



Rochester Hills

Minutes - Draft

City Council Regular Meeting

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

*David J. Blair, Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, Carol Morlan,
Theresa Munglioli and David Walker*

Vision Statement: *The Community of Choice for Families and Business*

Mission Statement: *"Our mission is to sustain the City of Rochester Hills as the premier community of choice to live, work and raise a family by enhancing our vibrant residential character complemented by an attractive business community."*

Monday, April 25, 2022

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

President Deel called the Regular Rochester Hills City Council Meeting to order at 7:01 p.m. Michigan Time.

ROLL CALL

Present 6 - David Blair, Susan M. Bowyer, Ryan Deel, Carol Morlan, Theresa Munglioli and David Walker

Absent 1 - Dale Hetrick

Others Present:

*Bryan Barnett, Mayor
Bella Morris, Rochester Hills Government Youth Council Representative
Chitra Neelakantan, Building Software Specialist
Sara Roediger, Planning and Economic Development Director
Leanne Scott, City Clerk
Joe Snyder, Chief Financial Officer
John Staran, City Attorney
Mike Viazanko, Building / Ordinance / Facilities Director
Captain Bart Wilson, Oakland County Sheriff's Office
Captain Russell Yeiser, Oakland County Sheriff's Office*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Walker, seconded by Morlan, that the Agenda be Approved as Presented. The motion CARRIED by the following vote:

Aye 6 - Blair, Bowyer, Deel, Morlan, Munglioli and Walker

Absent 1 - Hetrick

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

President Deel introduced RHGYC Representative **Bella Morris**.

Ms. Morris shared that the RHGYC is continuing to prepare for their upcoming Cultural Togetherness Event that will take place on May 21, 2022. She added that they will be filming a video this week to help promote the Cultural Togetherness Event at local schools and on social media.

RECOGNITIONS

2022-0210 Proclamation in Recognition of Captain Bart Wilson

Attachments: [042522 Agenda Summary.pdf](#)
[Proclamation.pdf](#)
[Resolution \(Draft\).pdf](#)

Mayor Barnett explained that **Captain Bart Wilson** is moving on to another section of the Oakland County Sheriff's Office. He stated that Captain Wilson was a beloved director in the City and that he did a great job leading his team. He added that Captain Wilson's leadership has kept the City of Rochester Hills one of the safest cities in Michigan. He presented Captain Wilson with a proclamation from the City and thanked him for his service.

Captain Wilson thanked Council and stated it has been a pleasure working with the Mayor and the Staff at the City of Rochester Hills. He recognized his wife Lori and thanked her for her support.

Mayor Barnett introduced **Captain Russ Yeiser** as the new Commander at the Rochester Hills Substation.

President Deel thanked Captain Wilson for his service to the City and wished him luck in his continued service at the Oakland County Sheriff's Office.

Presented.

Whereas, the Mayor and City Council wish to express their sincere appreciation to Captain Bart Wilson for his steady leadership as Commander of the Oakland County Sheriff's Office Rochester Hills Substation from 2020-2022; and

Whereas, Captain Wilson began his career in law enforcement more than 30 years ago with the Grand Blanc City Police Department in Genesee County, joined the Oakland County Sheriff's Office in 1996, was promoted to the rank of Sergeant in 2001, Lieutenant in 2014, and to Captain in 2020; and

Whereas, he was first assigned to the Rochester Hills Substation as a Patrol Lieutenant and was then assigned to the IFS Division to oversee the Fugitive Apprehension Team,

Computer Crimes Unit, Warrants Division and Special Investigations Unit; and

Whereas, in June 2020, Captain Wilson took over as the City's Substation Commander and was responsible for the day-to-day operations of the Rochester Hills Substation; and

Whereas, during his two years in this role, the world navigated through a global pandemic, a criminal justice reform movement swept over our nation, and our community was devastated by the shooting at Oxford High School; and

Whereas, in the face of uniquely challenging situations, Captain Wilson led with integrity and resolve. He was an outstanding Commander of the Rochester Hills Substation.

Now, Therefore, Be It Resolved, that the Mayor and City Council of Rochester Hills hereby recognize and thank Captain Bart Wilson for his leadership over the Rochester Hills Substation, and wish him continued success in all his future endeavors.

PRESENTATIONS

2022-0186 Midwest Strategy Group Presentation

Attachments: [042522 Agenda Summary.pdf](#)
[Presentation.pdf](#)

Dave Hodgkins and Mike Compagnoni, Government Relations, Midwest Strategy Group were present to provide an update from Lansing.

Mr. Compagnoni stated that Governor Whitmer recently presented a \$74 billion budget proposal and noted that it is one of the largest budget proposals.

He commented that the State is doing better than expected financially and that Federal Infrastructure Funds, Federal Assistance Funds and General Funds from tax revenues have all contributed to the favorable financial status of the State. He noted that the State is also collecting tax dollars from online purchases more efficiently than in past years, which is bringing in more funds.

He explained that the State is in the middle of the Budget Process and that both the House and the Senate are currently working on their proposed budgets. He added that the Governor, the House and the Senate will take a look at all three budgets, negotiate and discuss the budgets and then produce a final budget. He mentioned that they are hopeful this process will be finalized by July 1, 2022.

He shared that the State spending consists of positive Budget Supplementals and that the State has approximately \$20 billion in excess funds. He added that half of the excess dollars have already been spent and that some of these funds are restricted to specific projects. He stated that last month, the State passed Senate Bill 565 that totals \$4.7 billion and a large portion of that amount will be spent on water infrastructure. He added that House Bill 5525 was passed for \$140 million to be spent on the unemployment system and fighting unemployment fraud.

Mr. Hodgkins spoke about the following priorities from the Governor:

- He stated that Governor Whitmer has been actively looking for ways to reduce taxes for low-income households. He noted that the Legislative Republicans proposed a \$2.5 billion tax cut that would reduce the State's Income Tax from 4.25 percent to 3.9 percent. He shared that the Governor vetoed this proposal because she was concerned about funding and instead proposed a repeal of the State's Pension Tax that would cost each qualifying household one thousand dollars. He added that she also proposed an increase in the State's Earned Income Tax Credit to assist low-income households. He mentioned that there is a disconnect between the Governor and the Legislature on the best approach to reduce taxes for low-income households and that they will continue to work in the coming months to find a solution that works for everyone.
- He stated that the Governor is also interested in lowering the cost of electric vehicles by providing a credit or rebate incentive for vehicles.
- He shared that the Governor has expressed the importance of expanding resources for mental health. He added that the Legislature has been working on legislation to integrate the State's health system.
- He explained that there was a Gas Tax Proposal from the Republicans to reduce the 27-cent Gas Tax and that the Governor was not in favor of the proposal.

He spoke about the following issues of interest for the City of Rochester Hills:

- Personal Property Tax (PPT) Exemption and Reimbursement - He explained that House Bill 5702 is a blanket preemption of all taxation on personal property.
- Veteran Property Exemption - He mentioned that both Senate Bills 783 and 784 are working to create an efficient reimbursement mechanism.
- Restoration of Statutory Revenue Sharing - He stated that the Legislature is working on setting up a trust fund to streamline and create a more efficient mechanism for local government.
- Municipal Pension Debt - He noted that Rochester Hills is a good steward and has been responsible in this area. There is a 1.5 billion dollar proposal to get communities to the 60 percent threshold. He added that there is a second fund that would go to municipalities like Rochester Hills that are already at the respective threshold.

He spoke about the current Legislative Leadership Races and mentioned the following candidates:

- Representative Matt Hall and Representative Matt Maddock are the front-runners for the House Republicans.
- Representative Joe Tate and Representative Julie Brixie are the front-runners for the House Democrats.
- Senator Eric Nesbitt is the only current candidate for the Senate Republicans.
- Senator Brinks and Senator Chang are the front-runners for the Senate Democrats.

President Deel thanked both Mr. Hodgkins and Mr. Compagnoni for their service to the City. He questioned whether the Pension Retirement Tax would also include defined benefit programs and 401(k) plans.

Mr. Hodgkins responded that originally the proposal was just for traditional defined benefit pension plans; however, that was not favored and instead the proposal will include all retirement systems.

Mayor Barnett shared that the City is pleased with the business relationship it has with Midwest Strategy Group and stated that the City is fortunate to have them as a resource.

Ms. Mungoli thanked Mr. Hodgkins and Mr. Compagnoni for their presentation and questioned where would the State be financially without the CARES and ARPA funds. She also questioned how much money the City pays towards the State Budget and if the City gets back a portion of those contributed funds.

Mr. Compagnoni stated that at the start of the pandemic, the State was predicting a potential \$3 billion shortage. He explained that the anticipated shortfall never happened and that the State's Budget has remained favorable. He responded that he has never seen a community breakdown of funding to the State; however, he can look into it further.

John Staran, City Attorney, inquired whether any conversations regarding short-term residential rentals are happening at the State level.

Mr. Hodgkins responded that the conversations regarding short-term residential rentals have quieted down and that currently there has not been a lot of legislative movement on this item.

Mr. Blair questioned how the State plans to fund road repairs if there are more electric vehicles and less income from the Gas Tax.

Mr. Compagnoni responded that this concern is not just a local concern but a federal concern as well. He explained that the Gas Tax is going to be a declining revenue source over time and that many states are considering increasing registration fees; some states are proposing splitting the registration fees throughout multiple months to reduce paying a lump sum.

Presented.

ORDINANCE FOR ADOPTION

2022-0189 Acceptance for Second Reading and Adoption - An Ordinance to Amend Sections 138-1.203, 138-4.415, 138-10.107, 138-10.310, 138-10.312, 138-11.102 and Chapter 2 of Article 10 of Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to clarify public notice sign requirements, to update standards for home occupations, to clarify swimming pool fence regulations, to update performance standards and relocate this section to the City Code, to institute a maximum parapet height, to update standards for residential parking, and to update exterior lighting standards, and to ensure consistency across various ordinance sections; to repeal conflicting or inconsistent ordinances, and prescribe a penalty for

violations

Attachments: [042522 Agenda Summary.pdf](#)
[041122 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[Introduction Memo.pdf](#)
[PC Minutes 031522 \(Draft\).pdf](#)
[PC Minutes 011822.pdf](#)
[PC Minutes 122121.pdf](#)
[Public Hearing Notice.pdf](#)
[041122 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning and Economic Development Director, stated that this is the Second Reading for this Zoning Ordinance amendment and that the First Reading was on April 11, 2022. She commented further, that the Planning Department, City Attorney, Building Department and Code Enforcement work together annually to update the Zoning Ordinance, as needed.

Public Comment:

David Koski, 992 E. Tienken, shared that he loves living in Rochester Hills and has been a resident since 2016. He stated he has concerns about the Residential Lighting Standards in the Zoning Ordinance. He explained that he is dealing with a personal issue with a neighbor and he was disappointed to see that the Ordinance states all Residential Lighting Standards are exempt.

Ms. Roediger responded that residential lighting has always been exempt from the Ordinance. She added that there was discussion with the Planning Commission about changing the Residential Lighting Standards; however, the Planning Commission had concerns about regulating lights on personal property. She stated that the Planning Commission was not comfortable dictating what type of lights property owners could use on their property. She noted that the City's Code Enforcement investigates resident complaints regarding nuisances and works with the property owners to develop a solution.

President Deel mentioned that if there was an influx in specific lighting issues within residential neighborhoods, the Ordinance could be amended to resolve that issue. He added that the current complaints for residential lighting are handled through the Code Enforcement Department on a case-by-case basis.

Ms. Roediger reiterated that the Code Enforcement Department has been great with handling residential complaints and that there has not been a widespread issue with lighting complaints, therefore, they did not see a need to address it in the Zoning Ordinance.

Ms. Mungoli questioned whether the Zoning Ordinance should include the Michigan Compiled Laws (MCL) requirement for notifications. She also inquired whether other jurisdictions have to abide by the 300-foot notice requirement if it affects Rochester Hills. She provided an example of building new developments on vacant land in Rochester Hills that is owned by Oakland University.

Ms. Roediger responded that her understanding is that because Oakland University is State-owned land, they would not have to follow the 300-foot notice rule.

John Staran, City Attorney, concurred with Ms. Roediger and added that the City cannot dictate what happens on State and Federal property.

Ms. Mungioli questioned whether there is a reciprocal piece to surrounding communities that they would have to give the same notice to Rochester Hills residents if the residents are within 300-feet.

Mr. Staran responded that the 300-foot notice rule disregards municipal boundary lines and other communities would have to give notice to residents regardless of what city they live in.

Mr. Blair questioned what specific actions would be taken by Code Enforcement to resolve a residential lighting nuisance.

Ms. Roediger responded that Code Enforcement would visit the residence and speak to the owner regarding the complaint. She added that Code Enforcement would document their visit and follow-up with the resident to make sure the issue is resolved. She stated if it cannot be resolved, the resident could receive fines or be summoned to court.

Mr. Staran added that the reason this Zoning Ordinance is set up in this manner is because there is not a one-size fits all standard for residential lighting throughout the City; however, there is a clause in this Ordinance that enables Code Enforcement to investigate residential nuisances.

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

Aye 6 - Blair, Bowyer, Deel, Morlan, Mungioli and Walker

Absent 1 - Hetrick

Enactment No: RES0115-2022

Resolved, that an Ordinance to Amend Sections 138-1.203, 138-4.415, 138-10.107, 138-10.310, 138-10.312, 138-11.102 and Chapter 2 of Article 10 of Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to clarify public notice sign requirements, to update standards for home occupations, to clarify swimming pool fence regulations, to update performance standards and relocate this section to the City Code, to institute a maximum parapet height, to update standards for residential parking, and to update exterior lighting standards, and to ensure consistency across various ordinance sections; to repeal conflicting or inconsistent ordinances, and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective May 2, 2022 following its publication in the Oakland Press on Sunday, May 1, 2022.

2022-0179 Acceptance for Second Reading and Adoption - An Ordinance to Add Article 4 to Chapter 46, Environment, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, repeal conflicting or inconsistent ordinances,

and prescribe a penalty for violations

Attachments: [042522 Agenda Summary.pdf](#)
[041122 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[Introduction Memo.pdf](#)
[PC Minutes 031522 \(Draft\).pdf](#)
[PC Minutes 011822.pdf](#)
[PC Minutes 122121.pdf](#)
[Public Hearing Notice.pdf](#)
[041122 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning and Economic Development Director, stated that it was determined from discussions regarding Performance Standards that this Ordinance would be better suited in the Code of Ordinances rather than the Zoning Ordinance. She further explained that by moving this Ordinance it will not allow grandfathering of existing nuisance properties and will allow enforcement of these regulations. She stated that the Zoning Board of Appeals would no longer be a deciding body for any nuisances; the violations would go directly to Circuit Court.

Vice President Bowyer commented that she is pleased with the higher standard that the City is setting with this Ordinance amendment.

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

Aye 6 - Blair, Bowyer, Deel, Morlan, Mungioli and Walker

Absent 1 - Hetrick

Enactment No: RES0116-2022

Resolved, that an Ordinance to Add Article 4 to Chapter 46, Environment, to the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, repeal conflicting or inconsistent ordinances, and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective May 2, 2022 following its publication in the Oakland Press on Sunday, May 1, 2022.

PLANNING AND ECONOMIC DEVELOPMENT

2022-0206 Request for Approval of the Brownfield Reimbursement Agreement for Rochester/Avon Retail Development, located at the northeast corner of Rochester Road and Avon Road

Attachments: [042522 Agenda Summary.pdf](#)
[Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning and Economic Development Director, explained that at the February 7, 2022 City Council Meeting, a Brownfield Site Plan was approved for a two-story mixed-use retail development at the northeast corner of Rochester Road and Avon Road. She stated that this request is for approval

of the reimbursement agreement that explains in detail the reimbursement process. She noted that the reimbursement amount of \$238,302.00 was approved at the same time as the site plan approval in February.

John Staran, City Attorney, stated that this request is the implementation of the previously approved agreement.

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

Aye 6 - Blair, Bowyer, Deel, Morlan, Mungioli and Walker

Absent 1 - Hetrick

Enactment No: RES0117-2022

Resolved, that the Rochester Hills City Council hereby approves the Brownfield Reimbursement Agreement for Rochester Avon Partners LLC for the Rochester/Avon Retail Development, approximately 2.03 acres located at the northeast corner of Rochester Road and Avon Road.

PUBLIC COMMENT for Items not on the Agenda

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.

2022-0212 Approval of Minutes - City Council Special Meeting - April 11, 2022

Attachments: [CC Special Min 041122.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0118-2022

Resolved, that the Minutes of the Rochester Hills City Council Special Meeting held on April 11, 2022 be approved as presented.

2022-0213 Approval of Minutes - City Council Regular Meeting - April 11, 2022

Attachments: [CC Min 041122.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0119-2022

Resolved, that the Minutes of the Rochester Hills Regular City Council Meeting held on April 11, 2022 be approved as presented.

2022-0142 Request for Acceptance of the Subrecipient Agreement between Oakland County and the City of Rochester Hills for the allocation of grant funding under

the FY 2022 High Intensity Drug Trafficking Area (HIDTA) grant

Attachments: [042522 Agenda Summary.pdf](#)
[Exhibit A-E.pdf](#)
[HIDTA Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0120-2022

Resolved, that the Rochester Hills City Council hereby accepts the Subrecipient Agreement between Oakland County and the City of Rochester Hills for the allocation of grant funding under the 2022 High Intensity Drug Trafficking Area (HIDTA) grant and further authorizes the Mayor to execute the Agreement on behalf of the City.

2022-0156 Request for Purchase Authorization - FACILITIES: Contract/Blanket Purchase Order for Fire Suppression Systems Inspections, Testing and Maintenance Services for City-owned properties in the amount not-to-exceed \$84,000.00 through April 30, 2025; Shambaugh & Son, LP., Southfield, MI

Attachments: [042522 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0121-2022

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for Fire Suppression Systems Inspections, Testing and Maintenance Services for City-owned properties to Shambaugh & Son, LP., Southfield, Michigan in the amount not-to-exceed \$84,000.00 through April 30, 2025 and further authorizes the Mayor to execute a contract on behalf of the City.

Further Resolved, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

2022-0175 Request for Purchase Authorization - BUILDING: Contract/Blanket Purchase Order for a Permit Guide and Virtual Inspection Software Tool in the amount not-to-exceed \$30,000.00 through April 30, 2025; Camino, Inc., San Francisco, CA

Attachments: [042522 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0122-2022

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for a permit guide and virtual inspection software tool to Camino, Inc., San Francisco, California in the amount not-to-exceed \$30,000.00 through April 30, 2025 and further authorizes the Mayor to execute an agreement on behalf of the City.

Further Resolved, that the City's acceptance of the proposal and approval of the award of

a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

- 2022-0194** Request for Purchase Authorization - FACILITIES: Contract/Blanket Purchase Order for Irrigation System Maintenance and Repair Services for City-owned properties in the amount not-to-exceed \$60,900.00 through December 31, 2024; Techseven Company, Shelby Township, MI

Attachments: [042522 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0123-2022

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for Irrigation System Maintenance and Repair Services for City-owned properties to Techseven Company, Shelby Township, Michigan in the amount not-to-exceed \$60,900.00 through December 31, 2024 and further authorizes the Mayor to execute an agreement on behalf of the City.

Further Resolved, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

- 2022-0205** Request for Purchase Authorization - FACILITIES: Contract/Blanket Purchase Order for the 2022 Crack Sealing & Striping Services for an amount not-to-exceed \$33,480.00; Hutch Paving, Inc., Warren, MI

Attachments: [042522 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0124-2022

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for the 2022 Crack Sealing & Striping Services to Hutch Paving, Warren, Michigan in the amount not-to-exceed \$33,480.00 and further authorizes the Mayor to execute an agreement on behalf of the City.

Further Resolved, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

- 2022-0211** Request for Approval to Temporarily Relocate 8 of the City's 32 Precincts for the August 2, 2022 Primary Election

Attachments: [042522 Agenda Summary.pdf](#)
[Precinct List 080222.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0125-2022

Resolved, that the Rochester Hills City Council hereby approves the temporary relocation of the following precincts for the August 2, 2022 Primary Election due to school construction:

Precinct #2 **from** Adams High School **to** Van Hoosen Middle School
Precinct #3 **from** Adams High School **to** West Middle School
Precinct #6 **from** Meadowbrook Elementary School **to** University Hills Elementary School
Precinct #9 **from** Long Meadow Elementary **to** North Hill Elementary School
Precinct #12 **from** Adams High School **to** Brewster Elementary School
Precinct #13 **from** Long Meadow Elementary School **to** Hart Middle School
Precinct #16 and Precinct #19 **from** Hamlin Elementary **to** the Department of Public Services (DPS) Building

Passed the Consent Agenda

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

Aye 6 - Blair, Bowyer, Deel, Morlan, Mungiolli and Walker

Absent 1 - Hetrick

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mayor Barnett provided the following updates:

- The Green Schools Program is still active thru May 4, 2022. He updated the following schools totals:

- Meadowbrook Elementary School is 100 percent funded.
- Brewster Elementary School is 91 percent funded.
- Rochester High School is 81 percent funded.
- Hart Middle School is 70 percent funded.
- Stoney Creek High School is at 45 percent funded.
- He added that the City has never missed fully funding a project and he encouraged residents to log onto their Recyclebank account and donate their recycling points.
- The 'Gardening With Deer' seminar will take place on Thursday, April 28, 2022 and is sold out. He mentioned that this is a popular event and that it will be filmed so people who missed it can watch it at a later time.
- The auditorium renovations will begin on Tuesday, April 26, 2022; the stationary chairs will be removed and new carpet will be installed. He stated that these renovations will allow the space to be better utilized for elections, community events and gatherings.

Mayor Barnett introduced **Mike Viazanko**, Building / Ordinance / Facilities Director, and asked him to briefly speak about 'Building Safety Month'.

Mr. Viazanko, shared that May is 'Building Safety Month' and is recognized nationally. He stated that the following weeks in May are themed:

- May 1 - May 7 Energy and Innovation
- May 8 - May 14 Building Safety Careers
- May 15 - May 21 Disaster Preparedness
- May 22 - May 28 Water Safety

He stated that the Building Department will participate in the following events to promote 'Building Safety Month':

- May 7 Home Depot Kids' Workshop*
- May 11 Older Persons' Commission (OPC) Event*
- May 21 Lowes Kids' Workshop*

Mayor Barnett expressed his condolences to the family of Dennis Kendrick who tragically lost his life. He shared that Dennis's sisters, Lori Hamilton and Shannon Smith both work for the City of Rochester Hills and another family member is a seasonal employee for the City. He requested a moment of silence in remembrance of Mr. Kendrick and for his family.

ATTORNEY'S REPORT

John Staran, City Attorney, explained that there was a favorable U.S. Supreme Court ruling last Thursday regarding sign regulations. He stated that sign regulation over the last ten years had been harder to regulate and that this ruling favors municipalities and their ability to regulate signs.

He explained that the case of the City of Austin vs. Reagan National Advertising upholds the distinction in local sign ordinances allowing municipalities to regulate off-premise signs. He added that off-premise signs such as billboards can now be regulated separately from on-premise signs. He stated that in past U.S. Supreme Court rulings regarding signs, there had not been a clear distinction ruling but rather a broad ruling that states 'if you have to read the sign in order to regulate the sign, then it is an impermissible content based regulation'. He added that the City of Austin vs. Reagan National Advertising ruling stated that this broad rule is not for off-premise signs. He explained that this is good news for municipalities and their sign ordinances; that future cases will clarify and assist in off-premise sign regulations.

President Deel questioned whether this ruling would have any impact on the City Ordinances.

Mr. Staran stated that this ruling will impact City Ordinances and that he has already had conversations with Ms. Roediger regarding amending the off-premise signs in the Zoning Ordinance.

NEW BUSINESS

2022-0195 Request for Purchase Authorization - CITYWIDE: Contract/Blanket Purchase Order for citywide printing services for a total amount not-to-exceed \$107,250.00 through May 31, 2023; Image Printing, Inc., Royal Oak, MI

Attachments: [042522 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, explained that this request is for a one-year blanket purchase order for the renewal of Citywide Printing Services to

Image Printing for a total amount not to exceed \$107,250.00. He added that Image Printing has agreed to extend their contract for one-year and will hold all existing contract terms, including pricing.

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

Aye 6 - Blair, Bowyer, Deel, Morlan, Mungioli and Walker

Absent 1 - Hetrick

Enactment No: RES0126-2022

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for citywide printing services to Image Printing, Inc., Royal Oak, Michigan in the total amount not-to-exceed \$107,250.00 through May 31, 2023 and further authorizes the Mayor to execute the agreement on behalf of the City.

ANY OTHER BUSINESS

Mayor Barnett shared that there was a post on Facebook regarding dirty water at Innovation Hills. He explained that Ken Elwert and Lance DeVoe investigated the land. He added that the conclusion was that it is a naturally oily looking sheen that occurs from organic materials breaking down and from bacteria. He noted that this bacteria is especially common in the spring as the weather warms. He stated that there is nothing to be worried about as this is a natural film and that the Facebook post had been removed.

President Deel mentioned that if residents see something questionable, they should contact the City.

NEXT MEETING DATE - Regular Meeting - Monday - May 9, 2022 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Mungioli and seconded by Walker to adjourn the meeting at 8:10 p.m.

*RYAN DEEL, President
Rochester Hills City Council*

*LEANNE SCOTT, MMC, Clerk
City of Rochester Hills*

*AMBER BEAUCHAMP
Administrative Coordinator
City Clerk's Office*

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