolved that the Rochester Hills City Council hereby approves a purchase order to Pavetech Systems, Inc., Southfield, Michigan, for crack sealing and striping services in the amount of \$27,054.00.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0349-2005

2005-0671

Request for Purchase Authorization - DPS/Engineering: Lomond Lane and Vardon Drive Water Main Extension, contract in the amount of \$231,619.50; Giannetti Contracting Corporation, Sterling Heights, MI

**Attachments:** Agenda Summary.pdf; Bidtab.pdf; Map - Lomond Ln.pdf; Map - Vardon Dr.pdf; Resolution.pdf

*Mr. Roger Rouse, Director of DPS/Engineering, explained that the Vardon Drive portion of this project had been scheduled for completion in 2004. Unfortunately, the City was unable*

to move the project forward by the end of 2004, but this was not determined until after the 2005 budget process; therefore, it was not included in the 2005 budget. He noted that the combination of the Vardon Drive and Lomond Lane projects will result in a cost savings to the City as opposed to if they had been completed separately.

**President Hill** asked that, in the future, if a budgeted project cannot be completed and cannot be addressed during the subsequent year's budget process, a budget amendment be brought forward to reserve those funds.

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

**Resolved that the Rochester Hills City Council award the contract for the Lomond Lane and Vardon Drive Water Main Extension to Giannetti Contracting Corporation of Sterling Heights, Michigan, as the lowest responsive, responsible bidder in the amount of \$231,619.50 and authorize the Mayor and Clerk to execute a contract on behalf of the City.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0350-2005

**2005-0691**

Adoption of Resolution to Change Regular City Council Meeting Schedule - To Change the December 7, 2005 Regular Meeting to Wednesday, November 30, 2005

**Attachments:** Agenda Summary.pdf; Resolution.pdf

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

**Whereas, not all Council members are able to be in attendance at the first Council Meeting in December (Wednesday, December 7, 2005); and**

**Whereas, according to City Council Rules of Procedure Article IV, Section.01(a) and Article VII, Section.01(a), the first Council meeting in December is designated as the meeting at which Council elects its President and Vice President, as well as appoints its members to the various Committees, Boards and Commissions for the coming year; and**

**Whereas, it is preferable to have a full Council in attendance at the first meeting in December to carry out the aforementioned responsibilities; and**

**Whereas, with the introduction of three newly elected Council members, this schedule change would provide more time for review and evaluation of potential committees, boards and commissions.**

**Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby agrees to change its Regular Meeting of Wednesday, December 7, 2005 to Wednesday, November 30, 2005 at 7:30 p.m., at the Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Rochester Hills, Michigan.**

**Further Resolved that the City Clerk shall provide proper notice of the Meeting Schedule change pursuant to 15.265, Section 5(3) of the Michigan Open Meetings Act, Public Act No. 267 of 1976 as amended.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0351-2005

**2005-0708**

Adoption of Resolution changing the Wednesday, October 26, 2005 Work Session to Wednesday, November 9, 2005

**Attachments:** 0708 Resolution.pdf

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

**Resolved that the Rochester Hills City Council hereby agrees to change its Regular Work Session of Wednesday, October 26, 2005 to Wednesday, November 9, 2005 at 7:30 p.m., at the Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Rochester Hills, Michigan.**

**Further Resolved that the City Clerk shall provide proper notice of the Meeting Schedule change pursuant to 15.265, Section 5(3) of the Michigan Open Meetings Act, Public Act No. 267 of 1976 as amended.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0352-2005

## **COUNCIL COMMITTEE REPORTS**

### **Administration & Information Services (AIS) Committee**

*Ms. Holder, Chairperson of the AIS Committee, noted that the computer network upgrade had been discussed at their most recent meeting.*

### **Public Safety Committee**

*Ms. Raschke, Chairperson of the Public Safety Committee, stated that the committee is currently addressing the false alarm issue in the City and the November 8th meeting had been changed to November 14th due to the general election.*

### **Planning Commission**

*President Hill, City Council Representative to the Planning Commission, noted that the Commission had discussed possible changes to the site plan for the addition to the American House facility on Adams Road. The Commission also discussed green space and how it might appear on the Master Land Use map. She announced that there would be a Planning Commission meeting on October 27th to continue discussions on the Master Land Use map.*

## **ANY OTHER BUSINESS**

*Mr. Barnett noted that he had read an article in The Detroit Free Press stating that Governor Granholm had removed, among several other projects, the removal of the dirt barricade on Tienken Road from the Michigan Department of Transportation (MDOT)*

*budget. He indicated that he is looking into this matter further to see if there is any way the City can address this issue.*

***Ms. Holder** requested that a list of current Requests for Proposals (RFPs) be provided to Council on an on-going basis by the City administration.*

***President Hill** indicated that she would research this request to determine "how cumbersome" it may be to fulfill.*

## **NEXT MEETING DATE**

*Regular Meeting - Wednesday, November 2, 2005 a 7:30 p.m.*

## **ADJOURNMENT**

*There being no further business before Council, President Hill adjourned the meeting at 11:22 p.m.*

---

*MELINDA HILL, 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.*