



Rochester Hills

Minutes

City Council Regular Meeting

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

David J. Blair, Jason Carlock, Ryan Deel, Carol Morlan, Theresa Mungoli, Marvie Neubauer 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, December 11, 2023

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 7 - David Blair, Jason Carlock, Ryan Deel, Carol Morlan, Theresa Mungoli, Marvie Neubauer and David Walker

Others Present:

*Bryan Barnett, Mayor
Dan Christ, City Attorney
Rogers Claussen, Battalion Chief
Ken Elwert, Parks and Natural Resources Director
Bill Fritz, Public Services Director
Leanne Scott, City Clerk
Joe Snyder, Chief Financial Officer
Mike Viazanko, Building/Ordinance/Facilities Director
Captain Russ Yeiser, Oakland County Sheriff's Office*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Mungoli, seconded by Morlan, that this matter be Approve the Agenda as Presented. The motion carried by the following vote:

Aye 7 - Blair, Carlock, Deel, Morlan, Mungoli, Neubauer and Walker

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

President Deel introduced RHGYC Representative, Henry Hall.

Mr. Hall stated that he is a senior at Rochester Adams High School and that this is his fourth year on the RHGYC. He shared that their last meeting was at Van Hoosen Farms where they finalized their plans for the January 13, 2024 Study Session at the Rochester Hill Public Library. He encouraged all students studying for exams to attend and partake in the free drinks and snacks. He continued that the RHGYC will be shopping for their adopted family through the Neighborhood House on Wednesday. He announced that the next RHGYC meeting will be on January 3, 2024.

RECOGNITIONS

2023-0563 Proclamation in Recognition of the Rochester Adams High School Girls Golf Team

Attachments: [121123 Agenda Summary.pdf](#)
[Proclamation.pdf](#)
[Resolution \(Draft\).pdf](#)

President Deel presented a proclamation to the Rochester Adams High School Girls Golf Team in recognition of their State Championship.

Jeff Kutschman, Rochester Adams High School Girls Golf Team Head Coach, expressed how it was fun to see the athletes win the State Championship for the second year in a row. He thanked the athletes, their families, and his fellow coaches for all of their support and hard work.

Presented.

Whereas, Rochester Adams High School Girls Golf Team consists of 11 student athletes, led by Coach Jeff Kutschman, Assistant Coaches Bob Koltvedt and Fran Scislowicz; and

Whereas, this talented team had a great season, with a 5-0 record in league matches, placing first in both OAA Red League tournaments, leading Adams to its fifth consecutive league championship; and

Whereas, the team went on to win the Regional Championship for the fourth year in a row and finished with a one stroke victory at state finals for their second MHSAA Division 1 State Championship in a row, Adams' first ever back-to-back championship in girl's golf; and

Whereas, this season's state champions consist of the following dedicated high school athletes:

| | | |
|--------------|-----------------|---------------|
| Katie Fodale | Laura Liu | Olivia Dance |
| Elena Bailey | Janhavi Ramekar | Alexa Camargo |
| Peyton Sage | Eryn Yang | Hannah Wang |
| Brianna Park | Lydia Mercado | |

Now, Therefore, Be It Resolved, that the Mayor and City Council of the City of Rochester Hills hereby congratulate the Rochester Adams High School Girls Golf Team on their spectacular season and wish each athlete all the best in her academic and extracurricular endeavors.

PRESENTATIONS

2023-0608 Legislative Update - State Representative Mark Tisdel

Attachments: [121123 Agenda Summary.pdf](#)

State Representative Mark Tisdel provided the following updates:

- A Revenue-Sharing bill was passed for cities, villages, and townships which allocates eight percent of the base four percent sales tax that will go into the Revenue-Sharing Trust Fund.

- An Energy Package was passed for the State, which corresponds to the Governor's drive for 100 percent clean energy by the year 2040. He added that 60 percent of the clean energy is supposed to come from wind and solar by the year 2035. He stated that he voted against these bills.

- Last November, with nearly 70 percent of the vote, Proposal One passed in the State which requires financial reporting and disclosure for elected officials. He explained that the bill was written behind closed doors and that the Ethics and Oversight Committee never heard any testimony regarding the bill.

- He voted for a bill which creates a new Misdemeanor Domestic Violence charge. He explained that the bill relinquishes the rights of those convicted of a Misdemeanor Domestic Violence charge to own a gun for up to eight years. He shared that 34 percent of all female homicides are at the hands of an intimate partner and that in Oakland County, only two percent of felony criminal cases go to trial.

President Deel questioned if the City will know how much their portion of the Revenue-Sharing Trust Fund will be theirs each year.

State Representative Tisdel responded that it will be reflected on the economy because it is dependent on the State sales tax.

President Deel inquired if the State's sales tax revenues fluctuate from year-to-year or if they remain relatively stable.

State Representative Tisdel stated that the range is typically two to four percent.

Mr. Blair questioned if natural gas is considered a clean energy.

State Representative Tisdel explained that there is room for natural gas in the future if it is accompanied by technology to capture carbon dioxide. He

continued that the State is advocating for solar power but that there are limited days of sun in the State, so it will lower the solar capacity.

Ms. Mungoli inquired whether there are any plans to ban or reduce the number of gas-powered appliances in the State.

State Representative Tisdell stated that there is no talk of that at the State level.

Ms. Mungoli questioned if neighboring states have a surplus of electricity that Michigan can purchase and also inquired why DTE Energy was given such a large rate increase.

State Representative Tisdell shared that Michigan is the worst state in the Midwest for power outages and that electricity costs about 30 percent more than neighboring states. He continued that DTE Energy is just implementing what the regulatory agencies are telling them to implement.

Mr. Carlock stated that the City's electrical grid is not set up to support electrical vehicles. He inquired if the State has plans to improve or replace the electrical grid.

State Representative Tisdell explained that this was a part of the increase that was awarded to DTE Energy.

Presented

2023-0557 Midwest Strategy Group Presentation

Attachments: [121123 Agenda Summary.pdf](#)
[Presentation.pdf](#)

Mike Compagnoni and **Adam Wright**, Midwest Strategy Group, were present.

Mr. Compagnoni shared that their firm primarily focuses on lobbying efforts for local government clients, but they have a total of 150 clients that range from many different sectors.

He presented the following Legislative updates:

- Political Landscape in Lansing
 - Legislative Changes
 - House of Representatives has 54 Democrats and 54 Republicans
 - Special Elections called for January 30 and April 16
 - Congressman Kildee not seeking re-election
 - Potential Senate Implications

Mr. Wright presented the following Legislative updates:

- Legislative Recap
 - Legislation Impacting Rochester Hills

- Revenue Sharing Trust Fund
 - Public Safety and Violence Prevention Fund
 - 1.5 percent of the four percent sales tax allocated to local governments
 - Franchise Fee Legislation
 - Would change the definition of video services so that streaming services would not have to pay the franchise fee to use the right of way
 - Minimum Staffing Legislation
 - Requires that minimum staffing levels for departments under a collective bargaining agreement must be negotiated
 - Energy Legislation
-
- What's Next
 - Q1 of 2024
 - Consensus Revenue Estimating Conference
 - Governor Whitmer's State of the State Address
 - Budget Presentation

President Deel explained that some of the decisions made at the State level have a direct impact on the City, so he is glad that Midwest Strategy Group is advocating for the City.

Presented

PUBLIC HEARINGS

2023-0602 Rochester Avon Recreation Authority (RARA) FY 2023 4th Quarter Budget Amendments

Attachments: [121123 Agenda Summary.pdf](#)
[Overview.pdf](#)
[Detail.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, and **Dave Word**, Executive Recreation Director, Rochester Avon Recreation Authority (RARA), were present.

Mr. Snyder shared that in total, the fourth quarter Budget Amendment presented for RARA proposes to decrease total revenues by \$197,000 and decrease total expenditures by \$343,000, resulting in a net impact on Fund Balance of \$145,000 to the positive. He explained that in total, RARA is projecting for FY 2023 total revenues of \$2.469 million and total expenditures of \$2.463 million, resulting in a net impact on Fund Balance of \$5,600 to the positive. He added that RARA has \$218,000 included in the budget for Capital Improvements, which includes front lobby improvements, security camera installations, and HVAC improvements. He continued that RARA's Fund Balance level at the end of the year will be approximately 45 percent of annual operating expenditures.

Mr. Word expressed that it has been a good year for RARA and that they had some new supervisors begin in the third and fourth quarter. He shared that their

new recreation magazine was mailed on December 1st and that they have also started their Twelve Days of Giving Program, with over \$2,000 in giveaways. He continued that they were able to complete most of their Capital Improvement projects, with the exception of covering the front porch area. He announced that a brand new playscape will be constructed next year.

President Deel Opened the Public Hearing at 7:58 p.m. Seeing no further discussion, President Deel Closed the Public Hearing at 7:59 p.m.

Ms. Mungiola stated that she is the City Council Representative for the RARA Board and that she is thrilled with the direction Mr. Word has taken RARA. She explained that the RARA Board is working with Mr. Word to put together a long-term Capital Improvement Plan and to look at ongoing expenses like staffing.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungiola, Neubauer and Walker

Enactment No: RES0331-2023

Whereas, the Public Hearing for the proposed RARA FY 2023 4th Quarter Budget Amendments was noticed on November 21, 2023; and

Whereas, the proposed RARA FY 2023 4th Quarter Budget Amendments were available for public viewing beginning on December 1, 2023; and

Whereas, at its December 11, 2023 meeting City Council held a Public Hearing on the proposed RARA FY 2023 4th Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby adopts the RARA FY 2023 fund total as amended in the amount of \$2,463,726.

2023-0534 FY 2023 4th Quarter Budget Amendments

Attachments: [121123 Agenda Summary.pdf](#)
[Overview.pdf](#)
[Amendments.pdf](#)
[Adjustments.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, shared the following FY 2023 Budget Highlights:

- Total Revenues are proposed to decrease by \$581,030
- Total Expenditures are proposed to decrease by \$23,727,060 and include the following:
 - \$8,200,000 reduction in Operating Expenses
 - \$14,500,000 reduction in Capital Expenditures
 - \$935,000 reduction in Transfer-Out Expenditures

- \$23,146,030 positive impact to Fund Balances City-wide; of this amount, \$14,000,000 is anticipated to be carried over to FY 2024 to wrap up 2023 projects.

He pointed out that \$39,182,390 was undertaken in Capital Improvement Projects this year, with \$11,085,360 from Fund Balance. He noted that the \$28,200,000 difference represents the City's structural surplus for the year.

He broke down the Capital Outlay for FY 2022, as follows:

- \$3,900,000 was spent towards Major Roads; this included projects such as the Avon Road and Dequindre Road Roundabout/Bridge Project and the Drexelgate Road and Pathway Rehabilitation Project

- \$5,200,000 was spent on Local Streets for the annual Asphalt and Concrete Program

- \$9,100,000 was spent on Water and Sewer; projects included the Rochester Knolls Subdivision water main replacement, the Drexelgate water main replacement, and the Oakland-Macomb Drain special assessment

- \$700,000 was spent on Pathways for the Annual Pathway Program

- \$3,000,000 was spent towards Fleet; which included replacement of 23 vehicles and 14 pieces of equipment

- \$15,900,000 was spent on Facilities including the following:

- Bloomer Park parking lot reconstruction
- Bloomer Park cricket pitch drainage improvements
- Avondale Park sports complex
- Innovation Hills playground phase two
- Wabash Park playground replacement
- City-wide Parks received metal roof replacements
- Auburn Road Corridor parking lot construction

- \$700,000 was spent on Fire Capital for three chest compression devices, an ambulance chassis, and the 75 foot ladder truck repair

- \$440,000 was spent on Green Space for the purchase of the Ruby Green Space property

He stated that there were over \$262,000,000 of infrastructure improvements in the City over the past decade.

He noted the following in regards to individual City funds:

- General Fund

- Revenues are anticipated to be \$400,000 higher
- Expenditures are anticipated to be \$400,000 higher
 - Decrease of \$1,500,000 in operating expenditures
 - Increase of \$2,000,000 in transfers-out

- Contributed to Capital Improvement Fund
- Fund Balance = No change (70 to 80 percent of annual operations, anything above that is transferred into the Capital Improvement Fund)

- Capital Improvement Fund
 - Revenues are anticipated to be \$1,700,000 higher
 - Due to Transfer-In from General Fund
 - Expenditures are anticipated to be \$3,800,000 lower
 - Decrease of \$24,000 in operating expenditures
 - Decrease of \$36,000 in capital expenditures
 - Decrease of \$3,800,000 in transfers-out
 - Fund Balance anticipated to be \$5,600,000 higher

- Major Road Fund
 - Revenues are anticipated to be \$478,000 higher
 - Expenditures are anticipated to be \$612,000 less
 - Decrease of \$269,000 in operating expenditures
 - Decrease of \$430,000 in capital projects
 - Increase of \$87,000 in Transfer Out to Local Streets
 - Fund Balance anticipated to be \$1,000,000 higher
 - \$125,000 anticipated to be "carried over" to FY 2024

- Local Street Fund
 - Revenues are anticipated to be \$154,000 higher
 - Expenditures are anticipated to be \$757,000 lower
 - Decrease of \$194,000 in operating expenditures
 - Decrease of \$563,000 in capital projects
 - Fund Balance anticipated to be \$912,000 higher

- Fire Department Fund
 - Revenues are anticipated to be \$274,000 higher
 - Expenditures are anticipated to be \$274,000 higher
 - Decrease of \$256,000 in operating expenditures
 - Increase of \$531,000 in transfers-out
 - Contributed to Fire Capital Fund
 - Fund Balance = No Change

- Fire Capital Fund
 - Revenues are anticipated to be \$436,000 higher
 - Expenditures are anticipated to be \$2,400,000 lower
 - Decrease of \$2,200,000 in capital projects
 - Three x Ambulances / Delivery Anticipated in FY 2024
 - One x Fire Engine / Delivery Anticipated in FY 2024
 - Fund Balance anticipated to be \$2,800,000 higher

- Special Police Fund
 - Revenues are anticipated to be \$31,000 higher
 - Expenditures are anticipated to be \$2,000 higher
 - Fund Balance anticipated to be \$29,000 higher

- Parks Infrastructure Fund

- Revenues were \$702,280
- Expenditures were \$699,190
- Projects Supported:
 - Wabash Park: Playground (\$410,000)
 - Avondale Park: Sports Complex (\$294,500)
 - Auburn Corridor: Splash Pad Shade Shelter (\$5,310)

He remarked that it has been a very rewarding and productive year. He stated that the City is still committed to the same principals that have become its financial foundation, with the foremost being that the City is operationally sound.

President Deel Opened the Public Hearing at 8:18 p.m. Seeing no further discussion, President Deel Closed the Public Hearing at 8:19 p.m.

Ms. Mungiola stated that the team at the City has worked hard to keep the Capital Improvement Fund fully funded and the fund balances at the levels they need to be at.

President Deel expressed that a lot of the items in the budget are tangible things that residents can enjoy and utilize within the City.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungiola, Neubauer and Walker

Enactment No: RES0332-2023

Whereas, in accordance with the provisions of Public Act 2 of 1968, the Uniform Budgeting and Accounting Act, and the Charter for the City of Rochester Hills, Chapter III Section 3.7, the City Council may amend the budget during the fiscal year, either on its own initiative or upon recommendation of the Mayor; and

Whereas, the Public Hearing for the proposed FY 2023 4th Quarter Budget Amendments was noticed on November 21, 2023; and

Whereas, the proposed FY 2023 4th Quarter Budget Amendments were available for public viewing beginning on December 1, 2023; and

Whereas, at its December 11, 2023 meeting City Council held a Public Hearing on the proposed FY 2023 4th Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby adopts the following FY 2023 fund totals as amended:

| FUND | 2023 Current Budget | Net Change | 2023 Proposed Budget |
|---|-----------------------|------------------------|-----------------------|
| Fund 101 – General Fund | \$ 31,502,460 | \$ 444,270 | \$ 31,946,730 |
| Fund 202 – Major Road Fund | \$ 8,528,360 | \$ (612,060) | \$ 7,916,300 |
| Fund 203 – Local Street Fund | \$ 10,868,300 | \$ (757,950) | \$ 10,110,350 |
| Fund 206 – Fire Fund | \$ 14,168,790 | \$ 274,370 | \$ 14,443,160 |
| Fund 207 – Special Police Fund | \$ 10,947,730 | \$ 1,600 | \$ 10,949,330 |
| Fund 208 - Park Infrastructure Fund | \$ 697,280 | \$ 1,910 | \$ 699,190 |
| Fund 213 – RARA Millage Fund | \$ 765,000 | \$ - | \$ 765,000 |
| Fund 214 – Pathway Millage Fund | \$ 755,410 | \$ 10,220 | \$ 765,630 |
| Fund 232 – Tree Fund | \$ 169,000 | \$ (10,000) | \$ 159,000 |
| Fund 244 – Water Resources Fund | \$ 794,110 | \$ (22,880) | \$ 771,230 |
| Fund 265 – OPC Millage Fund | \$ 1,707,650 | \$ 340 | \$ 1,707,990 |
| Fund 285 - ARPA Fund | \$ 6,547,510 | \$ (59,030) | \$ 6,488,480 |
| Fund 286 - EGLE Grant Fund | \$ 60,000 | \$ - | \$ 60,000 |
| Fund 299 – Green Space Millage Fund | \$ 372,030 | \$ 380,100 | \$ 752,130 |
| Fund 331 – Drain Debt Fund | \$ 222,120 | \$ - | \$ 222,120 |
| Fund 402 – Fire Capital Fund | \$ 3,385,030 | \$ (2,389,240) | \$ 995,790 |
| Fund 403 – Pathway Construction Fund | \$ 799,730 | \$ (80,900) | \$ 718,830 |
| Fund 420 – Capital Improvement Fund | \$ 12,075,050 | \$ (3,856,470) | \$ 8,218,580 |
| Fund 510 – Sewer Operations | \$ 16,552,520 | \$ (858,320) | \$ 15,694,200 |
| Fund 530 – Water Operations | \$ 23,059,100 | \$ (626,320) | \$ 22,432,780 |
| Fund 593 – Water & Sewer Capital Fund | \$ 22,585,640 | \$ (7,766,460) | \$ 14,819,180 |
| Fund 595 – Water & Sewer Debt Fund | \$ 1,159,370 | \$ - | \$ 1,159,370 |
| Fund 596 - Solid Waste Fund | \$ 688,640 | \$ - | \$ 688,640 |
| Fund 631 – Facilities Fund | \$ 29,965,350 | \$ (5,834,440) | \$ 24,130,910 |
| Fund 636 – MIS Fund | \$ 3,465,530 | \$ (367,770) | \$ 3,097,760 |
| Fund 661 – Fleet Fund | \$ 8,184,540 | \$ (1,659,910) | \$ 6,524,630 |
| Fund 677 – Insurance Fund | \$ 454,000 | \$ - | \$ 454,000 |
| Fund 736 – Retiree Health Care Trust | \$ 263,330 | \$ (56,850) | \$ 206,480 |
| Fund 752 – Cemetery Perpetual Care Fund | \$ 5,000 | \$ - | \$ 5,000 |
| Fund 761 - Green Space Perpetual Care Trust | \$ 336,560 | \$ 440,000 | \$ 776,560 |
| Fund 243 - Brownfield Revolving Fund | \$ - | \$ - | \$ - |
| Fund 844 – Brownfield Redevelopment Fund-Legacy | \$ 430,600 | \$ (5,000) | \$ 425,600 |
| Fund 848 – LDFA Fund | \$ 1,130,910 | \$ (302,190) | \$ 828,720 |
| Fund 870 – Museum Foundation Trust Fund | \$ 100 | \$ (80) | \$ 20 |
| GRAND TOTAL | \$ 212,646,750 | \$ (23,713,060) | \$ 188,933,690 |

ORDINANCE FOR ADOPTION

2023-0533 Request for Acceptance for Second Reading and Adoption - An Ordinance to Amend Sections 54-56 and 54-501 in Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for miscellaneous services, and itinerant merchants and to repeal conflicting ordinances, and prescribe a penalty for violations

Attachments: [121123 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[120423 Agenda Summary.pdf](#)
[120423 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, explained that the updates being presented are part of the City’s annual process of reviewing and updating the ordinances to ensure that the fees are appropriately set and also to update any ordinance language.

He stated that the request is for Second Reading and Adoption for updates to Chapter 54, Fees, and was submitted by the Clerk’s Office regarding notary services, passport photographs, and merchant fees.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioni, Neubauer and Walker

Enactment No: RES0333-2023

Resolved, that an Ordinance to Amend Sections 54-56 and 54-501 in Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for miscellaneous services, and itinerant merchants and to repeal conflicting ordinances, and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective December 18, 2023, following its publication in the Oakland Press on Sunday, December 17, 2023.

2023-0564 Request for Acceptance for Second Reading and Adoption - An Ordinance to Amend Section 110-437 in Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and supplement fees charged for Zoning Board of Appeals fees, and to repeal conflicting ordinances

Attachments: [121123 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[120423 Agenda Summary.pdf](#)
[120423 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated that this request is for Second Reading and Adoption for updates to Chapter 110, Fees, and was submitted by the Planning and Economic Development Department regarding Zoning Board of Appeals filing fees.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioni, Neubauer and Walker

Enactment No: RES0334-2023

Resolved, that an Ordinance to Amend Section 110-437 in Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and supplement fees charged for Zoning Board of Appeals fees, and to repeal conflicting ordinances is hereby Accepted for Second Reading and Adoption and shall become effective December 18, 2023 following its publication in the Oakland Press on Sunday, December 17, 2023.

2023-0565 Request for Acceptance for Second Reading and Adoption - An Ordinance to Amend Section 122-304 in Chapter 122, Land Division, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to update utility improvement standards, and to repeal conflicting or inconsistent ordinances

Attachments: [121123 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[120423 Agenda Summary.pdf](#)
[120423 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated that this request is for Second Reading and Adoption for updates to the fees for street trees outlined in Chapter 122, Land Division, and was submitted by the Planning and Economic Development Department regarding street trees.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Munglioli, Neubauer and Walker

Enactment No: RES0335-2023

Resolved, that an Ordinance to Amend Section 122-304 in Chapter 122, Land Division, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to update utility improvement standards, and to repeal conflicting or inconsistent ordinances is hereby Accepted for Second Reading and Adoption and shall become effective December 18, 2023 following its publication in the Oakland Press on Sunday, December 17, 2023.

PUBLIC COMMENT for Items not on the Agenda

None.

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.

2023-0541 Designation of City Depositories for FY 2024

Attachments: [121123 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0336-2023

Whereas, under the laws of Michigan and the City's Investment Policy, the Rochester Hills City Council is required to provide by resolution for the deposit of all public monies coming into the hands of the Treasurer of the City of Rochester Hills, in one or more bank(s).

Now, Therefore, Be It Resolved, that the following financial institution(s) be added as depository institutions for City funds and other public monies coming into the hands of said Treasurer during the Fiscal Year beginning January 1, 2024 and ending December 31, 2024.

Broker/Dealers/Safekeeping:

Bank of America Merrill Lynch
Comerica Securities
Fifth Third Bank
Hilltop Securities
Huntington Bank
J.P. Morgan Securities LLC/J.P. Morgan Clearing Corp.
Morgan Stanley
Multi-Bank Securities Inc.
PNC Financial Services Group
Raymond James & Associates, Inc.
Robert W. Baird & Co.
Robinson Capital
Truist Securities, Inc.
UBS Financial Services, Inc.

Pooled Accounts:

Michigan CLASS / Public Trust Advisors, LLC
Michigan Liquid Asset Fund / PFM Asset Management
Oakland County / Local Governmental Investment Pool (LGIP)

Banks:

Bank of America
Chief Financial Credit Union
CIBC Bank
Citizens Bank
Citizen's State Bank
Comerica Bank
Dort Federal Credit Union
Fifth Third Bank
First Merchant's Bank
First State Bank
Flagstar Bank
Genisys Credit Union
Horizon Bank
Huntington Bank
Independent Bank
In Touch Credit Union
JP Morgan Chase Bank
Lake Michigan Credit Union
Michigan State University Federal Credit Union
Northstar Bank
Oxford Bank
PNC Bank, N.A.
Superior National Bank
The State Bank
Waterford Bank N.A.

Be It Further Resolved, that each of the above depositories designated are hereby requested, directed, and authorized to honor all checks for payment of monies drawn on the various accounts when bearing the actual or facsimile signature of persons authorized by the City of Rochester Hills to sign said checks and orders.

2023-0523 Request for Purchase Authorization - FIRE: Blanket Purchase Order for the

purchase of EZ-IO needles and equipment in the not-to-exceed amount of \$35,000.00 through December 31, 2024; Teleflex LLC., Morrisville, NC

Attachments: [121123 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0337-2023

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order for the purchase of EZ-IO needles and equipment to Teleflex LLC., Morrisville, North Carolina in the not-to-exceed amount of \$35,000.00 through December 31, 2024.

2023-0546 Request for Purchase Authorization - PARKS: Contract/Blanket Purchase Order for the purchase and implementation of a Recreation Management Software Solution for a project budget in the amount of \$85,000.00; CivicPlus, Manhattan, KS

Attachments: [121123 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0338-2023

Resolved, that the Rochester Hills City Council hereby waives Section 2-273(b) the 3-year requirement for long term contracts, under Section 2-281, which allows City Council the authority to waive any regulation or procedure pertaining to purchasing, deeming it to be in the best interest of the City to allow a 5-year contract.

Further Resolved, that the Rochester Hills City Council hereby authorizes the award of a contract/blanket purchase order for the purchase and implementation of a Recreation Management Software Solution to CivicPlus, Manhattan, Kansas for a project budget amount of \$85,000.00 for a 5-year contract term 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.

2023-0524 Request for Purchase Authorization - PARKS: Blanket Purchase Order for playground parts in the amount not-to-exceed \$50,000.00 for a three (3) year term to expire December 31, 2026; Michigan Playgrounds, LLC dba Midstates Recreation of Pataskala, OH

Attachments: [121123 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0339-2023

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order for playground parts to Michigan Playgrounds, LLC dba Midstates Recreation, Pataskala, Ohio in the amount not-to-exceed \$50,000.00 for a three (3) year term to expire

December 31, 2026.

- 2023-0497** Request for Purchase Authorization - FACILITIES: Contract/Blanket Purchase Order for as-needed tuckpointing, stone replacement, and masonry repair in the amount not-to-exceed \$84,000.00 through November 30, 2026; Poe Restoration and Waterproofing Company, Oak Park, MI

Attachments: [121123 Agenda Summary.pdf](#)
[Proposals Tabulation.pdf](#)
[120423 Agenda Summary.pdf](#)
[120423 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0340-2023

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for as-needed tuckpointing, stone replacement, and masonry repair to Poe Restoration and Waterproofing Company, Oak Park, Michigan in the amount not-to-exceed \$84,000.00 through November 30, 2026 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.

Passed the Consent Agenda

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungoli, Neubauer and Walker

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Deel wished everyone a very Merry Christmas and a Happy New Year.

Nathan Mueller, Senior Advisor Strategy and Communications, provided the following City updates on behalf of the Mayor:

- The 30 Days of Giving continues with City team members participating with various charities and donation efforts.
- Sue Daniels retires tomorrow as the CEO of Leaders Dogs for the Blind and will be receiving the Executive Leadership Award at the Mayor's upcoming RHISE event.
- Mike Viazanko received the Thomas Rickett's Award to the Region's Outstanding Building Official,
- City Departments have decorated their offices for the Annual Christmas Decorating Contest with this year's theme being "Sweets and Treats."

- Families can see the Christmas lights at Innovation Hills on weekdays from 5:00 p.m. to 7:00 p.m. and Fridays, Saturdays, and Sundays from 5:00 p.m. to 8:00 p.m.
- Residents can use the City's PlowTracker to monitor where the snow plows are during snow events.
- He shared the following key moments when reviewing the past year in the City:
 - The opening of the second phase of the playground at Innovation Hills
 - Improvements at Bloomer Park
 - Remodeled courts at Avondale Park
 - New playground installation at Wabash Park
 - Acquired over 15 acres of green space and open space
 - Festival of the Hills was a success
 - The inaugural Outdoor Adventure Kickoff was this past Spring
 - A survey showed that Rochester Hills residents rate the quality of life at 94 percent
 - The City is the safest city in Michigan and one of the safest cities in the country
 - Ranked as the 20th Best City to Live by Livability
 - Stoney Creek Village celebrated their 200 years anniversary
 - \$75 million was allocated to Rochester Hills to clean up contaminated sites
 - The Mayor was elected to a historic third term at Rochester Hills

ATTORNEY'S REPORT

City Attorney Dan Christ had nothing to report.

NOMINATIONS/APPOINTMENTS

2023-0558 Request to Confirm the Mayor's Reappointment of Elisa Sboukis to the Board of Review for a three (3) year term to expire December 31, 2026

Attachments: [121123 Agenda Summary.pdf](#)
[Sboukis CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Munglioli, Neubauer and Walker

Enactment No: RES0341-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Elisa Sboukis to the Board of Review for a three (3) year term to expire December 31, 2026.

2023-0559 Request to Confirm the Mayor's Reappointment of Penny Brady, Chad Gietzen, Russell Luxton, Jr., Samantha Phillips, Klint Pleasant and Dr. Tate Vo to the Citizens Pathway Review Committee each for a one (1) year term to expire December 31, 2024

Attachments: [121123 Agenda Summary.pdf](#)
[Brady CQ.pdf](#)
[Gietzen CQ.pdf](#)
[Luxton CQ.pdf](#)
[Phillips CQ.pdf](#)
[Pleasant CQ.pdf](#)
[Vo CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0342-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Penny Brady, Chad Gietzen, Russell Luxton, Jr., Samantha Phillips, Klint Pleasant and Dr. Tate Vo to the Citizens Pathway Review Committee each for a one (1) year term to expire December 31, 2024.

2023-0560 Request to Confirm the Mayor's Reappointment of LaVerne Farmer to the Construction / Fire Prevention Board of Appeals for a three (3) year term to expire December 31, 2026

Attachments: [121123 Agenda Summary.pdf](#)
[Farmer CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0343-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of LaVerne Farmer to the Construction / Fire Prevention Board of Appeals for a three (3) year term to expire December 31, 2026.

2023-0561 Request to Confirm the Mayor's Reappointment of Laura Bagley, Kristin Bull, Garry Gilbert and Jill Weir to the Naming Standing Committee for a one (1) year term to expire December 31, 2024

Attachments: [121123 Agenda Summary.pdf](#)
[Bagley CQ.pdf](#)
[Bull CQ.pdf](#)
[Gilbert CQ.pdf](#)
[Weir CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0344-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's

Reappointment of Laura Bagley, Kristin Bull, Garry Gilbert and Jill Weir to the Naming Standing Committee for a one (1) year term to expire December 31, 2024.

- 2023-0562** Request to Confirm the Mayor's Reappointment of Dr. Steven Fite to the Rochester Hills Museum Foundation for a two (2) year term to expire on December 31, 2025

Attachments: [121123 Agenda Summary.pdf](#)
[Fite CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0345-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Dr. Steven Fite to the Rochester Hills Museum Foundation for a two (2) year term to expire on December 31, 2025.

- 2023-0603** Request to Confirm the Mayor's Appointment of Eugene Mroz to the Board of Review as an Alternate for the remainder of a three (3) year term to expire December 31, 2024

Attachments: [121123 Agenda Summary.pdf](#)
[Email Salerno Resignation 111423.pdf](#)
[Mroz CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0346-2023

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's Appointment of Eugene Mroz to the Board of Review as an Alternate for the remainder of a three (3) year term to expire December 31, 2024.

- 2023-0545** Nomination/Appointment of three (3) Citizen Representatives to the Green Space Advisory Board, each for a three-year term to expire December 31, 2026

Attachments: [121123 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Hunter CQ.pdf](#)
[Malhotra CQ.pdf](#)
[McCracken CQ.pdf](#)
[Strunk, S CQ.pdf](#)
[120423 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Arrington CQ.pdf](#)
[Bante CQ.pdf](#)
[Berard CQ.pdf](#)
[Braun III CQ.pdf](#)
[Carpenter CQ.pdf](#)
[De CQ.pdf](#)
[Duperon CQ.pdf](#)
[Fakhouri CQ.pdf](#)
[Ferry CQ.pdf](#)
[Frederiksen CQ.pdf](#)
[Galliway CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[McCurdy CQ.pdf](#)
[McGunn CQ.pdf](#)
[Ogden CQ.pdf](#)
[Pohl CQ.pdf](#)
[Sahu CQ.pdf](#)
[Strunk, J CQ.pdf](#)
[Swider CQ.pdf](#)
[Yazbeck CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[120423 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

President Deel stated that at the last meeting there were four nominees for three positions: Scott Hunter, Chander Malhotra, David McCracken, and Susan Strunk. He added that per City Council's Rules and Procedures, Council will take a roll call vote.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0347-2023

Resolved, that the Rochester Hills City Council appoints Chander Malhotra, David McCracken, and Susan Strunk to the Green Space Advisory Board each to serve a three-year term expiring December 31, 2026.

NEW BUSINESS

2023-0542 Request to Approve an Amendment #2 to Oakland County Sheriff's Office 2022-2024 Law Enforcement Services Agreement with the City of Rochester Hills

Attachments: [121123 Agenda Summary.pdf](#)
[LES Patrol Agreement.pdf](#)
[LES Agreement Amend #1.pdf](#)
[LES Agreement Amend #2.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, and **Captain Russ Yeiser**, Oakland County Sheriff's Office, were present.

Mr. Snyder explained that this is a request to authorize the Mayor to sign and execute Amendment Number Two of the Law Enforcement Contract between the City of Rochester Hills and the Oakland County Sheriff's Office to add two additional deputies, starting January 1, 2024. He added that these two additional officers were included in the FY 2024 Adopted Police Budget. He continued that one of the officers will be assigned to the afternoon road patrol and the other officer will be assigned as the full-time desk deputy from 3:00 p.m. to 11:00 p.m. Monday - Friday.

Ms. Munglioli remarked that the City is one of the safest cities in the country because of their contract with the Oakland County Sheriff's Office.

Vice President Walker expressed his appreciation to Captain Yeiser and his staff for all they do to keep the City safe.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Munglioli, Neubauer and Walker

Enactment No: RES0348-2023

Whereas, the Rochester Hills City Council acknowledges the importance of public safety and the benefits of contracting with the Oakland County Sheriff's Office for the City's law enforcement services.

Resolved, that the Rochester Hills City Council approves Amendment #2 of the Law Enforcement Services Agreement with the Oakland County Sheriff's Office covering Fiscal Years 2022-2024 to update and replace Schedule A in the Agreement to add two (2) additional Oakland County Sheriff's Office contractual officers

Be It Further Resolved, that the Mayor and City Clerk are authorized to execute the Amended Agreement on behalf of the City.

2023-0535 Request for Purchase Authorization - CITYWIDE: Blanket Purchase Order for City Attorney Services in the amount not-to-exceed \$250,000.00 through December 31, 2024; Hafeli, Staran, & Christ, P.C., Sylvan Lake, MI

Attachments: [121123 Agenda Summary.pdf](#)
[Email Staran 111423.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated that this request is for City Attorney services covering FY 2024 to Hafeli, Staran, and Christ, P.C. in the amount of \$250,000. He added that Mr. Staran and his team have served as City

Attorneys for the City for several years and that there is no change to the hourly rates charged.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungoli, Neubauer and Walker

Enactment No: RES0349-2023

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order for 2024 City Attorney services to Hafeli, Staran, & Christ, P.C., Sylvan Lake, Michigan in the amount not-to-exceed \$250,000.00 through December 31, 2024.

2023-0528 Request for Purchase Authorization - FIRE: Blanket Purchase Order for Public Safety, Emergency Preparedness, Safety Equipment, Solutions and Related Services in the amount not-to-exceed \$130,000.00 through December 31, 2025; Safeware, Inc., Lanham, MD

Attachments: [121123 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Rogers Claussen, Battalion Chief, explained that this request is for a two-year purchase order to Safeware, Inc. He added that they have worked with the Purchasing Department and have determined that they are the best value.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungoli, Neubauer and Walker

Enactment No: RES0350-2023

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order for public safety, emergency preparedness, safety equipment, solutions and related services to Safeware, Inc., Lanham, Maryland in the amount not-to-exceed \$130,000.00 through December 31, 2025.

2023-0149 Request for Purchase Authorization - DPS/ENG: Increase to the contract/blanket purchase order for construction engineering services for the Bloomer Park Parking Lot Reconstruction Project in the amount of \$57,000.00 for a new not-to-exceed contract amount of \$392,356.00; Nowak & FrausEngineers, Pontiac, MI

Attachments: [121123 Agenda Summary.pdf](#)
[Proposal.pdf](#)
[041723 Agenda Summary.pdf](#)
[041723 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Ken Elwert, Parks & Natural Resources Director, shared that this request is to increase the professional contract with Nowak & Fraus Engineers by \$57,000 for the Bloomer Park Parking Lot Reconstruction Project. He explained that this is primarily because of the nine months it has taken to work out the details of this project with EGLE in relation to the drainage. He added that the entire Bloomer Park Parking Lot Reconstruction Project is expected to cost less than

expected, by approximately \$200,000.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0351-2023

Resolved, that the Rochester Hills City Council hereby authorizes an increase to the contract/blanket purchase order for construction engineering services for the Bloomer Park Parking Lot Reconstruction Project to Nowak & Fraus Engineers, Pontiac, Michigan in the amount of \$57,000.00 for a new not-to-exceed amount of \$392,356.00.

2023-0003 Request for Purchase Authorization - DPS/GAR: Increase to the blanket purchase order for water meters and equipment in the amount of \$75,000.00 for a new not-to-exceed amount of \$535,000.00 through December 31, 2023; ETNA Supply Company, Grand Rapids, MI

Attachments: [121123 Agenda Summary.pdf](#)
[ETNA Pricing 2023.pdf](#)
[010923 Agenda Summary.pdf](#)
[010923 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Bill Fritz, Public Services Director, stated that this request is to increase the blanket purchase order for water meters and equipment by \$75,000. He explained that this is for backordered items that were not expected until next year, but were delivered early.

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

Aye 7 - Blair, Carlock, Deel, Morlan, Mungioli, Neubauer and Walker

Enactment No: RES0352-2023

Resolved, that the Rochester Hills City Council hereby authorizes an increase to the blanket purchase order for water meters and equipment to ETNA Supply Company, Grand Rapids, Michigan in the amount of \$75,000.00 for a new not-to-exceed amount of \$535,000.00 through December 31, 2023.

ANY OTHER BUSINESS

NEXT MEETING DATE - Regular Meeting - January 8, 2024 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Neubauer and seconded by Mungioli to adjourn the meeting at 8:56 p.m.

RYAN DEEL, President

Rochester Hills City Council

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

*AARON GEER
Administrative Coordinator
City Clerk's Office*

Approved as presented at the April 8, 2024 Regular City Council Meeting.