



Rochester Hills

Minutes

City Council Regular Meeting

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

*Greg Hooper, Nathan Klomp, Adam Kochenderfer, James Rosen, Mark Tisdel,
Michael Webber and Ravi Yalamanchi*

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 5, 2011

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

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

Mayor Barnett advised the public of the passing of Former Mayor Billie Ireland. Mayor Ireland was 83 when she passed last week. She served as the Township Trustee for Avon Charter Township in 1980, became the first Council President of the Charter Commission for the City of Rochester Hills, and served as this community's Mayor for ten years, serving two four-year terms and the unexpired term of Former Mayor Earl Borden. Mayor Ireland was at the helm of the establishment of our community including the creation of the Public Safety Building, Fire Station #1, the Recreation Bond in 1988 and the land purchases of River Bend, Nowicki, Avondale and Bloomer Parks. Mayor Ireland played a key role in the development of Borden Park as well as the Museum and Dairy Barn.

Council observed a moment of silence in her memory.

ROLL CALL

Present 7 - Greg Hooper, Nathan Klomp, Adam Kochenderfer, James Rosen, Mark Tisdel, Michael Webber and Ravi Yalamanchi

Others Present:

*Bryan Barnett, Mayor
Scott Cope, Director of Building/Ordinance Compliance
Ron Crowell, Fire Chief/Emergency Management Director
Paul Davis, City Engineer
Amith Diwakar, Rochester Hills Government Youth Council Representative
Susan Galeczka, Deputy City Clerk
Keith Sawdon, Director of Finance
Allan Schneck, Director of DPS/Engineering
John Staran, City Attorney*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Webber, seconded by Klomp, that the Agenda be Approved as Presented. The motion carried by the following vote:

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

PUBLIC COMMENT

Lee Zendel, 1575 Dutton Road, suggested that collecting recycling every other week could reduce garbage truck miles on city streets by 25 percent. He mentioned that Wednesday marks the 70th anniversary of the attack on Pearl Harbor and stated that one should never forget what the results of a weak national defense program could bring.

Alice Benbow, 1582 Northumberland, expressed concern that a discussion of Smart Meters was not placed on tonight's agenda. She commented that everyone on City Council should represent the people.

Pauline Holeton, 2392 Barclay, Shelby Township, stated that she insisted that a Smart Meter installed on her home be removed and commented that she had experienced physical symptoms from it. She requested Council's action to stop them from being installed in the city. She stated that the meters are an invasion of privacy and allow consumer profiling.

John Holeton, 2392 Barclay, Shelby Township, stated that Smart Meters are an infringement on Constitutional rights and constitute unreasonable search and seizure within one's home. He stated that a representative of the Michigan Public Service Commission (MPSC) told him that these meters are not mandatory in Michigan; however, DTE Energy will not allow a resident to opt-out of the Smart Meter Program. He requested Council intervene with a resolution against the meters.

Scot Beaton, 655 Bolinger Street, requested Council consider moving New Business ahead of the Appointments on tonight's agenda. He questioned whether the proposed City Hall entrance sign would be on tomorrow's Planning Commission agenda.

Lisa Barno-Winarski, Rochester Hills resident, questioned whether all residents completing an application for a Board, Commission or Committee appointment were included in the meeting packet. She stated that Council should delay its appointments until the next meeting.

Chaplain Tim Simon, in attendance to speak for the family of nine-year-old Bridget Boshnakian, 2460 Gerald Street, stated that Bridget's family constructed a free-standing four-foot by eight-foot treehouse in the front yard of their Gerald Street home and has since received a civil infraction notice requiring it be removed. He commented that the family had no idea they had to get approval for the treehouse structure and commented that 27 of their neighbors signed a document

stating that they are not opposed to the treehouse remaining. He explained that the home is set to the rear of the property and there is no backyard location suitable for the treehouse. He requested that Council intervene to allow the treehouse to remain.

Susan Stroud, 283 Whitney, expressed her opposition to Smart Meters. She stated that she sent a letter to DTE informing them she did not want a Smart Meter; and received a registered letter in return stating that she had no right to refuse its installation. She requested Council pass a resolution just as other cities have against Smart Meters and stated that there are other hard-wired alternatives that can be used.

David Stroud, 283 Whitney, stated that the installation of Smart Meters is unnecessary and infringes on the idea that Rochester Hills is a great place to live. He commented that the meters could allow DTE to regulate what appliances are used and when and stated that they are unnecessary.

David Lonier, 1842 Commonwealth, Auburn Hills, stated that Smart Meters emit radiation invisible to one's senses. He commented that he met with MPSC representatives and learned that there are already roughly 36 cell phone towers and 137 radioactive emitting antennas within a four-mile radius of City Hall. He noted that radiation exposure has long-term effects on all living organisms and there are no studies available regarding the effects of this type of radiation.

Tim Moore, 1335 Wagon Wheel, stated that he contacted Mayor Barnett who responded that there was not much the City could do to stop the installation of the meters, DTE did not respond to a complaint filed with them, State Representative McMillin's staff did not respond when contacted, and the MPSC responded that they do not regulate the meters. He questioned who does regulate them, and requested Council intervene.

Melinda Hill, 1481 Mill Race, noted that December 1st was a sad day for Rochester Hills, with the passing of Former Mayor Billie Ireland. She stated that she worked with Mayor Ireland on several boards and commented that the Former Mayor did many good things for the people in this community. She mentioned that she was saddened by the demolition of the Eddy Farmhouse on Rochester Road and stated that under the aluminum siding there was evidence of the old stone foundation and wood clapboards. She requested Council think long and hard before selecting individuals for Commissions.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Hooper responded to questions raised during Public Comment with the following:

- Regarding the suggestion for an every-other-week collection schedule for recycling, he stated that his family fills their recycle bin each week.

- Regarding Smart Meters, he noted that after the last Council Meeting, he requested Mayor Barnett contact DTE Energy and commented that the Mayor may have a date scheduled for their appearance before Council.
- Regarding the new City Sign, he stated that it is his belief that the Planning Commission will discuss the sign at tomorrow's meeting. No action is scheduled.
- Regarding appointments to Boards, Commissions and Committees, he said he had the utmost faith in Leanne Scott, City Council Coordinator, and her staff that any resident who has filled out a candidate questionnaire has had their information included as a part of the meeting packet. He pointed out that Supplemental Information prepared for tonight includes those residents who submitted questionnaires or called in to request consideration after packet preparation.
- Regarding the civil infraction issued to the homeowner of 2460 Gerald relating to the construction of a treehouse, he commented that if the violation was issued because of the lack of a building permit, he is certain that the City would be able to work with the resident to help them comply with the City's laws.

President Hooper commented that he knew Former Mayor Ireland personally, and stated that he is saddened by her passing.

Mr. Klomp expressed his condolences to the Ireland family. He thanked those individuals coming out to address Council regarding their concerns over Smart Meters. He stated that he is pleased that Council and the Administration will be doing as much as it can to understand what Smart Meters are all about, including their benefits and risks. He thanked Chaplain Simon for addressing Council regarding the treehouse violation on Gerald Street and stated that he hopes that Chaplain Simon and the Boshnakian family will stay engaged in working with the City to resolve this issue. He announced that 600 meals were served during the Feed the Hungry event on November 21st at the Ram's Horn Restaurant, sponsored by The Professional Group and the restaurant.

Mr. Kochenderfer expressed his thanks to those in attendance for the work they have done to gather information on Smart Meters. He commented that there are many conflicting reports and articles for and against these meters and stated that he is looking forward to following up with DTE. He congratulated the community for last Sunday's successful Rochester Hometown Christmas Parade, noting that he and his fiancée enjoyed walking with the Rochester Hills Government Youth Council.

Mr. Rosen extended his condolences to John Ireland and the rest of the Ireland Family, noting that he first met Former Mayor Ireland in the late 1980s.

Mr. Tisdell commented that he did confirm that his home already has a Smart Meter installed. He commented that the Smart Meter transmits off a similar frequency as a wireless router does. He stated that it is difficult for utilities to bring new power facilities online; however, he is very concerned about privacy issues. He expressed his condolences to the Ireland family.

Mr. Webber expressed his condolences to the Ireland family. He commented that the City of Rochester had DTE attend their meetings a few times before drafting a resolution, and noted that President Hooper and Mr. Yalamanchi both spoke of the possibility of reviewing draft resolution language for next week. He stated that he enjoyed participating in the Rochester Hometown Christmas Parade, and congratulated the Rochester Regional Chamber of Commerce for putting on a fantastic event. He mentioned that the Jaycees' annual Christmas Shopping Tour will be taking children of families in need identified by the Rochester Area Neighborhood House to Meijer's this coming Saturday to purchase gifts for their family. After shopping, the group stops at the Older Persons' Center to wrap their gifts. He thanked those members of the community who help with the event.

Mr. Yalamanchi stated that while he did not have an opportunity to know Former Mayor Ireland, he wishes to express his condolences to her family. In response to the suggestion during Public Comment regarding recycling, he mentioned that at the time the Single Trash Hauler program was under consideration, many residents indicated that they did not want a two-week pickup cycle. He thanked those residents speaking about Smart Meters and encouraged them to stay engaged. He stated that he believes that Council should pass a resolution informing the MPSC of the community's concerns.

Amith Diwakar, Rochester Hills Government Youth Council (RHGYC) Representative, reported that the RHGYC has been staying very busy, participating in the Rochester Hometown Christmas Parade, where the group received a Third Place ribbon for their creative costumes. He announced that the RHGYC is planning its Youth Summit for a Saturday in March, and stated that the Summit will target grades eight through twelve, encouraging students to become interested in local government and politics. He mentioned that the RHGYC members will visit an area nursing facility to sing Christmas Carols.

Mayor Barnett stated that the RHGYC looked great at yesterday's Parade. He commented that WXYZ-TV does a great job in broadcasting the Parade and highlighting the greater Rochester area and stated that the Rochester Regional Chamber of Commerce deserves much credit for a fantastic event. He made the following announcements:

- The Holiday Helpers Giving Tree has been replenished with additional names. Anyone interested in helping needy individuals is encouraged to select a name from the tree and purchase a gift.
- Both Meijer's locations will host a Shop with a Hero event in the next ten days.
- Motorists are encouraged to give snow plows plenty of room as they do their work clearing the city streets. Plows have limited visibility and drivers cannot see immediately behind their truck. Never pass a moving snow plow on the right.

- An every-other-week schedule for garbage pickup was considered during the Single Trash Hauler discussions. It was noted that it would be a challenge if a resident was to miss a trash pickup date, as it could mean that a whole month would go by without their garbage being collected. Seventy to ninety percent of the city's residents recycle each week.

Mayor Barnett noted that DTE Energy representatives will be in attendance at the December 12th Regular Council Meeting to discuss Smart Meters. He stated that City Attorney John Staran did provide some direction. He noted, however, that in researching various resolutions adopted by other communities, he has yet to find one with the legal foothold to force any action. He commented that the City of Rochester will be considering a resolution on December 12th. He noted that while the City's automatic water meter reading system is not capable of two-way communications such as the Smart Meter, it does provide efficiencies and has allowed the City to move from having four staff members reading meters to now being able to read the entire city in one day from a vehicle.

In response to Chaplain Simon's comments regarding the Boshnakian family's treehouse, Mayor Barnett pointed out that the location of the treehouse is in violation, as it is not permitted in a front yard. He stated that allowing the treehouse to remain in the front yard could set a precedent where the construction of other structures could not be stopped. He commented that the Administration will work to help the family find a suitable location for the treehouse in the back yard.

ATTORNEY MATTERS

John Staran, City Attorney, offered his comments regarding Smart Meters, pointing out that at the last meeting, he stated that the Michigan Public Service Commission (MPSC) has jurisdiction over public utilities, their operations and their rate making. He stated that there is a question whether the City would have any authority to regulate a utility's operation or business practices. He noted that his comments last week were very preliminary; and Council decided at that time that they would take up a discussion of Smart Meters once they had more information. He stated that he did not say anything about DTE's business practices. He mentioned that DTE is a private, for-profit corporation and that neither the City of Rochester Hills, the Federal Government, the State Government, nor the MPSC regulates every aspect of their operation.

Mayor Barnett noted that an Attorney Opinion mentioned and distributed to Council Members at the last meeting was not prepared by City Attorney Staran, but was prepared by the City of Rochester's attorney.

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.

Both Consent Agenda Items were Removed to be Discussed and Adopted by Separate Motions.

2011-0515 Request for Purchase Authorization - FIRE: Blanket Purchase Order for medical services billing in the amount not-to-exceed \$94,250.00 through December 31, 2012; Accumed Billing, Inc., Riverview, MI

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

Public Comment:

Alice Benbow, 1582 Northumberland, questioned whether a Rochester Hills firm could provide these services.

Ron Crowell, Fire Chief/Emergency Management Director, stated that he was not aware of any EMS billing company in the immediate Rochester Area and commented that Accumed Billing was the lowest responsive, responsible bidder during a competitive bid process in 2007. He mentioned that since then, their billing rate has gone from 7.25 percent down to 6.5 percent.

President Hooper questioned whether Chief Crowell has been satisfied with Accumed's billing services.

Chief Crowell responded that he is. He mentioned that the national average collection rate for EMS services is 55.7 and pointed out that Accumed's collection rate is 63 percent for Rochester Hills.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0259-2011

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for medical services billing to Accumed Billing, Inc., Riverview, Michigan in the amount not-to-exceed \$94,250.00 through December 31, 2012.

2011-0519 Request for Purchase Authorization - BLDG: Blanket Purchase Order for fire suppression and fire alarm plan review and inspection services in the amount not-to-exceed \$100,000.00 through December 31, 2013; Fire Safety Consultants, Inc., Elgin, IL

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

Public Comment:

Alice Benbow, 1582 Northumberland, questioned whether this item raises any conflict of interest concerns.

Mr. Yalamanchi questioned what fire suppression and fire alarm plan review outside services were utilized in 2008, 2009 or 2010.

Scott Cope, Director of Building/Ordinance Compliance, responded that over the last few years, these reviews and inspections were done in-house. As of November of last year, the reviews and inspections were undertaken by the consultant as the City does not have a staff member qualified to perform this work. He mentioned that Fire Safety Consultants is actually providing training to one of the City's Mechanical Inspectors in order to allow the City to once again have a qualified staff member perform the services.

Mr. Yalamanchi questioned whether the outside services are utilized only as-needed.

Mr. Cope responded that the services are utilized only as-needed.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0260-2011

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for fire suppression and fire alarm plan review and inspection services to Fire Safety Consultants, Inc., Elgin, Illinois in the amount not-to-exceed \$100,000.00 through December 31, 2013.

PUBLIC HEARINGS

2011-0555 FY 2012 4th Quarter Budget Amendments

Attachments: [Agenda Summary.pdf](#)
[2011 = 4th Qtr BA Overview.pdf](#)
[2011 = 4Q Budget Amendment Detail.pdf](#)
[2011 = 4Q Budget Amendment \(Council Composite Detail\)\[1\].pdf](#)
[2011 = 4Q Budget Adjustments.pdf](#)
[2011 = 4Q RARA + OPC BA Detail.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution.pdf](#)

Keith Sawdon, Director of Finance, stated that in compliance with State Law, Rochester Hills has chosen to amend its Budget quarterly. He noted that the Fourth Quarter Budget Amendment amends revenues upward by approximately \$3.9 million and decreases expenditures by approximately \$3.8 million, resulting in a net change adding approximately \$7.7 million either back to Fund Balance or retained earnings. He explained that this is the last amendment for 2011, and includes adjustments for Capital projects completed either over or under budget, and accounts for those projects to be carried forward to 2012.

Mr. Sawdon explained that Capital Projects in the 2011 Budget were amended downward by \$3.6 million, with \$2.5 million to be carried forward to 2012 to complete projects. He noted that the Mayor is allowed to make adjustments with funds not-to-exceed \$25,000, not to include any Capital expenditures and not to go over Department budgeted totals or exceed the amounts previously adjusted by a Budget Amendment.

President Hooper Opened the Public Hearing at 8:14 p.m.

Lee Zendel, 1575 Dutton Road, questioned whether Council chose to reduce projected interest earnings for the 2012 Budget, noting that a statement was issued in mid-2011 by the Federal Reserve indicating that the Reserve intends to keep interest rates low.

Seeing no further public input, President Hooper Closed the Public Hearing at 8:16 p.m.

President Hooper noted that the proposed interest earnings amounts for the 2012 Budget were reduced to 2011 levels.

Mr. Sawdon concurred, stating that the levels were reduced in response to Council's Straw Poll. He commented that similar to any expenditure or revenue, actual interest earnings will be compared to what was estimated at each amendment, and any necessary adjustments will be made.

Council Discussion:

Mr. Yalamanchi questioned what will happen to the difference between the reduction in Capital Projects of \$3.8 million and the carry-over of \$2.5 million to 2012.

Mr. Sawdon responded that some Fund Balance will remain. He noted that if the weather stays nice, more might be accomplished through the end of 2011 and less would then be requested for 2012.

Mr. Kochenderfer questioned whether anything has transpired that would change the City's expectations for interest earnings proposed for the 2012 Budget.

Mr. Sawdon responded that interest rates have not changed much from July and August when the Budget was prepared. He mentioned that while the European markets have been somewhat unsettled lately, interest rates were already low and this activity has not affected them much. He commented that it would be more appropriate for the City Treasurer to comment on interest rates and proposed interest earnings.

Mr. Kochenderfer questioned whether the decrease in Major and Local Roads represents cost savings and project carry-over and does not indicate that projects are being reduced.

Mr. Sawdon responded that there is no reduction in Capital Projects. He explained that one project is not being completed in 2011 and will be carried over and stated that Local Roads also achieved some savings within Inter-Fund Charges. He commented that the savings realized will result in less of a need for support from the General Fund.

President Hooper stated that this is by far and above the strongest budget amendment he has had the opportunity to vote on. He pointed out that the amendment shows significant increases in revenues and reductions in expenses. He thanked Mayor Barnett, Mr. Sawdon, and the Department Directors.

Mayor Barnett commented that while there is much discussion on interest rates, the Amendment signifies an increase in revenues of almost \$4 million and a reduction in total expenditures by almost \$4 million. He mentioned significant decreases in operating expenses along with increases in Cable Franchise Fees, Building Department Permits and Fees, and Parks Revenues. He commented that in comparison interest was only down \$30,000.

Mr. Rosen commented that this is the biggest change he has ever seen. He questioned whether the significant change in Cable Franchise Fees and Building Department Revenues is due to much more activity or whether projected revenue amounts were previously underestimated.

Mayor Barnett responded that the Administration is fairly conservative in preparing Budgets. He noted that the increase is a combination of a genuine increase in activity and conservative initial estimates.

Mr. Sawdon commented that Cable Franchise Fees are generally budgeted based on a trend line. He mentioned that the increase in additional cable revenue could have resulted from fewer people traveling and putting their money into cable services instead. He stated that the City's expenditures are driven by revenue. He noted that the Administration estimates revenue at a conservative level that will be attainable and estimates expenditures aggressively.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0261-2011

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, in accordance with Section 19 of Public Act 2 of 1968, the Uniform Budgeting and Accounting Act the City Council may permit the Mayor to execute *adjustments* to the budget within limits;

Whereas, the Public Hearing for the proposed 2011 4th Quarter Budget Amendments was noticed on November 17, 2011; and

Whereas, the proposed 2011 4th Quarter Budget Amendments were available for public viewing beginning on November 28, 2011; and

Whereas, at its December 5, 2011 meeting City Council held a Public Hearing on the proposed 4th Quarter Budget Amendments.

Now, Therefore, Be It Resolved, that the Rochester Hills City Council hereby approves the following 2011 fund totals as amended:

101 - General Fund	\$ 24,674,150
202 - Major Road Fund	6,166,700
203 - Local Street Fund	4,926,760
206 - Fire Fund	7,119,990
207 - Special Police Fund	8,729,650
211 - Perpetual Care Fund	132,000
213 - RARA Millage Fund	614,130
214 - Pathway Maintenance	716,840
232 - Tree Fund	74,830
244 - Water Resources Fund	1,027,770
265 - OPC Millage Fund	1,037,360
299 - Green Space Millage Fund	948,130
313 - Street Improvements (2001 Series)	260,770
314 - SAD Street Improvements (2001 Series)	235,800
325 - Street Improvements (2002 Series)	472,490
331 - Drain Debt Millage Fund	2,021,070
369 - OPC Building Refunding Millage Fund	727,310
394 - Refunding Debt Fund / 2011 Series	2,352,790
402 - Fire Capital Fund	390,000
403 - Pathway Construction Fund	367,550
420 - Capital Improvement Fund	183,000
592 - W&S Operating Fund	30,232,350
593 - Water & Sewer Capital Fund	4,816,470
595 - Water & Sewer Debt Service Fund	351,720
631 - Facilities Fund	4,825,200
636 - MIS Fund	1,771,560
661 - Fleet Fund	3,021,830
677 - Insurance Fund	491,400
736 - Retiree Healthcare Trust Fund	313,150
843 - Brownfield Redevelopment Fund	35,730
848 - LDFA Fund	1,149,910
851 - SmartZone Fund	214,470
893 - EDC Fund	200

and, Therefore, Be It further Resolved, the Mayor is authorized to administratively adjust the operating budget line-items up to \$25,000 per event, but in no case may total expenditures of a particular fund exceed that which is appropriated by the City Council without a budget amendment.

NOMINATIONS/APPOINTMENTS

- 2011-0497** Nomination/Appointment to the Green Space Advisory Board to fill the unexpired term of Adam Kochenderfer ending December 31, 2012

Attachments: [Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Graves CQ.pdf](#)
[Zelinski CQ.pdf](#)
[112111 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Aubuchon CQ.pdf](#)
[Cobb CQ.pdf](#)
[Desy CQ.pdf](#)
[Kubicina CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper stated that Jayson Graves and Thomas Zelinski were nominated at the November 21, 2011 Regular City Council Meeting.

Public Comment:

Alice Benbow, 1582 Northumberland, noted that Mr. Kochenderfer is an attorney who has represented municipalities and questioned whether there is any conflict of interest concerning the Green Space Advisory Board or other City business.

President Hooper responded that tonight's appointment is to fill Mr. Kochenderfer's seat on the Green Space Advisory Board as a Citizen Representative.

Mr. Kochenderfer stated that he has no contract with any municipality or with Oakland County.

President Hooper instructed Council to vote for one of the nominees.

The nominees received the following votes:

Jayson Graves: Hooper, Klomp, Kochenderfer, Tisdell and Webber
Thomas Zelinski: Rosen and Yalamanchi

President Hooper noted that Jayson Graves is appointed to fill the unexpired term of Adam Kochenderfer on the Green Space Advisory Board.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0262-2011

Resolved, that the Rochester Hills City Council appoints Jayson Graves as Citizen Representative to the Green Space Advisory Board to fill the unexpired term of Adam Kochenderfer ending December 31, 2012.

2011-0505 Nomination/Appointment of one (1) Citizen Representative to the Building Authority for a six-year term to expire December 31, 2017

Attachments: [120511 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Booth CQ.pdf](#)
[Kingery CQ.pdf](#)
[McGuire CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Wylie CQ.pdf](#)
[Zelinski CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

Public Comment:

Mike McGuire, 935 John R, requested Council's consideration and stated that if he is appointed to the Building Authority, he would consider it an honor to serve.

Alice Benbow, 1582 Northumberland, commented that it appears that things do not change and this Council appears to vote in the same manner as previous Councils.

President Hooper Opened the Floor for Nominations. He noted that if there is more than one person nominated, this item would be held over to a future Council meeting for a vote.

Mr. Rosen questioned whether Council should consider voting this evening.

John Staran, City Attorney, responded that if only one person is nominated, Council will vote tonight. He stated that in the event of more than one nomination, Council's Rules of Procedure dictate setting the item over for two weeks for the vote. If Council wishes to vote tonight or next week, it would have to waive its Rules of Procedure.

Mr. Rosen nominated Thomas Zelinski.

Mr. Webber nominated Michael McGuire.

Seeing no further nominations, President Hooper Closed the Floor for Nominations. He noted that as there are two nominees, this item would be set over to a future Council meeting for a vote.

Mr. Webber stated that he would support waiving Council's Rules of Procedure to allow a vote to occur in one week's time at the next Council meeting on December 12, 2011.

Discussed.

2011-0565 Adoption of Resolution to Waive City Council Rules of Procedure to allow for Citizen Appointments to be made within a one-week period of their Nominations

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0263-2011

Resolved, that the Rochester Hills City Council hereby waives the *City Council Rules of Procedure, Article VII. Boards, Commissions and Committees, Section .01 (ii)* to allow for Citizen Appointments to be made within a one-week period of their Nominations.

2011-0506 Nomination/Appointment of two (2) Citizen Representatives to the Canvassing Board each for four-year terms to expire December 31, 2015

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Suppl Raschke CQ.pdf](#)
[Sweda CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Linda Raschke as the Republican Representative and Dr. Paul Sweda as the Democratic Representative to the Canvassing Board.

Seeing no further nominations, President Hooper Closed the Floor for Nominations.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0264-2011

Resolved, that the Rochester Hills City Council appoints Dr. Paul Sweda as the Democratic Representative and Linda Raschke as the Republican Representative to the Canvassing Board, each to serve a four-year term expiring December 31, 2015.

2011-0518 Nomination/Appointment of two (2) Citizen Representatives to the Cemetery Citizen Advisory Technical Review Committee

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Golden CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Wylie CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated C. Neall Schroeder.

Mr. Yalamanchi nominated Lois Golden.

Seeing no further nominations, President Hooper Closed the Floor for Nominations.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0265-2011

Resolved, that the Rochester Hills City Council appoints Lois Golden and C. Neall Schroeder to the Cemetery Citizen Advisory Technical Review Committee.

2011-0507 Nomination/Appointment of seven (7) Citizen Representatives to the Deer Management Advisory Committee each for one-year terms to expire December 31, 2012

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Bain CQ.pdf](#)
[Balaban CQ.pdf](#)
[Cobb CQ.pdf](#)
[Decker CQ.pdf](#)
[Desy CQ.pdf](#)
[Dieters-Williams CQ.pdf](#)
[Kubicina CQ.pdf](#)
[McDonald CQ.pdf](#)
[Moore CQ.pdf](#)
[Olson CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Podvin CQ.pdf](#)
[Zelinski CQ.pdf](#)
[Suppl Barno CQ.pdf](#)
[Suppl Pawlowicz CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

Public Comment:

Don Hughes, 3744 Bald Mountain Road, Auburn Hills, stated that the Deer Management Advisory Committee (DMAC) did an excellent job over the last couple of years, finding a balance between both sides and making Rochester Hills a model for cities. He stated that the current DMAC members should be reappointed.

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Terry Scott Bain, Monique Balaban, Christopher Cobb, Allen Decker, Jim Kubicina, Thomas McDonald and Joseph Podvin.

Seeing no further nominations, President Hooper Closed the Floor for Nominations.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0266-2011

Resolved, that the Rochester Hills City Council appoints Terry Scott Bain, Monique Balaban, Christopher Cobb, Allen Decker, Jim Kubicina, Thomas McDonald and Joseph Podvin to the Deer Management Advisory Committee each to serve a one-year term to expire December 31, 2012.

2011-0508 Nomination/Appointment of two (2) Citizen Representatives to the Elections Commission each for three-year terms to expire December 31, 2014

Attachments: [120511 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Buiteweg CQ.pdf](#)
[Davidson CQ.pdf](#)
[Foster CQ.pdf](#)
[Hauser CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Tischer CQ.pdf](#)
[Wylie CQ.pdf](#)
[Suppl Raschke CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Kochenderfer nominated Daniel Hauser.

Mr. Yalamanchi nominated Charles Tischer.

Mr. Rosen nominated William Davidson.

President Hooper Closed the Floor for Nominations. He noted that as there were more than two nominees, the vote would be carried over to the next City Council Regular Meeting on Monday, December 12, 2011.

Discussed.

2011-0509 Nomination/Appointment of three (3) Citizen Representatives to the Green Space Advisory Board each for three-year terms expiring December 31, 2014

Attachments: [120511 Agenda Summary.pdf](#)
[120511 Suppl Agenda Summary \(Revised\).pdf](#)
[Nomination Form.pdf](#)
[Aubuchon CQ.pdf](#)
[Carvey CQ.pdf](#)
[Cobb CQ.pdf](#)
[Desy CQ.pdf](#)
[Dohr CQ.pdf](#)
[Gauthier CQ.pdf](#)
[Kubicina CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated Christopher Cobb, Thomas Dohr and Timothy Gauthier.

Mr. Yalamanchi nominated Gerald Carvey.

Mr. Webber nominated Larry Aubuchon.

President Hooper Closed the Floor for Nominations. He noted that as there were more than three nominees, the vote would be carried over to the next City Council Regular Meeting on Monday, December 12, 2011.

Discussed.

2011-0510 Nomination/Appointment of two (2) Citizen Representatives to the Historic Districts Commission each to serve three-year terms to expire December 31, 2014

Attachments: [120511 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[HDC Appt Memo.pdf](#)
[Booth CQ.pdf](#)
[Branstner CQ.pdf](#)
[Cobb CQ.pdf](#)
[Davidson CQ.pdf](#)
[Deel CQ.pdf](#)
[Golden CQ.pdf](#)
[Grantham CQ.pdf](#)
[Hill CQ.pdf](#)
[Miller CQ.pdf](#)
[Puscas CQ.pdf](#)
[Thomasson CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

Public Comment:

Melinda Hill, 1481 Mill Race, suggested that Council should review the Historic Preservation Ordinance for the requirements for Commission members. She stated that Mr. Branstner is presently an Architect, and as he wishes to return, she would hope Council will consider him for reappointment. She noted that there should be at least several people from a local historical society as well as individuals interested in historic preservation. She commented that there are individuals whose candidate questionnaires are included for consideration that she has not see anywhere connected to preservation at the local, State or County level.

President Hooper Opened the Floor for Nominations.

Mr. Tisdell nominated Ryan Deel.

Mr. Webber nominated Steven Branstner and Sue Thomasson.

Mr. Rosen nominated Melinda Hill and Paul Miller.

President Hooper Closed the Floor for Nominations. He noted that as there were more than two nominees, the vote would be carried over to the next City Council Regular Meeting on Monday, December 12, 2011.

Discussed.

2011-0461 Nomination/Appointment of one (1) Citizen Representative to the Historic Districts Study Committee to fill the unexpired term of Murray Woolf ending December 31, 2012

Attachments: [Agenda Summary.pdf](#)
[HDSC Appt Memo.pdf](#)
[Nomination Form.pdf](#)
[Booth CQ.pdf](#)
[Cobb CQ.pdf](#)
[Cockey CQ.pdf](#)
[Granthen CQ.pdf](#)
[Hannick CQ.pdf](#)
[Thomasson CQ.pdf](#)
[Webster CQ.pdf](#)
[Wylie CQ.pdf](#)
[Notice of Vacancy \(expiring terms\).pdf](#)
[Notice of Vacancy \(Woolf\).pdf](#)
[111411 Agenda Summary.pdf](#)
[Resolution.pdf](#)

Public Comment:

Melinda Hill, 1481 Mill Race, commented that the original requirements for the Historic Districts Study Committee (HDSC) mandated that two out of the five members must also be members of the Historic Districts Commission (HDC). Once Council decided to increase the HDSC from five to seven members, it was then determined that three HDC members should serve on the HDSC. She noted that Dr. Stamps, currently serving on the HDC, has declined reappointment to the HDSC. She pointed out that none of the individuals whose candidate questionnaires indicate their interest in the HDSC are members of the HDC. She requested Council consider waiting until the HDC members are appointed to allow the HDC to provide suggestions to Council for individuals for the HDSC. She commented that Ms. Thomasson is a City employee and stated that employees should not be eligible to serve on the HDC.

President Hooper requested the City Attorney comment on Ms. Hill's concerns.

John Staran, City Attorney, responded that a City employee is not legally prohibited from serving on the HDC and is not automatically disqualified. It is up to Council to determine whether it could be construed as having the appearance of a conflict.

President Hooper suggested that this item could be postponed until a date in January after the HDC members are appointed and seated.

Mr. Yalamanchi concurred. He expressed his thanks to Dr. Stamps for his service on the HDSC and commented that he would like to continue to have someone with such an extensive knowledge base on the HDSC.

Postponed.

2011-0512 Nomination/Appointment of two (2) Citizen Representatives to the Human Resources Technical Review Committee each for one-year terms to expire December 31, 2012

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Atkinson CQ.pdf](#)
[Cheesman CQ.pdf](#)
[Cobb CQ.pdf](#)
[Cosenza CQ.pdf](#)
[Kingery CQ.pdf](#)
[McDonald CQ.pdf](#)
[Wylie CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated Thomas McDonald.

Mr. Webber nominated Clare Cheesman.

Seeing no further nominations, President Hooper Closed the Floor for Nominations.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0267-2011

Resolved, that the Rochester Hills City Council appoints Clare Cheesman and Thomas McDonald to the Human Resources Technical Review Committee, each to serve a one-year term to expire December 31, 2012.

2011-0513 Nomination/Appointment of seven (7) Citizen Representatives to the Police and Road Funding Technical Review Committee each for one-year terms expiring December 31, 2012

Attachments: [120511 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Atkinson CQ.pdf](#)
[Cline CQ.pdf](#)
[Dalton CQ.pdf](#)
[Desy CQ.pdf](#)
[Duda CQ.pdf](#)
[Graves CQ.pdf](#)
[Hetrick CQ.pdf](#)
[Johnson CQ.pdf](#)
[McGuire CQ.pdf](#)
[Moher CQ.pdf](#)
[Moore CQ.pdf](#)
[Raschke CQ.pdf](#)
[Rogers CQ.pdf](#)
[Soisson CQ.pdf](#)
[Stephens CQ.pdf](#)
[Wylie CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Yalamanchi nominated Donald Cline, Jr., John Dalton, Dale Hetrick, Walter Johnson, LeAnne Rogers, Nancy Soisson and Tom Stephens.

Mr. Webber nominated Linda Raschke.

President Hooper nominated Michael McGuire.

President Hooper Closed the Floor for Nominations. He noted that as there were more than seven nominees, the vote would be carried over to the next City Council Regular Meeting on Monday, December 12, 2011.

Discussed.

- 2011-0514** Nomination/Appointment of seven (7) Citizen Representatives to the Water and Sewer Technical Review Committee each for one-year terms expiring December 31, 2012

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Allen CQ.pdf](#)
[Borucki CQ.pdf](#)
[Graham, III CQ.pdf](#)
[Hurst CQ.pdf](#)
[Karas CQ.pdf](#)
[Kobylarz CQ.pdf](#)
[Kulaga CQ.pdf](#)
[McDonald CQ.pdf](#)
[Olson CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Tischer CQ.pdf](#)
[Suppl Raschke CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Tisdell nominated C. Neall Schroeder.

Mr. Webber nominated Johanna Allen, Martin Borucki, Richard Graham III, Philip Hurst, George Karas and Thomas McDonald.

President Hooper Closed the Floor for Nominations.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0268-2011

Resolved, that the Rochester Hills City Council appoints Johanna Allen, Martin Borucki, Richard Graham III, Philip Hurst, George Karas, Thomas McDonald and C. Neall Schroeder to the Water and Sewer Technical Review Committee, each to serve a term to expire December 31, 2012.

(Recess 8:56 p.m. to 9:03 p.m.)

Election of City Council President and Vice-President

2011-0524 Election of City Council President for a one-year term to expire December 2, 2012

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[City Charter.pdf](#)
[Election Process CC Rules of Procedure.pdf](#)
[Election Procedure - Roberts Rules.pdf](#)

Public Comment:

Scot Beaton, 655 Bolinger Street, stated that Rochester Hills has had several excellent Council Presidents and suggested that someone else might wish to have the opportunity for the coming year.

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated President Hooper.

Mr. Yalamanchi nominated Mr. Rosen.

President Hooper Closed the Floor for Nominations.

City Council Members voted for the nominees as follows:

President Hooper: Hooper, Klomp, Kochenderfer, Tisdel and Webber

Mr. Rosen: Rosen, Yalamanchi

President Hooper was appointed to a one-year term as President of City Council to expire December 2, 2012.

Appointed.

- 2011-0525** Election of City Council Vice-President for a one-year term to expire December 2, 2012

Attachments: [Nomination Form.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Tisdel nominated Mr. Webber.

President Hooper Closed the Floor for Nominations.

Michael Webber was appointed to a one-year term as Vice-President of City Council to expire December 2, 2012.

Appointed.

Council Appointments to Independent Boards and Commissions

- 2011-0526** Appointment of one (1) City Council Member to the Advisory Traffic & Safety Board for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - ATSB.pdf](#)

President Hooper stated Council Members Tisdel and Webber had expressed interest in serving on this board.

Mr. Webber withdrew his name from consideration.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** to the **Advisory Traffic & Safety Board** for a one-year term ending December 2, 2012.

Appointed.

- 2011-0527** Appointment of one (1) City Council Member to the Avondale Youth Assistance

for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - AYA.pdf](#)

President Hooper stated Council Member Yalamanchi had expressed interest in serving on this board, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Yalamanchi** to the **Avondale Youth Assistance** for a one-year term ending December 2, 2012.

Appointed.

2011-0528 Appointment of one (1) City Council Member to the Brownfield Redevelopment Authority for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - BRA.pdf](#)

President Hooper stated Council Member Webber had expressed interest in serving on this board, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Webber** to the **Brownfield Redevelopment Authority** for a one-year term ending December 2, 2012.

Appointed.

2011-0529 Appointment of one (1) City Council Member to the Green Space Advisory Board for a one-year term to expire December 12, 2012

Attachments: [Nomination Form - GSAB.pdf](#)

President Hooper noted that Council Members Klomp, Kochenderfer and Rosen each expressed interest in serving on the this board.

Mr. Klomp withdrew his name from consideration.

City Council Members voted for the nominees as follows:

Mr. Kochenderfer: Hooper, Klomp, Kochenderfer, Tisdell, Webber and Yalamanchi

Mr. Rosen: Rosen

President Hooper announced that **Mr. Kochenderfer** was appointed as City Council's representative to the **Green Space Advisory Board** for a one-year term to expire on December 2, 2012.

Appointed.

2011-0530 Appointment of one (1) City Council Member to the Museum Board for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Museum Board.pdf](#)

President Hooper stated Council Member Yalamanchi had expressed interest in serving on this board, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Yalamanchi** to the **Museum Board** for a one-year term ending December 2, 2012.

Appointed.

- 2011-0531** Appointment of two (2) City Council Members to the Older Persons' Commission each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - OPC.pdf](#)

President Hooper noted that Council Members Kochenderfer, Rosen, Webber and Yalamanchi each expressed interest in serving this Commission.

Mr. Kochenderfer withdrew his name from consideration.

City Council Members voted for the nominees as follows:

Mr. Rosen: Rosen

Mr. Webber: Hooper, Klomp, Kochenderfer, Tisdel, Webber and Yalamanchi

Mr. Yalamanchi: Hooper, Klomp, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

President Hooper announced that **Mr. Webber** and **Mr. Yalamanchi** were appointed as City Council's representatives to the **Older Persons' Commission** each for a one-year term to expire December 2, 2012.

Appointed.

- 2011-0532** Appointment of one (1) City Council Member to the Personnel Board to complete the two-year term to expire December 2, 2012

Attachments: [Nomination Form - Personnel Board.pdf](#)

President Hooper stated Council Member Tisdel had expressed interest in serving on this board, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** to the **Personnel Board** to complete the two-year term to expire December 2, 2012.

Appointed.

- 2011-0533** Appointment of two (2) City Council Members to the Pine Trace Committee each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Pine Trace Committee.pdf](#)

President Hooper noted that he, Council Member Tisdel and Council Member Webber each expressed interest in serving on this committee. He then withdrew his name from consideration. Seeing no other nominees, President Hooper announced the appointment of **Mr. Tisdel** and **Mr. Webber** as City Council's representatives to the **Pine Trace Committee** each for a one-year term to expire on December 2, 2012.

Appointed.

- 2011-0534** Appointment of one (1) City Council Member to the Planning Commission for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Planning Commission.pdf](#)

President Hooper noted that he and Council Member Rosen expressed interest in serving on this Commission.

City Council Members voted for the nominees as follows:

President Hooper: Hooper, Klomp, Kochenderfer, Tisdel and Webber

Mr. Rosen: Rosen and Yalamanchi

President Hooper announced his appointment as City Council's Representative to the **Planning Commission** for a one-year term to expire December 2, 2012.

Appointed.

2011-0535 Appointment of one (1) City Council Member to the Police School Liaison Steering Committee for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Police School Liaison Com.pdf](#)

President Hooper noted that Council Members Tisdel and Webber each expressed interest in serving on this committee.

Mr. Webber withdrew his name from consideration.

President Hooper announced that **Mr. Tisdel** was appointed as City Council's representative to the **Police School Liaison Committee** for a one-year term to expire on December 2, 2012.

Appointed.

2011-0536 Appointment of one (1) City Council Member to the Board of Trustees to the Retiree Health Care Trust for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Board of Trustees to the Retiree Health Care Trust.pdf](#)

President Hooper noted that he and Council Member Tisdel expressed interest in serving on this board. He then stated that he would withdraw his name from consideration.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** as City Council's representative to the **Board of Trustees to the Retiree Health Care Trust** for a one-year term to expire on December 2, 2012.

Appointed.

2011-0537 Appointment of one (1) City Council Member to the Rochester Area Youth Assistance for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - RAYA.pdf](#)

President Hooper noted that Council Member Klomp expressed interest in serving on this board. Seeing no other nominees, **President Hooper** announced

*the appointment of **Mr. Klomp** as City Council's representative to the **Rochester Area Youth Assistance** for a one-year term to expire on December 2, 2012.*

Appointed.

- 2011-0538** Appointment of one (1) City Council member to the Rochester/Auburn Hills Community Coalition for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Roch Com Coalition.pdf](#)

***President Hooper** noted that Council Members Kochenderfer and Yalamanchi expressed interest in serving on this board.*

***Mr. Yalamanchi** withdrew his name from consideration.*

*Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer** as City Council's representative to the **Rochester/Auburn Hills Community Coalition** for a one-year term to expire on December 2, 2012.*

Appointed.

- 2011-0540** Appointment of one (1) City Council Member to the Rochester-Avon Recreation Authority for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - RARA.pdf](#)

***President Hooper** noted that Council Member Klomp expressed interest in serving on this board. Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Klomp** as City Council's representative to the **Rochester-Avon Recreation Authority** for a one-year term to expire on December 2, 2012.*

Appointed.

- 2011-0541** Appointment of three (3) City Council Members to the Sister City Committee / Auburn Hills each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Sister Cities Auburn Hills.pdf](#)

***President Hooper** noted that Council Members Kochenderfer, Rosen, Tisdell and Yalamanchi each expressed interest in serving on this committee.*

***Mr. Tisdell** withdrew his name from consideration.*

*Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer, Mr. Rosen** and **Mr. Yalamanchi** as City Council's representatives to the **Sister City Committee/Auburn Hills**, each for a one-year term to expire on December 2, 2012.*

Appointed.

- 2011-0542 Appointment of three (3) City Council members to the Sister City Committee / Rochester each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Sister Cities Rochester.pdf](#)

President Hooper noted that Council Members Klomp, Rosen, Tisdell and Webber each expressed interest in serving on this committee.

City Council Members voted for the nominees as follows:

Mr. Klomp: Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Mr. Rosen: Rosen and Yalamanchi

Mr. Tisdell: Hooper, Klomp, Kochenderfer, Tisdell and Webber

Mr. Webber: Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

President Hooper announced the appointment of **Mr. Klomp, Mr. Tisdell and Mr. Webber** to the **Sister City Committee/Rochester** for a one-year term ending December 2, 2012.

Appointed.

- 2011-0543 Appointment of two (2) City Council Members to the Southeastern Oakland County Resource Recovery Authority (SOCRRA) each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - SOCCRA.pdf](#)

President Hooper stated that he expressed interest in serving on this board.

Mr. Webber indicated his interest in serving.

Seeing no other nominees, **President Hooper** announced his and **Mr. Webber's** appointment to the South Oakland Resource Recovery Authority (SOCRRA) each for a one-year term ending December 2, 2012.

Appointed.

- 2011-0566 Appointment of one (1) City Council Member to Southeast Michigan Council of Governments (SEMCOG) as Alternate for a two-year term to expire December 2, 2013

Attachments: [Nomination Form - SEMCOG.pdf](#)

President Hooper stated Council Members Kochenderfer and Webber had expressed interest in serving on this board.

Mr. Webber withdrew his name from consideration.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer** as the Alternate Delegate to the **Southeast Michigan Council of Governments** for a two-year term ending December 2, 2013.

Appointed.

- 2011-0544** Appointment of City Council Members as one (1) Delegate and one (1) Alternate to the Trailways Commission each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Trailways.pdf](#)

President Hooper stated Council Members Yalamanchi and Klomp each had expressed interest in serving on this Commission, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Yalamanchi** as **Delegate** and **Mr. Klomp** as **Alternate** to the **Trailways Commission**, each for a one-year term ending December 2, 2012.

Appointed.

- 2011-0545** Appointment of one (1) City Council Member to the Rochester Hills Government Youth Council (RHGYC) for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - RHGYC.pdf](#)

President Hooper stated Council Member Tisdel had expressed interest in serving on this board, and seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** as Council Representative to the **Rochester Hills Government Youth Council** for a one-year term ending December 2, 2012.

Appointed.

- 2011-0546** Appointment of one (1) City Council Member to the Zoning/Sign Board of Appeals for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - ZBA.pdf](#)

President Hooper noted that Council Members Kochenderfer and Rosen each expressed interest in serving on this board.

City Council Members voted for the nominees as follows:

Mr. Kochenderfer: Hooper, Klomp, Kochenderfer, Tisdel and Webber

Mr. Rosen: Rosen and Yalamanchi

President Hooper announced that **Mr. Kochenderfer** was appointed as City Council's representative to the **Zoning/Sign Board of Appeals** for a one-year term to expire on December 2, 2012.

Appointed.

Council Appointments to Technical Review Committees

- 2011-0547** Appointment of one (1) City Council Member to the Capital Improvement Plan

(CIP) for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - CIP.pdf](#)

President Hooper noted that Council Members Kochenderfer and Rosen each expressed interest in serving on this committee.

City Council Members voted for the nominees as follows:

Mr. Kochenderfer: Klomp and Kochenderfer

Mr. Rosen: Hooper, Rosen, Tisdell, Webber and Yalamanchi

President Hooper announced that **Mr. Rosen** was appointed as City Council's representative to the **Capital Improvement Project** for a one-year term to expire on December 2, 2012.

Appointed.

2011-0548 Appointment of one (1) City Council Member to the Cemetery Citizen Advisory Technical Review Committee for a one-year term to expire December 2, 2012

Attachments: [Nomination Form - Cemetery.pdf](#)

President Hooper stated Council Member Tisdell had expressed interest in serving on this committee, and seeing no other nominees, he announced the appointment of **Mr. Tisdell** as Council Representative to the **Cemetery Citizen Advisory Technical Review Committee** for a one-year term ending December 2, 2012.

Appointed.

2011-0549 Appointment of two (2) City Council Members to the Deer Management Advisory Committee (DMAC) each for one-year terms to expire December 2,

Attachments: [Nomination Form - DMAC.pdf](#)

Public Comment:

Don Hughes, 3744 Bald Mountain, Auburn Hills, stated that Mr. Webber did an excellent job on this committee and he hoped that he would continue his involvement. He commented that the late Mr. Brennan was a passionate committee member and he hoped that whomever fills his shoes has the same open-minded approach.

Council Discussion:

President Hooper noted that Council Members Kochenderfer, Rosen and Webber each expressed an interest in serving on this committee.

City Council Members voted for the nominees as follows:

Mr. Kochenderfer: Hooper, Klomp, Kochenderfer, Tisdell, Webber and Yalamanchi

Mr. Rosen: Rosen

Mr. Webber: Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and

Yalamanchi

President Hooper announced that **Mr. Kochenderfer** and **Mr. Webber** were appointed as City Council's representatives to the **Deer Management Advisory Committee**, each for a one-year term to expire on December 2, 2012.

Appointed.

2011-0550 Appointment of two (2) to (3) City Council Members to the Human Resources Technical Review Committee each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Human Resources.pdf](#)

President Hooper stated that he and Council Members Klomp, Rosen and Tisdel had expressed interest in serving on this committee.

Mr. Tisdel withdrew his name from consideration.

Seeing no other nominees, **President Hooper** announced his appointment and the appointment **Mr. Klomp** and **Mr. Rosen** as Council Representatives to the **Human Resources Technical Review Committee**, each for a one-year term ending December 2, 2012.

Appointed.

2011-0551 Appointment of two (2) City Council Members to the Police and Road Funding Technical Review Committee each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Police and Roads.pdf](#)

President Hooper noted that he and Council Members Tisdel, Rosen and Webber each expressed interest in serving on this committee.

Mr. Tisdel withdrew his name from consideration.

City Council Members voted for the nominees as follows:

President Hooper: Hooper, Klomp, Kochenderfer, Tisdel, Webber and Yalamanchi

Mr. Rosen: Rosen

Mr. Webber: Hooper, Klomp, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

President Hooper announced that he and **Mr. Webber** were appointed as City Council's representatives to the **Police and Road Funding Technical Review Committee**, each for a one-year term to expire on December 2, 2012.

Appointed.

- 2011-0552** Appointment of two (2) to three (3) City Council Members to the Strategic Planning and Policy Review Technical Review Committee each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Strategic Planning.pdf](#)

President Hooper noted that Council Members Kochenderfer, Rosen, Webber and Yalamanchi each expressed interest in serving on this committee.

City Council Members voted for the nominees as follows:

Mr. Kochenderfer: Klomp and Kochenderfer

Mr. Rosen: Hooper, Rosen, Tisdel, Webber and Yalamanchi

Mr. Webber: Hooper, Klomp, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

Mr. Yalamanchi: Hooper, Klomp, Kochenderfer, Rosen, Tisdel, Webber and Yalamanchi

President Hooper announced that **Mr. Rosen, Mr. Webber and Mr. Yalamanchi** were appointed as City Council's representatives to the **Strategic Planning and Policy Review Technical Review Committee**, each for a one-year term to expire on December 2, 2012.

Appointed.

- 2011-0553** Appointment of two (2) to three (3) City Council Members to the Water and Sewer Technical Review Committee each for one-year terms to expire December 2, 2012

Attachments: [Nomination Form - Water and Sewer.pdf](#)

President Hooper noted that Council Members Klomp and Tisdel expressed an interest in serving on this committee.

Mr. Rosen indicated his interest in serving on this committee.

President Hooper announced that **Mr. Klomp, Mr. Rosen and Mr. Tisdel** were appointed as City Council's representatives to the **Water and Sewer Technical Review Committee**, each for a one-year term to expire on December 2, 2012.

Appointed.

NEW BUSINESS

- 2011-0521** Request for Purchase Authorization - FIRE: Increase to Blanket Purchase Order for emergency medical supplies in the amount of \$10,000.00 for a new not-to-exceed amount of \$35,000.00 through January 31, 2012; J & B Medical Supply Company, Wixom, MI

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

Ron Crowell, Fire Chief/Emergency Management Director, noted that this

increase requested in the Blanket Purchase Order does not represent an increase to the Budget and merely requests an increase of the Blanket Purchase Order to the budgeted amount. He explained that the number of runs was underestimated.

President Hooper pointed out that there was an increase in EMS revenue included in the Fourth Quarter Budget Amendment approved tonight.

Chief Crowell responded that figures received today indicated that the City is at \$1,384,000 in EMS revenues for 2011 and noted that \$1.2 million was originally budgeted.

Mr. Rosen mentioned that he had a question regarding the reimbursement for EMS runs that he would be asking during Any Other Business.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0269-2011

Resolved, that the Rochester Hills City Council authorizes an increase to the Blanket Purchase Order for emergency medical supplies to J & B Medical Supply Company, Wixom, Michigan in the amount of \$10,000.00 for a new not-to-exceed amount of \$35,000.00 through January 31, 2012.

2011-0523 Request for Purchase Authorization - FIRE: Blanket Purchase Order for emergency medical supplies in the amount not-to-exceed \$34,000.00 through January 31, 2013; J & B Medical Supply Company, Wixom, MI

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

Ron Crowell, Fire Chief/Emergency Management Director, explained that this Blanket Purchase Order is a part of a County Cooperative Bid through the Michigan Intergovernmental Trade Network (MITN), resulting in a significant savings for emergency medical supplies.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0270-2011

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for emergency medical supplies to J & B Medical Supply Company, Wixom, Michigan in the amount not-to-exceed \$34,000.00 through January 31, 2013.

2011-0517 Request for Purchase Authorization - DPS/ENG: Blanket Purchase Order for Ready Mix Concrete Materials in the amount not-to-exceed \$229,000.00 through December 31, 2013; Superior Materials, Farmington Hills, MI

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

President Hooper noted that as he works in the construction industry and knows the vendor involved, he has had no involvement with the bid, quote or contract. As such, he sees no reason to recuse himself from voting on this item.

Allan Schneck, Director of DPS/Engineering, explained that the concrete materials are used as-needed for road repairs, watermain breaks, or in the event that City crews must excavate into a driveway.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0271-2011

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for Ready Mix Concrete Materials to Superior Materials, Farmington Hills, Michigan, in the amount not-to-exceed \$229,000.00 through December 31, 2013.

2011-0520 Request for Purchase Authorization - DPS/ENG: Contract/Blanket Purchase Order for engineering design services for the Grant Pump Station Replacement Project in the amount not-to-exceed \$74,990.00; Hubbell, Roth & Clark, Bloomfield Hills, MI

Attachments: [Agenda Summary.pdf](#)
[Presentation.pdf](#)
[HRC Proposal.pdf](#)
[Grant Pump Tributary Area.pdf](#)
[Resolution.pdf](#)

Paul Davis, City Engineer, noted that the Grant Pump Station is a key component of the City's sanitary sewer system. He stated that the pump station is located at the south end of Grant Street, south of Auburn Road. A map of the pump station and service area was displayed, along with an aerial view of the site which noted the tributary area that directs sewage to the station. He explained that the property the station sits on is fairly large in comparison to the area used. There are wetlands south and west of the property. He pointed out the proposed location for the new station and commented that it is similar to the Michelson Pump Station recently completed where the existing station can remain in operation while the new station is under construction, minimizing downtime for the cutover. He noted that the station has a 16-inch force main, which transports flows toward Auburn and Crooks Roads, where the flows are deposited to a gravity sewer.

Background:

- The Grant Pump Station was constructed in 1979. There are three pumps in the station; two were installed in 1979 and the third was installed in 1989.
- The Grant Pump Station serves approximately 2,000 customer accounts (100 industrial/commercial users).
- The pump station consists of a drywell/wetwell system.

Mr. Davis noted that one pump is typically on standby, with the other two pumps are expected to maintain peak flows. He commented that oftentimes only one

pump is necessary, and noted that the pumps take turns operating. He displayed a schematic of how the system operates, explaining that the drywell/wetwell system consists of a large cylinder separated by a wall. Pumps are located in the drywell, protected from the sewage. The station has two hatches for access, allowing entry to both sides. The access to the wetwell side includes lights to illuminate a grate which allows a crew member access to remove any grease buildups or blockages. The drywell side includes an elevator which transports crew members down to service the pumps.

Lifespan:

	Planned	Actual
Building	50 years	33 years
Generator (diesel)	20 years	33 years
Pumps	20 years	22-33 years
Controls	10 years	22 years
Elevator	20 years	33 years
Roof	20 years	10 years
Odor Control Unit	20 years	14 years
Wetwell appurtenances	20 years	33 years

Mr. Davis pointed out the items that are past their useful life. He noted that roof work was completed ten years ago, and he has been told that it is leaking again.

Pumps and Motors:

- Pumps 1 and 2 were installed in 1979.
- Existing pumps are 75 horsepower; new pumps will be 20 horsepower.
- Frames are original and in poor condition.
- New motors will be more efficient.
- Less maintenance.
- Improved technology.

Controls:

- Outdated and some replacement parts are no longer available.
- SCADA is 10 years old.

He noted that the current SCADA system has eliminated the need for manual transfer switches and alarms. He displayed a photo of the existing Grant Pump Station and the new Michelson Pump Station, pointing out that a building will no longer be necessary as the station will be reconstructed as a submersible pump station.

Why consider a total replacement:

- Bids were obtained in October 2010 to replace the existing 3 pumps and motors. The lowest bid was approximately \$350,000.
- The Michelson Pump Station was constructed in 2008 for approximately \$400,000.
- The Engineer's preliminary construction cost estimate for the Grant Pump Station is \$800,000.

Mr. Davis explained that in addition to looking at replacing some of the pumps, it was determined that some plug valves would also need replacement. After reviewing bids for the upgrade, and comparing it to the cost for reconstructing the Michelson Pump Station, it was determined that it could be more cost-effective to reconstruct the station similar to the Michelson Pump Station. He noted that the building itself is aging, with leaky and rusty doors, a leaky roof, and generator replacement. He explained that this is proposed as a standalone project and commented that the John R reconstruction work allowed the City to attain some cost savings and economies when the Michelson Pump Station project was completed.

Summary - Why a total replacement?

- *Age of existing station and all of equipment including electrical controls.*
- *The costs with replacing the pumps and motors themselves.*
- *Increased pump efficiency and decreased maintenance.*
- *Decreased facility operations and maintenance cost (no heat, lighting, elevator, leaking roof, building).*
- *Electrical consumption decrease from smaller horsepower pumps.*
- *Included in the 2012 Adopted CIP and the 2012 Adopted Budget.*

Mr. Davis pointed out that the Michelson Pump Station included 10 horsepower pumps, which are 65 percent cheaper to run than 75 horsepower pumps. He commented that there should be a significant savings in moving from 75 horsepower pumps to the 20 horsepower pumps proposed for the Grant Pump Station, along with a savings in electrical usage and elevator maintenance inspections.

Council Discussion:

President Hooper commented that 2,000 customers and residents rely on this pump station for their sewage disposal.

Mr. Yalamanchi questioned why an underground station is now preferred and how maintenance and monitoring costs will compare with an above-ground station.

Mr. Davis responded that during its day, the drywell/wetwell station was the common construction method. He commented that this method is now antiquated and the submersible station has taken over and replaced the wetwell/drywell type of design. He explained that crews will go out every week and check key system components. The SCADA system will monitor the station for alarms. In the event pump maintenance is necessary, a bypass pump will be used and a crew member will be lowered into an access point in a confined space entry.

Mr. Yalamanchi questioned why lower horsepower pumps can be used.

Mr. Davis responded that it was originally expected that this area would develop more intensely. As it did not, the new station will not require as large of a pump to service the area.

Mr. Yalamanchi questioned whether the wetlands on the property will present any challenges to reconstruction.

Mr. Davis responded that construction will not encroach into the wetland area. He pointed out that the original Michelson Pump Station was within a flood plain and its reconstruction allowed relocation to higher ground. The proposed location for the Grant Pump Station is not within a flood plain.

Mr. Yalamanchi questioned whether the projected project total cost of \$800,000 includes Hubbell Roth and Clark costs and if the funding would be from the Water and Sewer Capital Fund.

Mr. Davis responded that \$790,000 is budgeted and preliminary costs have come in around \$830,000 to \$840,000. Council is requested tonight to award the design contract at \$74,900 to prepare the project for bids. The project would come back before Council for a request to award the construction contract. The project funding is from the Water and Sewer Capital Fund.

Mr. Kochenderfer commended the Administration for its proactive approach and questioned whether there is a way to quantify the cost savings to be realized by the reconstruction.

Mr. Davis stated that if the City does not proceed to reconstruct the pump station, maintenance costs will continue piecemeal. At a minimum, the pumps should be replaced. From a liability standpoint, a catastrophic failure in the existing station is not impossible. The submersible station design allows the pumps to be located within the flow.

President Hooper noted that the City may not realize an economic benefit; however, the project is necessary to avoid a potential risk for failure in the future. He commented that all it takes is one failure to affect 2,000 customers and result in huge insurance claims for the City. He questioned whether there was anything that could be noted that would show cost reductions.

Allan Schneck, Director of DPS/Engineering, concurred, noting that the systems are relied on 24 hours a day, 365 days each year. He stated that this is a proactive, predictive project to prevent the potential for catastrophic failure.

Mr. Davis commented that electrical costs would be reduced as there will be no building to heat or light.

Mr. Tisdell questioned whether the lifespan of the new pumps will be similar and commented that a comparison of the cost savings realized by completing the reconstruction project would indicate thorough thinking.

Mr. Rosen suggested that the engineering phase include comparisons of power usage to ascertain savings, and commented that moving from 75 horsepower pumps to 20 horsepower pumps could provide a significant savings over a twenty-year timeframe.

Mr. Schneck responded that power consumption can be estimated for the recommended pumps.

Mr. Davis stated that the station does have an account for lighting expenses and noted that there is a carbon filter for odor control that will no longer need replacement. He commented that the reconstruction will provide peace of mind as well.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0272-2011

Resolved, that the Rochester Hills City Council authorizes a Contract/Blanket Purchase Order for engineering design services for the Grant Pump Station Replacement Project to Hubbell, Roth & Clark, Bloomfield Hills, Michigan in the amount not-to-exceed \$74,990.00 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.

2011-0556 Adoption of the 2012 City Council Meeting Schedule

Attachments: [Agenda Summary.pdf](#)
[2012 City Council Meeting Dates.pdf](#)
[Resolution.pdf](#)

President Hooper noted that similar to previous years, Budget Meetings will be held on August 20th and 27th and requested that Mayor Barnett provide Council with the proposed budget books prior to Budget introduction on August 13th.

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

Aye 7 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell, Webber and Yalamanchi

Enactment No: RES0273-2011

Resolved, that the Rochester Hills City Council establishes the Year 2012 Regular Meeting Schedule for City Council on Monday evenings as follows:

Regular Meetings:

January 9, 23
February 13
March 5, 19
April 2, 23
May 7, 21
June 4, 18
July 16, 30
August 13
September 10, 24
October 8, 22
November 12
December 3, 10

Further Resolved, that the Rochester Hills City Council Meetings will begin at 7:00 p.m., Michigan Time, and will be held at the City of Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Rochester Hills, Michigan.

Further Resolved, that the City Clerk shall provide proper notice of the 2012 Meeting Schedule pursuant to 15.265, Section 5 (3) of the Michigan Open Meetings Act, Public Act No. 267 of 1976 as amended.

COUNCIL COMMITTEE REPORTS

Older Persons' Commission (OPC):

Mr. Yalamanchi reported that a revised Inter-Local Agreement has been drafted for the OPC Board's review and the Board will comment on the revision in January. He stated that it is the OPC Board's hope that the three participating communities can get together for a presentation of the proposed revisions and to hear comments. He explained that the revision is proposed to confirm that the OPC is an independent body and should function independently. He noted that the current Inter-Local Agreement ties the hands of the OPC, and it is not practical and viable for the entity to continue operations in this manner. He mentioned that the draft addresses concerns, keeps the intent of the Inter-Local Agreement, and does not change taxation. He suggested that a date in February could be targeted for the presentation.

Mr. Webber stated that the existing Inter-Local Agreement requires all three communities to approve the OPC's budget. He explained that Rochester Hills and Oakland Township passed the budget; however, Rochester has chosen to amend the budget. The proposed amendment by Rochester must go back to both Rochester Hills and Oakland Township for consideration. He noted that in order for Council to consider the amended budget, it would need to come before Council at the December 12th meeting.

Mr. Yalamanchi noted that the concern is that if one community changes the OPC's budget, it must go before the other two communities. He stated that the three communities should be informed of the OPC's budget; however, the OPC Governing Board should have the ultimate authority to decide and implement their budget. He stated that his recommendation would be for Council to not act on the revised Budget. He expressed concern that if OPC is allowed to have their budget altered by the communities, the Rochester-Avon Recreation Authority could face the same possibilities.

Mr. Webber pointed out that Rochester Hills has two citizens and two Council Member representatives on the OPC Board.

Mayor Barnett noted that he was informed that a revised budget should be received from the City of Rochester by Wednesday. He commented that City Attorney John Staran will be consulted as to whether no action or a rejection is more appropriate. He stated that Oakland Township stands in lock-step with the City of Rochester Hills.

Mr. Klomp commented that the Rochester-Avon Recreation Authority (RARA)

has the same concerns regarding its day-to-day operations. He stated that RARA's Inter-Local Agreement dictates that any expenditure in excess of \$3,000 requires approval by both the City of Rochester Hills and the City of Rochester. He commented that the RARA Board will be paying very close attention to what happens with OPC.

ANY OTHER BUSINESS

Mr. Rosen requested Chief Crowell to address questions regarding EMS billing. He questioned who is billed for EMS runs.

Ron Crowell, Fire Chief/Emergency Management Director, explained that either the individual's insurance company, Medicare or Medicaid is billed, depending upon what coverage the individual has. Medicare and Medicaid pays a certain amount, up to a specified cap. If secondary insurance coverage is in effect, such as Blue Cross or Health Alliance Plan, they will pick up the remainder. He pointed out that the City charges \$425 for a basic life support transport, \$40 for oxygen, and \$10 per mile. Any amount over the contractual amount for Medicaid and Medicare must be written off. He noted that Accumed has written off \$581,000 this year, in amounts that cannot be legally charged in some cases, such as Medicare and Medicaid. He mentioned that any amount remaining less than \$100 is assumed to be a deductible; and he noted that this amount is written off for any Rochester Hills resident. Unpaid amounts above \$100 or for non-residents are sent to collections.

Mr. Rosen questioned how much is collected.

Chief Crowell noted that the City has collected \$1,282,000. The difference between that amount and the billing amounts of \$1,384,000 include fees for Crittenton for transport from the hospital to the Crittenton Cancer Center, and amounts from the Ann Arbor collection bureau.

Mr. Rosen questioned what most other communities do.

Chief Crowell responded that he can only speak to the procedures for Oakland Township and Addison, as they also use Accumed. He commented that he believes that they bill in the same manner, with the possible exception of writing off the amount for residents.

Mr. Rosen noted that individuals pay insurance and property taxes and often question why their insurance premiums have to go up to pay for what is already paid for through taxes. He mentioned that residents feel like they are paying in more than one way, and noted that it is complicated when considering that someone could be in a car accident and have Medicare as well.

Chief Crowell responded that the City is almost covering its costs for EMS service. If the City were to not charge its residents, he cannot see how it could continue to provide EMS service. Tax dollars go toward the cost of apparatus, training and certification. He commented that it has almost become the norm that tax dollars pay for having a fire service available. He noted that some other departments charge homeowners for fire calls and charge DTE Energy for downed power lines.

He commented that the Department provides a high level of service and does not know of any fire service in southeastern Michigan that could continue to do that without charging for transport.

Mr. Yalamanchi questioned how families that are low income or without health care or Medicaid are billed.

Chief Crowell responded that Council adopted a hardship policy approximately a year ago. If someone cannot pay their bill, they can provide documentation to that effect and claim hardship, and their bill could be reduced by 50 percent or to zero. He stated that the City does its best to help everyone and commented that Accumed also allows individuals to make payments.

Mr. Tisdell questioned what the City's fiduciary obligation is to collect monies where available.

John Staran, City Attorney, stated that while there is no requirement to collect, State Law provides the authority to do so. He noted that the question raised is not whether the City can collect these monies, but whether it should.

Mr. Tisdell noted that if the end-user pays a portion, there is then a connection between utilization and cost.

Mr. Staran concurred, stating that it is certainly the policy of the City to charge and collect these amounts.

President Hooper stated that there is no way that the City can fully fund the Fire Department without charging. He commented that while there is a basic tenet that tax dollars fund the availability of a Fire Department, users that have the wherewithal to pay should pay.

Chief Crowell concurred, stating that everything is reviewed and the City does take a very close look at hardship cases.

NEXT MEETING DATE

Regular Meeting - Monday, December 12, 2011 - 7:00 PM

ADJOURNMENT

There being no further business before Council, President Hooper adjourned the meeting at 10:24 p.m.

GREG HOOPER, President
Rochester Hills City Council

*SUSAN GALECZKA, Deputy City Clerk
City of Rochester Hills*

*MARY JO WHITBEY
Administrative Secretary
City Clerk's Office*

Approved as presented at the January 9, 2012 Regular City Council Meeting.