



# Rochester Hills Master Report

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

File Number: 2005-0775

**File Number:** 2005-0775

**File Type:** Purchase

**Status:** Public Hearing

**Version:** 1

**Reference:**

**Controlling Body:** City Council Regular Meeting

**Requester:** DPS/Engineering

**Cost:** \$77,000.00

**Introduced:** 11/14/2005

**File Name:** Clinton River Valley Storm Sewer Repair

**Final Action:**

**Title:** Clinton River Valley Park Storm Sewer Repair.

**Notes:** DiPonio & Morelli Construction Co.  
2673 E. Maple Rd.  
Milford, MI 48381

**Code Sections:**

**Agenda Date:** 11/30/2005

**Indexes:** Blanket Purchase, Public Hearing, Purchase Authorization, Storm Sewer

**Agenda Number:**

**Sponsors:**

**Enactment Date:**

**Attachments:** Agenda Summary.pdf, HO Association Request.pdf, Open Space Agreement.pdf, DiPonio cost estimates.pdf, Public Hearing Notice.pdf

**Enactment Number:**

## History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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### Text of Legislative File 2005-0775

..Title  
Clinton River Valley Park Storm Sewer Repair

..Body

**Whereas**, on January 6, 1982, the Township of Avon and Euclid Land Conversion and Management Company executed the Agreement for Subdivision Open Space Plan for Clinton River Valley Subdivision No. 1, recorded in Liber 10275, Page 348, Oakland County Records; and

**Whereas**, the storm sewer end-section at the outfall to the Clinton River separated from the storm sewer pipes, creating a gap that caused the steep slope of the riverbank to erode, and the separation and debris behind the bar screen needs to be repaired to prevent the continued erosion of the steep slope; and

**Whereas**, according to the terms of the Agreement for Subdivision Open Space Plan the Association and residents were notified of the Public Hearing; and

**Whereas**, the Clinton River Valley Homeowners Association has requested the City provide the necessary repairs to the storm drain and assess the pro rata share of the cost for the repairs to the owners within Clinton River Valley Subdivision No. 1; and

**Whereas**, in addition to the repair of the pipe and restoration, the City of Rochester Hills desires to use its option to subrogate the right of the Association against its members to the extent of the cost of the repairs and related restoration to the storm pipe and said repairs; and

**Resolved** that the Rochester Hills City Council authorizes the issuance of a blanket purchase order to DiPonio and Morelli Construction Company, the City's emergency underground repair contractor, to repair the storm sewer in Clinton River Valley Park for a total amount not-to-exceed \$77,700.00.

**Be It Further Resolved** that, in accordance with the provisions of the Agreement, all costs associated with the repair are to be assessed to each of the owners for their pro rata share within the Clinton River Valley Subdivision No. 1.