



# Rochester Hills

## Minutes - Draft

### City Council Regular Meeting

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

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

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Wednesday, October 24, 2007

7:30 PM

1000 Rochester Hills Drive

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## CALL TO ORDER

*President Rosen called the Regular Rochester Hills City Council Meeting to order at 7:31 p.m. Michigan Time.*

## ROLL CALL

**Present** 5 - Erik Ambrozaitis, Jim Duistermars, Greg Hooper, James Rosen and Ravi Yalamanchi

**Absent** 2 - Barbara Holder and Linda Raschke

*Ms. Holder and Ms. Raschke provided previous notice they would be unable to attend and asked to be excused.*

## Others Present:

*Bryan Barnett, Mayor  
Scott Cope, Director of Building/Ordinance Compliance  
Ron Crowell, Chief, Fire Department  
Paul Davis, City Engineer  
Robert Grace, Director of MIS  
Julie Jenuwine, Director of Finance  
Pamela Lee, Director of Human Resources  
Jane Leslie, City Clerk  
Roger Rousse, Director of D.P.S./Engineering  
Leanne Scott, City Council Coordinator  
John Staran, City Attorney  
Robert White, Supervisor Ordinance Services  
Kelly Winters, Deputy Director of B/OC*

## PLEDGE OF ALLEGIANCE

## APPROVAL OF AGENDA

**A motion was made by Ambrozaitis, seconded by Yalamanchi, to Approve Agenda as Amended removing Legislative File 2007-0756 Request to Amend the Oakland County Sheriff's Office 2004-2008 Law Enforcement Services Agreement to add a Patrol Investigator from NEW BUSINESS. The motion carried by the following vote:**

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

## **PUBLIC COMMENT**

**President Rosen** thanked the Council and the public for maintaining decorum during the meetings. He reiterated that the Rochester Hills City Council Meetings are open and accessible to the public. Council meetings are televised live, replayed on cable channels 55 and 10 and can be viewed on streaming video over the Web. That exposure, however, creates an opportunity for abuse. He stated he will not allow campaigning at Council Meetings by candidates, incumbents or members of the public. He stated that he was merely following the laws to prevent public campaigning in the Council Meeting Forum.

**Melinda Hill**, 1481 Mill Race Road, commented about truth in taxation, stating that if anyone on Council has voted yes over the past eight years to the General Fund increases, they should not say they have not raised taxes. She talked about the election of Council Members to represent the City. Referring to the upcoming election, she noted that Council Members need to be well informed, issues need to be studied in depth, and differing opinions need to be heard before decisions are made.

**Lee Zendel**, 1575 Dutton Road, referred to flyers being distributed pertaining to the upcoming election and asked that residents look for the author on these flyers. He reminded the residents that no Council or Mayor can impose a new tax without the residents' approval at the voting booth.

**David Kibby**, 558 Whitney, stated a great President once said "trust but verify". He stated that there has been plenty of time to say what has to be said and, therefore, there has been enough time for voters to verify the correctness or incorrectness of such statements. If the authors of such literature do not give residents enough time to verify their statements, his belief is that its worth is nearly as great as things that are put out in time for residents to verify.

**Eric Sturgis**, 72 Roanoke Lane, requested that City Council practice "consistency" and "fairness" during the Public Comment portion of the meeting.

## **LEGISLATIVE & ADMINISTRATIVE COMMENTS**

**Mr. Ambrozaitis** reminded everyone to change their batteries in their smoke detectors as part of the daylight savings ritual. He also reminded everyone to bring their picture identification when they come to vote at the polls.

**Mayor Barnett** announced the Brookwood Subdivision's Make a Difference Flea Market Sale on Saturday, October 27, 2007 - pointing out that all proceeds will go to the Baldwin Soup Kitchen in honor of Make a Difference Day. He then reported on the status of the following projects:

- Shadow Woods Subdivision road refurbishing is coming to an end with some speed humps to be added.

- The material from Shadow Woods Subdivision was used elsewhere in the City such as the wearing course for the parking lot near the fire station, the Cemetery's wearing course for the additional road and the other projects using these materials are coming to a close.

- The Livernois boulevard work, between Walton and Avon Road, the work is near completion until the weather makes it possible to finish this project; just planting of the trees and grass to do.

Congratulations to Rochester Adams graduate George Zamka, piloting the Space Shuttle Discovery and best wishes for a safe return.

## ATTORNEY MATTERS

*City Attorney John Staran had nothing to report.*

## 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.

**2007-0749** Approval of Minutes - City Council Work Session Meeting - August 15, 2007

**Attachments:** [CC Min 081507.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0344-2007

Resolved that the Minutes of a Rochester Hills City Council Work Session Meeting held on August 15, 2007 be approved as presented

**2007-0570** Approval of Minutes - Special City Council Meeting - August 22, 2007

**Attachments:** [CC Min Special 082207.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0345-2007

Resolved that the Minutes of a Special Rochester Hills City Council Meeting held on August 22, 2007 be approved as presented.

**2007-0757** Approval of Minutes - Regular City Council Meeting - August 22, 2007

**Attachments:** [CC Min 082207.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0346-2007

Resolved that the Minutes of a Regular Rochester Hills City Council Meeting held on August 22, 2007 be approved as presented.

- 2007-0671** Request for modification of the Green Space Property Interest Acquisition Process (PIAP)

**Attachments:** [Agenda Summary.pdf](#)  
[092507 Modified PIAP.pdf](#)  
[Original PIAP, Chart, Nom form.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0347-2007

Resolved that the Rochester Hills City Council hereby approves the modification of paragraph eight of the Property Interest Acquisition Process as recommended by the Green Space Advisory Board.

- 2007-0682** Request for Purchase Authorization - DPS: Water Service and Repair Parts blanket purchase order in the amount not-to-exceed \$60,000.00; Etna Supply Company, Grand Rapids, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Bid Tab.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0348-2007

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Etna Supply Company of Grand Rapids, Michigan for the purchase of water service and repair parts in the amount not-to-exceed \$60,000.00 through October 1, 2008.

- 2007-0733** Request for Purchase Authorization - MIS: Yearly Oracle Software Support 2008 in the amount of \$82,288.44; Oracle USA of Redwood Shores, CA

**Attachments:** [Agenda Summary.pdf](#)  
[Oracle Renewl Info.pdf](#)  
[Resolution.pdf](#)

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

Enactment No: RES0349-2007

Resolved that the Rochester Hills City Council hereby approves a purchase order to Oracle USA of Redwood Shores, California, for the 2008 annual Oracle software support in the amount not-to-exceed \$82,288.44

**Passed The Consent Agenda**

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

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

**2007-0735** Request for Approval of FY 2008 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](#)  
[Contract.pdf](#)  
[Resolution.pdf](#)

**Bob Reehan**, 13626 Castle Street, Southgate, MI 48195, introduced himself as a graduate from Leader Dogs For The Blind and introduced his fifth dog. He informed Council that he volunteered his time at Leader Dogs For The Blind as a former graduate back in 1991 and was able to do so by using the SMART Bus Service transporting back and forth between home and Leader Dogs For The Blind. He stated that SMART Bus Transportation no longer travels through Rochester Hills and Rochester, and expressed the importance of having it reinstated.

**Vernon Griffin**, 380 Boschma, Clawson, Assistant Technology Instructor at Leader Dogs For The Blind, commented that their main goal at the school is to teach the students to be independent. He stated the need for the public bus service is very strong. He inquired as to how he would go about getting the matter of SMART Transportation Service reintroduced to the City Council. He noted that he was unable to get transportation assistance through the Older Persons' Commission (OPC) and expressed an interest in having a meeting with the management at the OPC.

**President Rosen** said he would look into the history of SMART being dropped; he said he thought it might be because of a low demand for use of the service.

**Mr. Yalamanchi** also clarified that these are two separate issues that needed to be checked into.

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0358-2007

Resolved that the Rochester Hills City Council hereby approves the application to the Suburban Mobility Authority for Regional Transportation (SMART) for Fiscal Year 2008 Municipal Credits as presented.

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

## ORDINANCE FOR INTRODUCTION

**2007-0165** Acceptance for First Reading an Ordinance to add Chapter 84, Property Maintenance Code, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to regulate the maintenance of property and prevent blight, repeal conflicting Ordinances, and prescribe a penalty for violations.

**Attachments:** [Agenda Summary.pdf](#)  
[Prop Maint Code 101807.pdf](#)  
[Resolution.pdf](#)

**Mr. Robert White**, Supervisor Ordinance Services **and Mr. Kelly Winters**, Deputy Director of B/OC of the Building Department gave a brief history on the workshop held completed the week before. There were four or five areas that were discussed and he proceeded to explain and discuss them, as follows:

- Page 5, Section 84-2 - under the title of "junk" - the day limitation for domestic refuse was changed from thirty days to ten days, and only addresses garbage cans and garbage bags. The language addressing "firewood" was deleted because its covered further into the ordinance under "firewood".

Page 7, 84-4, A-9, the language has been changed to "dead trees".

Page 12, 84-11, A-1, "free from defects" is now changed to "free from trip hazards".

Page 15, 84-13, E-3, under "yard clippings", paragraph number 3 has been eliminated.

Page 18, 84-16, C-1, inoperable, unlicensed vehicles. The original language in Section 1 near the end of the paragraph stated that the purpose of this section is to prevent the accumulation of junk motor vehicles and therefore, it shall not apply to any motor vehicle ordinarily used but temporarily out of running condition. Language is ambiguous because of the verbiage used - out of running condition; the staff agrees and had struggled with that portion for years and that part of the paragraph has been deleted. Paragraph 3 talks about motor vehicles that are owned by military personnel that are temporarily stored for a longer period of time because they are out of the country. At the very end of that paragraph of the original draft, there is language that states that no vehicle shall be stored unused in the front yard more than ninety days; after ninety days the vehicle must be

stored inside or in the rear yard. That particular part of Paragraph 3 has been moved up to Paragraph 1 in replacing that ambiguous language. It was determined that it fit better there and it did not have anything to do with military personnel. Also in Paragraph 3, unused vehicles stored under tarps must be stored in the side and/or rear yard - that language regarding "tarps" has been completely eliminated from the ordinance.

**Mr. Ambrozaitis** questioned the definition of vehicles and/or corporate cars.

**City Attorney Staran** responded that the change in question is on the top of page 18 and it is to clarify that the language did not include signs that normally appear on vehicles; the language was cleaned up to make sure it did not go any broader than what was originally intended.

**Mr. Hooper** inquired about the starting point for cutting noxious weeds under 84-17. He stated he had suggested starting at the street edge but noted that language was not included and he questioned why.

**Mr. White** responded that there was a discussion with City Attorney Staran and they did not believe they could mandate people to cut public property, and the edge of the road up to the bike path is public property.

**City Attorney Staran** offered to look into this further.

**Mr. White** said that they do have some residents that take a stand by just cutting their property and leaving the rest because they believe it is the City's responsibility to cut it. He explained that the Ordinance Department has a contractor that cuts vacant lots back to the property line, the DPS has a contract with the same company to do right of ways or bike paths and things like that. He stated most of the residents of Rochester Hills take care of all of it, right up to the right-of-way, very few let it go.

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0362-2007

Resolved that an Ordinance to add Chapter 84, Property Maintenance Code, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to regulate the maintenance of property and prevent blight, repeal conflicting Ordinances, and prescribe a penalty for violations, is hereby accepted for First Reading.

## ORDINANCE FOR ADOPTION

**2007-0676** Acceptance for Second Reading and Adoption - An Ordinance to amend Sections 54-744 and 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting Ordinances, and prescribe a penalty for violations.

**Attachments:** [Agenda Summary.pdf](#)  
[Ordinance.pdf](#)  
[Resolution.pdf](#)

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0350-2007

Resolved that an Ordinance to amend Sections 54-744 and 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, prescribe penalties for violations, and to repeal conflicting Ordinances, is hereby accepted for Second Reading and Adoption, and shall become effective on Friday, November 2, 2007, the day following its publication in the Rochester Eccentric on Thursday, November 1, 2007.

## UNFINISHED BUSINESS

**2007-0723** Request for Purchase Authorization - DPS: One Wheeled Excavator; Purchase Order in the amount of \$141,914.00; Michigan Cat, Shelby Township, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Bid Tab.pdf](#)  
[Resolution.pdf](#)

**Mr. Roger Rousse**, Director of D.P.S./Engineering stated the cost is \$171,000.00 with a \$30,000 trade in value.

**PUBLIC COMMENT:**

**Lee Zendel**, 1575 Dutton, inquired if the replacement model is the same as the piece of equipment being replaced. He questioned the age and cost of the one being replaced.

**Mr. Rousse** stated that the equipment being replaced is nine years old and that



he did not have the initial purchase cost handy but would be happy to find that information for Mr. Zendel.

**Mr. Ambrozaitis** questioned why these vehicles are not leased.

**Mr. Rousse** responded that leasing has been considered but is best suited for short term, non-specialized equipment. He explained that this is a specialized piece of equipment and the intent is for long-term use, usually the replacement schedule is seven years but the City tends to extend that a little bit longer. He stated when leasing equipment, there are generally minimum requirements on the "hours" used on it. Reviewing the hours logged in on this piece of equipment, and including the total life cycle cost, it is more financially advantageous to purchase than to lease. However, leasing is always investigated and if there are situations where it would be financially advantageous to the City, the proposals would be considered.

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

**Aye** 5 - Ambrozaitis, Duisternars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0351-2007

Resolved, that the Rochester Hills City Council hereby approves a purchase order to Michigan Cat, Shelby Township, MI, for one Wheeled Excavator in the amount of \$ 141,914.00.

**2006-0800**

Request for Purchase Authorization - DPS/Facilities: Electric Energy for City Facilities; increase to blanket purchase order in the amount of \$83,000.00 for a new not-to-exceed amount of \$388,470.00; DTE Energy, Detroit, Michigan and Michigan Municipal Risk Management Authority, Livonia, MI

**Attachments:** [101707 Agenda Summary.pdf](#)  
[101707 Resolution.pdf](#)

**Mr. Ambrozaitis** asked if this is a statistical aberration from a standpoint that there is a necessity to spend more. He is not saying this is the case, he just wants to go on record that he hoped that this is merely a statistical aberration trying to make sure as far as the budgeting goes, and in planning for the future, that the City Departments are doing a great job in trying to gauge the numbers as closely as possible.

**Mr. Rousse** commented that each year this cost is an estimate and the Department tries to anticipate its consumption based upon what is known at that time and unfortunately, the estimate was a bit off the actual target usage amount. He pointed out that there is no contingency. Therefore, the Department's

*only option is to come before City Council and request additional funding to make the target.*

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0012-2008

Resolved that the Rochester Hills City Council hereby authorizes the increase to the Blanket Purchase Order to DTE Energy, Detroit, Michigan and Michigan Municipal Risk Management Authority, Livonia, Michigan for electric energy for City facilities in the amount of \$83,000 for a new not-to-exceed total of \$388,470.00 through December 31, 2007.

**2007-0263** Request for Purchase Authorization - DPS/Engineering, Facilities Division: Citywide Janitorial Products; increase to blanket purchase order in the amount of \$14,736.00 for a new not-to-exceed total of \$74,736.00; Industrial Cleaning Supply (ICS), Waterford, MI.

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

***Roger Rouse, Director of D.P.S./Engineering gave his presentation regarding this item.***

**PUBLIC COMMENT:**

***Paul Miller, 1021 Harding Avenue, stated that his question was not so much regarding cleaning supplies as it is on the overall budget; he claimed the residents were told that the budget as submitted is reduced and yet, quarter after quarter, he sees amendments. He questioned the overall state of the 2007 Budget.***

***Julie Jenuwine, Director of Finance, responded that as of the ending of the Third Quarter, all of the funds are under seventy-five percent of budget.***

***Mayor Barnett stated the majority of the funds have come in under budget. He mentioned that City Council will not see those funds until the Fourth Quarter Look Backs which is usually done at the end of the year to rectify and reconcile those accounts.***

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0353-2007

Resolved that the Rochester Hills City Council hereby authorizes the amendment of an

existing Blanket Purchase Order to Industrial Cleaning Supply (ICS), of Waterford, Michigan, for the purchase of janitorial supplies, paper products, green cleaning supplies and cleaning equipment, by the increased amount of \$14,736.00 for the new total amount not-to-exceed \$74,736.00 through December 31, 2007.

- 2007-0100** Request for Purchase Authorization - DPS/ENG/FACILITIES: Tuck-pointing services for brick tuck-pointing and masonry joint sealing at Fire Station #4; increase to blanket purchase order in the amount of \$4000.00 for a new not-to-exceed amount of \$44,800.00; Poe Restoration and Waterproofing Company, Commerce, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Suppl Info Pic 1.pdf](#)  
[Suppl Info Pic 2.pdf](#)  
[Suppl Info Pic 3.pdf](#)  
[Suppl Info Pic 4.pdf](#)  
[Resolution.pdf](#)

**Mr. Rousse** explained that his department was trying to track down a roof leak and discovered when the building gets a hard driving rain from the east, an increase in roof leaks occur, thus causing damage to the ceiling tiles. He stated some other repairs have been done, but this tuck pointing should take care of this leak once and for all to prevent any further damage to the interior of the building.

**Mr. Ambrozaitis** questioned Mr. Rousse's satisfaction with the company handling this project. He expressed concern that more work is being done than may be necessary.

**Mr. Rousse** responded that the companies that bid are evaluated on a number of criteria and they are selected on the best value to the City. Consequently, his Department is recommending this company based on that review.

**Mr. Ambrozaitis** questioned if Poe Restoration and Waterproofing Co. has done work for the City in the past and if the City was satisfied with that work.

**Mr. Rousse** responded that Poe Restoration and Waterproofing Co. had completed extensive work at the Van Hoosen Museum and had performed some work earlier in the year on other fire stations.

**Mr. Ambrozaitis** questioned if there were any problems with that work.

**Mr. Rousse** responded that these old buildings require ongoing maintenance. When the building was renovated, a lot of the work was done at that time and at regular intervals. He expects to see additional maintenance work; which the Museum has unusual silos that are brick, this area will require regular, ongoing routine maintenance. The City has caught up with it for now, but he fully expects to be back some time in the future having to do some additional work.

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

**Aye** 5 - Ambrozaitis, Duistermars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0354-2007

Resolved that the Rochester Hills City Council hereby authorizes the increase of the Blanket Purchase Order to Poe Restoration and Waterproofing Company, Commerce, Michigan, for tuck-pointing services for brick tuck-pointing and masonry joint sealing at Fire Station #4 in the amount of \$4000 for a not-to-exceed amount of \$44,800 through December 31, 2007.

**2006-0748** Request for Purchase Authorization - FIRE: Ambulance Billing Services; increase to blanket purchase order in the amount of \$30,000.00 for a new not-to-exceed total of \$110,000.00; AccuMed Billing, Inc., Riverview, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

*David Kibby, 558 Whitney, questioned that the quarterly financial report could be made public so that the residents could better understand the City's financial status. He stated as a voter, he only hears when more money is needed for a specific project or line item; it sounds like the City needs more money all the time, when in fact, that is not necessarily the case.*

*President Rosen shared that Council Members get a quarterly report from the fiscal department that gives them a running total of where the City is and it is meant as an advisory.*

*Mr. Kibby stressed the trust issue and from the standpoint of the voter watching these proceedings from home, the impression is given that the City keeps spending more and more money. He stated not enough information is shared about which budget items are under budget. He would like this information to be more public, to build trust with the voters.*

*President Rosen stated he would discuss this request with Ms. Jenuwine and the Mayor.*

*Mayor Barnett announced that they had just gotten word that the City Council Meeting was not being broadcast on Comcast this evening; Comcast is having technical difficulties. He stated the Meeting is being shown on WOW, and he also directed residents to the website for the live web feed.*

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

**Aye** 4 - Duistermars, Hooper, Rosen and Yalamanchi

**Nay** 1 - Ambrozaitis

**Absent** 2 - Holder and Raschke

Enactment No: RES0355-2007

Resolved that the Rochester Hills City Council hereby authorizes the increase to the Blanket Purchase Order to AccuMed Billing, Inc., of Riverview, Michigan, for medical billing and collections in the amount of \$30,000.00 for a new not-to-exceed total of \$110,000.00 through December 31, 2007.

- 2006-0440** Request for Purchase Authorization - HR: Supplemental Sickness and Accident Policy for POC's and full-time Fire Fighters with VFIS; Purchase Order in the amount of \$55,292.00; Emergency Services Insurance, LLC, Grand Rapids, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Amendatory Endorsement.pdf](#)  
[Resolution.pdf](#)

*Pamela Lee, Director of Human Resources, clarified that there was no obligation to pay the additional premium for the first year of this three-year contract.*

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

**Aye** 5 - Ambrozaitis, Duisternars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0356-2007

Resolved that the Rochester Hills City Council hereby approves a purchase order to Emergency Services Insurance, LLC, Grand Rapids, Michigan for a supplemental sickness and accident policy for POC's and full-time fire fighters in the amount of \$55,292.00 over a three year period through December 31, 2008.

- 2007-0738** Request for Purchase Authorization - HR: Labor and Employment Legal Services; Blanket Purchase Order in the amount not-to-exceed \$130,000.00; Kemp Klein Law Offices, Troy, MI

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

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

**Aye** 5 - Ambrozaitis, Duisternars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0357-2007

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Kemp Klein Law Offices, of Troy, Michigan for the purchase of labor and employment legal services in the amount not-to-exceed \$130,000.00 through December 31, 2008.

## NEW BUSINESS

2007-0686 Nominations and Appointments to the Citizens Pathway Review Committee.

**Attachments:** [Agenda Summary.pdf](#)  
[Mary Bragg Cand Questionnaire.pdf](#)  
[Thomas Dohr Cand Questionnaire.pdf](#)  
[Martha Peters Cand Questionnaire.pdf](#)  
[Joshua Raymond Cand Questionnaire.pdf](#)  
[Ronald Vogt Cand Questionnaire.pdf](#)  
[Kathryn Zwolak Cand Questionnaire.pdf](#)  
[Resolution.pdf](#)

**Mayor Barnett** reported that there were twenty-two applicants for six positions. He stated that he found that to be relatively rare, and he also felt that the six positions would represent a wonderful cross section of the City.

**Mr. Ambrozaitis** inquired about the possibility of having an alternate since there were so many residents interested in serving on this Committee. He stated that perhaps if one of the six members could not attend a meeting for some reason, the alternate could attend in their place.

**Mr. Yalamanchi** commented that he had had a discussion with Mr. Davis regarding the same idea and he is open to the idea of having an alternate. It was his understanding that previously that there had been an alternate.

**President Rosen** stated that it made sense on Boards where a quorum is needed, such as the Zoning Board. He questioned if the alternate would have to show up to every meeting in order to stay current with the discussions. It was his opinion that would be the down side to having an alternate.

**Paul Davis**, City Engineer, explained that having an alternate would only be in the event that someone left the committee, then the alternate would be called upon to fill the vacancy. This would make filling the vacancy very timely.

**Mr. Yalamanchi** suggested the alternate option be considered.

A motion was made by Ambrozaitis, seconded by Yalamanchi, that this matter be Adopted by Resolution that the following six citizen representatives be appointed to a term to expire on December 31, 2008:

Mary Bragg  
Thomas Dohr  
Martha Peters  
Joshua Raymond  
Ronald Vogt  
Kathryn Zwolak

The motion carried by the following vote:

**Aye** 5 - Ambrozaitis, Duisternars, Hooper, Rosen and Yalamanchi

**Absent** 2 - Holder and Raschke

Enactment No: RES0341-2007

Resolved, that the Rochester Hills City Council confirms the Mayoral nominations of Mary Bragg, Thomas Dohr, Martha Peters, Joshua Raymond, Ronald Vogt and Kathryn Zwolak and appoints them to serve on the Citizens Pathway Review Committee for a one (1) year term to expire December 2008.

**2007-0756** Request to Amend the Oakland County Sheriff's Office 2004-2008 Law Enforcement Services Agreement to add a Patrol Investigator

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

**This matter was Removed from Agenda**

Enactment No: RES0367-2007

Whereas, the Rochester Hills City Council acknowledges the importance of public safety and known benefits to adding an Oakland County Sheriff Patrol Investigator to the Rochester Hills substation; and

Whereas, the Rochester Hills City Council has appropriated funds in the Fiscal Year 2008 Adopted Budget for an additional Sheriff's Deputy; and

Whereas, the Rochester Hills City Council wishes to carry out the objective in the Fiscal Year 2008 budget.

Resolved, that the Rochester Hills City Council authorizes the Mayor to forward to the Oakland County Board of Commissioners a request to amend the Contract between the City of Rochester Hills and the Oakland County Sheriff's Office for the law enforcement services of an additional Patrol Investigator.

Be It Further Resolved, that the Mayor is authorized to execute the same on behalf of the City.

**2007-0758** Creation of a Charter Millage Technical Review Committee

**Attachments:** [Agenda Summary.pdf](#)  
[Resolution.pdf](#)

**PUBLIC COMMENT:**

*Lee Zendel, 1575 Dutton Road, stated that he is familiar with the City's financial condition. He worked towards the passage of five millage votes; two police, one fire, two streets and they all failed. He expressed his opinion that this is not the time to create this committee.*

*Paul Miller, 1021 Harding Avenue, questioned what sort of City do the residents want to live in a few years from now. He stated that it is not just about cutting costs, it is about what a dollar can be spent on today that would actually improve*

*the quality of our life and reduce expenditures in the future.*

**COUNCIL DISCUSSION:**

**Mr. Duistermars**, concurred with Mr. Zendel stating the formation of this committee, would be a waste of time and he favors the current Charter the way it is. He stated he appreciates the Charter's checks and balances that are incorporated in it and the way the millage structure has been prepared allowing for this. He stressed that he does not want to see that changed in any way.

**Mr. Yalamanchi** suggested that the Council needs to look at the possibilities and what opportunities are out there. He suggested the following items be discussed:

- The Accounting Department should be under the Mayor's Office, not the Clerk's Department.

- Review the non-tax structure issues and make a recommendation to the Council.

He suggested as many as four citizens added to this Committee.

**Mr. Ambrozaitis** stated for the record that no one is looking to raise taxes. Rather, he wants to see the process begun where the document is looked at to make it better for all. He stated at the end of the day, it may be concluded that things should be left as is. But the research has been completed which is what needs to be done.

**Mr. Duistermars** commented that he would rather see this decided upon by the new Council that comes in. He disagreed with Council Member Ambrozaitis stating that when the Charter was drafted, it was written and prepared ahead of its time. He stated there was a specific reason why the City's millages are broken out like they are, it is for those extra checks and balances that were put into place.

**Mr. Hooper** stated that he would support looking into the non-tax issues on the Charter, however, he does not agree with looking at the millages at this point. He stated adopting the millage rates before the budget is adopted is backwards to him. He would like to see the budgets moved way up in the calendar schedule.

**President Rosen** explained that expanding this motion to non-millage items will slow it down to the point that nothing will get done. He feels this is a large task without adding the non-millage matters.

**Mr. Yalamanchi** confirmed that it is a very challenging task, but suggested that it still needs to be looked at. He stated that he knows it will take approximately a year and he is willing to spend that amount of time.

After more deliberation, it was the consensus of Council to bring this item back for more discussion at the November 14, 2007 Council Meeting.



**PUBLIC COMMENT:**

**Eric Sturgis**, 72 Roanoke Lane, stated that he would like to see the language written to project more clear objective.

**This matter was Set Over to Future Meeting to the City Council Regular Meeting, due back on 11/14/2007.**

Resolved, that the Rochester Hills City Council creates the Charter Millage Technical Review Committee as follows:

Name of Committee: Charter Millage Technical Review Committee

Purpose and Charge: The Committee shall be responsible for the following:

- 1) To study the City Charter - authorized and special voted millages.
- 2) To consider the possibility of combining millages, such as for Public Safety.
- 3) Consider possible amendment or modifications of both the Charter-authorized and special voted millages.
- 4) Make recommendations to City Council regarding potential changes to the Charter and millages based on its study; including no changes within one (1) year.

Membership:

City Council - Two (2) Members

Citizen Representatives - Two (2) Citizen Members appointed by Council

Administrative Representatives - One (1) Member of the Clerk's Office and other Staff Members as appropriate.

Rochester Hills Government Youth Council (RHGYC) Representative - One (1) Member selected by the Youth Council

Term of Appointment:

The term shall be for one year, with the first to expire December 12, 2008.

**ANY OTHER BUSINESS**

**Mayor Barnett** gave an update on the Crooks Road Project stating that a response had been received from Senator Bishop's office. The correspondence directed the City to work with the Road Commission and also mentioned that if the work being requested is over a \$100,000.00, it cannot simply be added to the bid process, it has to be bid as a separate project. He informed Council that this project is not on the Oakland County Road Commission's five-year-plan nor is it on the Michigan Department of Transportation's (MDOT) five-year-plan. Mayor Barnett stated that his office will continue to work and gather more information on this.

**Mr. Yalamanchi** inquired whether it would be helpful if the City Council made a motion to present to the Road Commission and MDOT.

**Mayor Barnett** thanked **Mr. Yalamanchi** and stated that he did not think it would be necessary at this time but would keep that in mind.

**Mr. Ambrozaitis** requested an update on the Avon Road paving where it meets Adams Road.

**Mayor Barnett** responded that his office had been in receipt of communication from the Road Commission that indicated that incorrect machinery was used on that certain stretch of road. He was informed that the repair is only temporary and the crews will be back out to make the appropriate repairs to the road.

**Mr. Ambrozaitis** reminded everyone to come out and vote.

**President Rosen** announced the Orientation Program that the Clerks Department is putting together for all of the City Council Members.

**Mayor Barnett** announced that **Councilman Yalamanchi** had requested that a group photo of the City Council be taken on Wednesday, November 14, 2007.

## NEXT MEETING DATE

*Regular Work Session, Wednesday, November 7, 2007, 7:30 p.m.*

## ADJOURNMENT

*There being no further business before Council, President Rosen adjourned the meeting at 9:22 p.m.*

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JAMES ROSEN, President  
Rochester Hills City Council

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JANE LESLIE, Clerk  
City of Rochester Hills

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CHRISTINE A. WISSBRUN  
Administrative Secretary  
City Clerk's Office  
*Approved as presented at the (insert date, or dates) Regular City Council Meeting.*