



# Rochester Hills

## Minutes

### City Council Regular Meeting

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

*Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, James Kubicina,  
Jenny McCardell, Stephanie Morita and Mark A. Tisdel*

**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."*

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Monday, March 26, 2018

7:00 PM

1000 Rochester Hills Drive

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## CALL TO ORDER

*President Tisdel called the Regular Rochester Hills City Council Meeting to order at 7:00 p.m. Michigan Time.*

## ROLL CALL

**Present** 7 - Susan M. Bowyer, Ryan Deel, Dale Hetrick, James Kubicina, Jenny McCardell, Stephanie Morita and Mark A. Tisdel

### Others Present:

*Bryan Barnett, Mayor  
Tina Barton, City Clerk  
Alan Buckenmeyer, Parks Manager  
Ken Elwert, Parks and Natural Resources Director  
Allan Schneck, Public Services Director  
John Staran, City Attorney*

## PLEDGE OF ALLEGIANCE

*Members of Team Falcon #98725B led the Pledge of Allegiance.*

## APPROVAL OF AGENDA

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdel

## COUNCIL AND YOUTH COMMITTEE REPORTS

### **Rochester-Auburn Hills Community Coalition (RAHCC):**

**Ms. McCardell** reported that a Youth Dialogue Day was held last week, with over 100 students from Rochester Community and Avondale Schools participating along with many leaders in the community.

*She noted that the RAHCC will hold a seminar on the concerns of Vaping at City Hall on May 29, 2018 from 6:30 p.m. to 7:30 p.m.*

**Older Persons' Commission (OPC):**

*Mr. Kubicina announced that the OPC will host their biggest fund raiser of the year to benefit Meals on Wheels on April 28, 2018. The Royal Park Hotel will be the site of a Monte Carlo Night, with doors opening at 5:30 p.m.*

## RECOGNITIONS

2018-0116 Proclamation in Recognition of Team Falcon #98725B - 2018 VEX Robotics Michigan State Champions

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Robotics Proclamations.pdf](#)  
[Resolution \(Draft\).pdf](#)

*Mayor Barnett noted that Team Falcon #98725B consists of superstar students who have done some amazing things. He commented that the City has a tremendous amount of people earning a living in the field of robotics, and more robots are made in Rochester Hills than in any other city in North America. He stated that Team Falcon has won back-to-back State Championships and will be heading on to the World Championships in Louisville next month. He congratulated the team members for their successful championship, introduced **Austin Helm, Brendan Algate, Ashlyn Helm and Patrick Puscas**; and he read a proclamation honoring the team.*

*Team Captain Austin Helm thanked Mayor Barnett and City Council for the recognition. He expressed his appreciation for the support of their church, school and mentor Mr. Hall over the past five years, and thanked God for what He allowed them to accomplish. He stated that the team looks forward to representing the city at the World Competition in April.*

*Ashlyn Helm presented a box of homemade sugar cookies to Mayor Barnett and Council.*

*Council congratulated the team members.*

**Presented.**

**Whereas**, the Robotics Education and Competition (REC) Foundation seeks to increase student interest and involvement in science, technology, engineering, and mathematics (STEM) by engaging students in robotics engineering programs across the United States and internationally; and

**Whereas**, VEX Robotics supports opportunities for leaders to emerge and engage in hands-on STEM learning, innovative thinking, and creative problem-solving; and

**Whereas**, on February 25, 2018, the REC Foundation held the Michigan VEX Robotics State Championship in Grandville, Michigan; and

**Whereas**, Team Falcon #98725B, comprised of four ambitious, inventive, and hard-working Rochester Hills Christian School students, competed; and

**Whereas**, Team Falcon made their city proud as they took first place for the second year in a row, and now hold the record for highest match score.

**Now, Therefore, Be It Resolved**, that on the occasion of this remarkable win by Team Falcon, the Mayor and City Council of the City of Rochester Hills hereby recognize, honor, and congratulate the entire team and wish them continued success in all their future endeavors.

## ORDINANCE FOR INTRODUCTION

**2018-0113** Acceptance for First Reading - An Ordinance to Add New Section 74-113 to Division 3 of Article II, City Parks, of Chapter 74, Parks and Recreation, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to prohibit smoking in Thelma G. Spencer Park, to repeal conflicting or inconsistent Ordinances, and to prescribe a penalty for violations

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Ordinance.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Ken Elwert**, Parks and Natural Resources Director, stated that this proposed Amendment will implement a no-smoking ordinance for Spencer Park as a trial. He explained that smoking at Spencer Park conflicts with the park's large user base and causes operational, health, safety, and welfare issues resulting from the close gatherings that the park hosts and children who do not wear shoes while there. He pointed out that the Ordinance would prohibit e-cigarettes and hookahs as well, and prohibit any device that emits smoke in one way or another. He mentioned that the Department has been communicating with potential users for the last four months to let them know that this ordinance was a possibility.

He stated that the Mayor's office conducted research and found over 100 communities in Michigan that have passed some sort of beach, playground or park tobacco-free rule. He stated that many communities have a system-wide ban. He noted that as of 2016, about 1,200 communities nation-wide have similar bans.

**Vice President Morita** stated that she is glad to see this Amendment come forward and questioned whether it might be considered for other parks such as Innovation Hills.

**Mr. Elwert** responded that this is an opportunity for a trial at the City's most challenging park. Should Council and the Mayor wish to move forward to include other parks, it could be done.

**Dr. Bowyer** questioned whether a designated smoking area is available at other parks.

**Mr. Elwert** responded that there is currently no designated smoking area at any park.

*He explained that the Museum has a designated smoking area away from the barns and historic structures.*

***Dr. Bowyer** commented that she is not a fan of bans across-the-board, and would prefer to see a restricted area. She noted that her employer Henry Ford Hospital, backtracked a complete ban it had instituted, as it was hard to enforce and resulted in littering at neighborhood properties as smokers stepped off the property onto the right-of-way. She questioned whether the ban could deter bookings for picnics, and what response is anticipated.*

***Mr. Elwert** responded that while a few individuals notified of the possible ban said that they would not schedule picnics if it is adopted, most expressed support of the ban. He explained that no smoking will be allowed in the park. Ample signs will be posted and advance warning will be given to renters.*

***Mayor Barnett** stated that these comments were brought up during discussions over the past weeks and months, and the Administration would like to do the type of experiment that Henry Ford undertook. A report would be presented to Council at the end of the year. He noted that neighboring communities have moved in this direction, and he pointed out that there are no longer designated smoking areas in restaurants. He commented that if challenges are encountered, the Administration would return to Council to report them.*

***Ms. McCardell** questioned whether the majority of park attendees are residents or non-residents.*

***Mr. Elwert** responded that the majority of summer visitors are non-residents; while during other seasons they are residents.*

***Ms. McCardell** questioned whether the ban might attract more residents and how long the trial period would be.*

***Mr. Elwert** responded that the situation would be re-analyzed at the end of the year.*

***Ms. McCardell** noted that vaping is included.*

***Mr. Elwert** stated that he would credit Mr. Staran for that inclusion, as the amendment was a team effort.*

***President Tisdell** concurred with Dr. Bowyer, noting that he is not a big fan of prohibition. He noted, however, that there is rationale to include anything that does burn; and he commented that too many smokers use the world as their ashtray. He commented that he believes that this is worth a try.*

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

**Resolved**, that an Ordinance to Add New Section 74-113 to Division 3 of Article II, City Parks, of Chapter 74, Parks and Recreation, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to prohibit smoking in Thelma G. Spencer Park, to repeal conflicting or inconsistent Ordinances, and to prescribe a penalty for violations is hereby accepted for First Reading.

## PUBLIC COMMENT for Items not on the Agenda

**Lee Zendel**, 1575 Dutton Road, stated that subsequent to the last meeting where Council received a presentation from SMART regarding transit, Wayne County Executive Warren Evans unveiled a new rapid transit plan which called for 1.5 mills for the next 20 years. Mr. Zendel stated that he asked Mr. Cramer from SMART roughly what percentage of revenue is achieved at the fare box. Mr. Cramer's response was that it was roughly eight to 18 percent. He stated that he is not in support of the request.

**Judy Dignam**, 1601 Stonecrest Drive, requested Council consider forming a study group to look into transit for the city. She stated that the city's roads are too crowded and pointed out that proposed new developments include two four-story hotels.

**Margaret Huggard**, 3286 Aquinas Drive, stated that she has watched the City grow and stated that the city should have different ways of looking at transit. She pointed out that Oakland University students come from all over the world and are surprised to learn there is no public transportation. She stated that she would support the idea of a study group and would like to have a SMART millage on the ballot in 2018.

## 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.

**2018-0114** Approval of Minutes - City Council Special Meeting - March 12, 2018

**Attachments:** [CC Special Mtg Min 031218.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0073-2018

**Resolved**, that the Minutes of a Rochester Hills City Council Special Meeting held on March 12, 2018 be approved as presented.

**2018-0115** Approval of Minutes - City Council Regular Meeting - March 12, 2018

**Attachments:** [CC Min 031218.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0074-2018

**Resolved**, that the Minutes of a Rochester Hills City Council Regular Meeting held on March 12, 2018 be approved as presented.

- 2018-0052** Request for Acceptance of an Amendment to a Watermain Easement granted by Rochester Community Schools, a Public School District within the State of Michigan, for Rochester High School

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Amended Watermain Easement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0075-2018

**Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts an amendment to the watermain easement granted by Rochester Community Schools, a Public School District within the State of Michigan, whose address is 501 West University, Rochester, Michigan 48307, for the construction, operation, maintenance, repair and/or replacement of a watermain over, on, under, through and across land more particularly described as Parcel No. 15-16-226-001.

**Further Resolved**, that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

- 2018-0097** Request for Acceptance of a Paved 20' Turnaround Easement granted by VASP, Inc., a Michigan Corporation, for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Turnaround Easement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0076-2018

**Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a paved 20' turnaround easement granted from VASP, Inc., a Michigan Corporation, whose address is 14995 Technology Dr., Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a paved 20' turnaround for fire and emergency access on, under, through and across land more particularly described as Parcel No. 15-31-400-020.

**Further Resolved**, that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

- 2018-0098** Request for Acceptance of a Sanitary Sewer Easement granted by VASP, Inc., a Michigan Corporation, for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Sanitary Sewer Easement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0077-2018

**Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sanitary sewer easement granted from VASP, Inc., a Michigan Corporation, whose address is 14995 Technology Dr., Shelby Township, Michigan 48315,

for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer over, on, under, through and across land more particularly described as Parcel No. 15-31-400-020.

**Further Resolved**, that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

- 2018-0099** Request for Acceptance of the Agreement for Maintenance of Private Road between the City of Rochester Hills and VASP, Inc., a Michigan Corporation for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Priv Road Maint Agreement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0078-2018

**Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts the Agreement for Maintenance of Private Road, for ingress and egress for public and emergency vehicles and for the performance of public and emergency services over the internal, undedicated roads and/or driveways being used in common for vehicular travel, granted by VASP, Inc., a Michigan corporation, whose address is 14955 Technology Dr., Shelby Township, MI 48315, for the Villas at Shadow Pines, for Parcel No. 15-31-400-020.

**Further Resolved**, that the City Clerk is directed to record the agreement with the Oakland County Register of Deeds.

- 2018-0100** Request for Acceptance of the Storm Sewer Maintenance Agreement between the City of Rochester Hills and VASP, Inc., for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Storm Sys Maint Agreement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0079-2018

**Resolved**, that the Rochester Hills City Council hereby approves the storm sewer system maintenance agreement, relative to the details of the development and use, repair and maintenance of the storm sewer system from VASP, Inc., a Michigan Corporation, whose address is 14955 Technology Dr., Shelby Township, MI 48315, for Parcel 15-31-400-020 for the Villas at Shadow Pines.

**Further Resolved**, that the City Clerk is directed to record the agreement with the Oakland County Register of Deeds.

- 2018-0101** Request for Acceptance of the Low Pressure Sewer Maintenance Agreement between the City of Rochester Hills and VASP, Inc., a Michigan Corporation, for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Low Pressure Sewer Sys Agreement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0080-2018

**Resolved**, that the Rochester Hills City Council hereby approves the storm sewer system maintenance agreement, relative to the details of the development and use, repair and maintenance of the low pressure sewer system from VASP, Inc., a Michigan corporation, whose address is 14955 Technology Dr., Shelby Township, MI 48315, for Parcel No. 15-31-400-020 for the Villas of Shadow Pines.

**Further Resolved**, that the City Clerk is directed to record the agreement with the Oakland County Register of Deeds.

- 2018-0102** Request for Acceptance of a Watermain Easement granted by VASP, Inc., a Michigan Corporation, for the Villas at Shadow Pines

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Watermain Easement.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0081-2018

**Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted from VASP, Inc., a Michigan Corporation, whose address is 14995 Technology Dr., Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a watermain over, on, under, through and across land more particularly described as Parcel No. 15-31-400-020.

**Further Resolved**, that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.

- 2018-0109** Request for Purchase Authorization - DPS/FLEET: Blanket Purchase Order for new fleet and fire truck tires in the amount not-to-exceed \$35,000.00 through March 31, 2019; Goodyear Tire & Rubber Company, Akron, OH

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

Enactment No: RES0082-2018

**Resolved**, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for the purchase of new fleet and fire truck tires to Goodyear Tire & Rubber Company, Akron, Ohio in the amount not-to-exceed \$35,000.00 through March 31, 2019.

Passed the Consent Agenda

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell



## LEGISLATIVE & ADMINISTRATIVE COMMENTS

Responding to Public Comment on public transportation, **President Tisdell** stated that this area was designed for suburban living, and subdivisions were designed to discourage pedestrian traffic. He commented that the City could be looking at a \$3.3 million tax for a half-million dollar need, and would be trying to retrofit a community specifically designed to thwart pedestrian traffic to accommodate a front-door technology. He mentioned that the Public Safety and Infrastructure Technical Review Committee (PSITRC) would be taking up the topic as one of their agenda items. He stated that he rode with Mr. Struzik, the resident who spoke at the last meeting, down to Detroit on the Park and Ride Service from Troy last week; and he noted that about a dozen people used the service from the Troy location to Campus Martius. He pointed out that on the way back, only three people rode to that location. He commented that as of right now, the demand is not there.

**Vice President Morita** stated that Council has been looking at the issue of public transportation along with many other municipalities in the state. She mentioned that some municipalities are going to a subsidized Uber which is more cost-effective. She commented that many of the city's households are aging in place; and she stated that she cannot imagine residents trying to walk up a hilly street. She stated that the city will need a system that is individualized to the community, and she has faith that the PSITRC will think outside the box and come back with recommendations.

**Dr. Bowyer** stated that she is a proponent of mass transit; however, she does not want to spend \$3 million for empty buses. She commented that Uber and Lyft work great.

She reported that she, Clerk Barton, and TTI Global CEO Lori Blaker attended the Women of Tomorrow Detroit Dinner on March 22, 2018 at the Detroit Athletic Club. She mentioned that Ms. Blaker has won the Oslo Peace Award.

**Mr. Deel** stated that he receives many emails discussing projects going on in the city, and he encouraged residents to visit the City's website to learn of ways they can provide feedback on the 2018 Master Plan.

He announced that the Rochester-Avon Recreation Authority will hold a Spring Break Camp during the week of April 2 through 6. He reported that their Easter Egg Hunt was very successful with many children attending.

He noted that the Rochester Hills Public Library will host Ken Daniels, author of "If These Walls Could Talk: Stories from the Detroit Red Wings Ice, Locker Room, and Press Box" on April 24.

**Mr. Hetrick** responded to Ms. Dignan and Ms. Huggard noting that they will be contacted as the PSITRC begins a transit discussion. He expressed his appreciation to Ms. McCardell for her work on the Youth Dialogue Day. He congratulated the 100-plus recipients of the Avondale Youth Assistance awards.

He noted that the Southeast Michigan Council of Governments (SEMCOG) has a ride-sharing application, Commuter Connection, that allows anyone to find a ride to a location. He invited interested individuals to visit [commuterconnectmi.com](http://commuterconnectmi.com).

He announced that Mayor Barnett was elected as a Delegate and he was named Alternate to the SEMCOG Executive Committee.

**Mr. Kubicina** thanked President Tisdell for accepting Mr. Struzik's offer to ride along on his public transit trip. He stated that it shows that Council is open-minded and will check things out for themselves. He noted that everyone should be cheering for the Tigers on Opening Day.

**Ms. McCardell** commented that she is not surprised that President Tisdell took the initiative to ride to Detroit on public transit, and she noted that she has seen him participate actively on other things.

She announced that her next Java With Jenny session would be held Saturday, April 7, 2018, at 10:00 a.m. at the Avon on the Lake Senior Living Complex.

**Mayor Barnett** stated that Rochester Hills holds two seats on SEMCOG's Board. He congratulated the women of this Council who attended the Women of Tomorrow event, and he noted that Ms. Blaker won the 2018 Oslo Business for Peace Award, which he commented is equivalent to the Nobel Peace Prize for business.

He stated that public transit is a hot topic and the conversation will be continued. He mentioned that he had lunch with Detroit Mayor Mike Duggan, and public transportation was one of the topics discussed. He noted that Rochester Hills' situation is unique, and stated that public transportation has to make sense for the community. He made the following announcements:

- The City is in need of crossing guards, and interested individuals would earn \$13 per crossing time, typically from 8:00 a.m. to 9:00 a.m. and again at 3:15 p.m. to 4:15 p.m.
- Kidde has announced a massive recall of smoke detectors. While this is not the brand that the Fire Department uses in its Sound the Alarm program, residents are encouraged to check their detectors to see if they have been recalled.
- The Rochester Grangers Old Fashioned Baseball Team is looking for new members. Players need to have a passion for history and basic skills for baseball.
- A significant fire occurred in Auburn Hills two nights ago on Five Points Drive near Oakland University.
- The State of the City Address is set for Wednesday, March 28, 2018 at Stoney Creek High School. Doors will open at 6:30 p.m. and the event will start at 7:00 p.m.

## ATTORNEY'S REPORT

**City Attorney John Staran** had nothing to report.

## NOMINATIONS/APPOINTMENTS

- 2018-0050** Nomination/Appointment of three (3) Citizen Representatives to the Zoning/Sign Board of Appeals, each for a three-year term to expire March 31, 2021

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Appointment Form.pdf](#)  
[Carlock CQ.pdf](#)  
[Chalmers CQ.pdf](#)  
[Dunn CQ.pdf](#)  
[Duperon CQ.pdf](#)  
[Farmer CQ.pdf](#)  
[Graves CQ.pdf](#)  
[Schultz CQ.pdf](#)  
[Tischer CQ.pdf](#)  
[031218 Agenda Summary \(Revised\).pdf](#)  
[031218 Agenda Summary.pdf](#)  
[Nomination Form.pdf](#)  
[Braun III CQ.pdf](#)  
[Gwiazdowski CQ.pdf](#)  
[Hurst CQ.pdf](#)  
[Kalas CQ.pdf](#)  
[Krajewski CQ.pdf](#)  
[Long CQ.pdf](#)  
[Lyons CQ.pdf](#)  
[McGunn CQ.pdf](#)  
[Paurazas CQ.pdf](#)  
[Reina CQ.pdf](#)  
[Siegfried CQ.pdf](#)  
[Thompson CQ.pdf](#)  
[Notice of Vacancy.pdf](#)  
[Resolution \(Draft\).pdf](#)

**President Tisdell** noted that eight individuals were nominated at the last City Council Meeting for the three positions open on the Zoning/Sign Board of Appeals. He requested Council Members vote for three individuals.

*The individuals received the following votes:*

*Jason Carlock: Bowyer*

*Bill Chalmers: Tisdell, Morita, Bowyer, Deel, Hetrick, Kubicina and McCardell*

*Stephen Dunn: Kubicina*

*Jeffrey Duperon: No votes*

*LaVerne Farmer: McCardell*

*Jayson Graves: Tisdell, Morita, Deel, Hetrick, Kubicina and McCardell*

*Robert Schultz: No votes*

*Charles (Chip) Tischer: Tisdell, Morita, Bowyer, Deel and Hetrick*

**President Tisdell** stated that Bill Chalmers, Jayson Graves, and Charles (Chip) Tischer would be appointed to the Zoning/Sign Board of Appeals.

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

Enactment No: RES0083-2018

**Resolved**, that the Rochester Hills City Council hereby appoints Bill Chalmers, Jayson Graves and Charles (Chip) Tischer to the Zoning/Sign Board of Appeals, each to serve a three-year term expiring March 31, 2021.

- 2018-0084** Request to Confirm the Mayor's Reappointment of David Reece and Ryan Schultz to the Planning Commission, each for a three-year term to expire March 31, 2021

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Schultz CQ.pdf](#)  
[Reece CQ.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Vice President Morita** noted that she sits on the Planning Commission with Mr. Reese and Mr. Schultz and stated that they are an integral part of the Commission and bring something important to each meeting.

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

Enactment No: RES0084-2018

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of David Reece and Ryan Schultz to the Planning Commission, each for a three-year term to expire March 31, 2021.

- 2018-0105** Request to Confirm the Mayor's Appointment of Garry Gilbert to the Naming Standing Committee to fill the unexpired term of Tom Talbert ending December 31, 2018

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Gilbert CQ.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

Enactment No: RES0085-2018

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's appointment of Garry Gilbert to the Naming Standing Committee to fill the unexpired term of Tom Talbert ending December 31, 2018.

- 2018-0107** Request to Confirm the Mayor's Appointment of Jon Strunk to the Construction/Fire Prevention Board of Appeals for a three-year term ending December 31, 2020

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Strunk CQ.pdf](#)  
[Marc Howell Resignation.pdf](#)  
[Resolution \(Draft\).pdf](#)

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

Enactment No: RES0086-2018

**Resolved**, that the Rochester Hills City Council hereby confirms the Mayor's appointment of Jon Strunk to the Construction/Fire Prevention Board of Appeals for a three-year term ending December 31, 2020.

## NEW BUSINESS

**2018-0117** Request for Approval of Michigan Department of Natural Resources Canada Goose Nest Destruction application and permit for Heatherwood Village Homeowners' Association

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Homeowners Association Letter.pdf](#)  
[Application.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Deborah Barno** stated that she was in attendance to represent the Heatherwood Village Homeowners' Association, and requested Council consider a resolution to allow another five years of participation in the nest egg destruction program. She noted that the program has been very effective over the past ten years and pointed out that the subdivision does not undertake a goose roundup.

**Mr. Deel** mentioned that he owns property in Heatherwood Subdivision. He stated that he does not feel it necessary to disqualify himself from discussion or vote and questioned whether any member of Council had any objections to his participation in this item.

No Council Member expressed any objections.

**Mr. Deel** stated that the request is typical of the process and noted that the nests are collected around Arlington Pond.

**Ms. Barno** commented that the Department of Natural Resources requires nest destruction be undertaken before a goose roundup. She pointed out that Heatherwood has never done a roundup.

**Mr. Deel** mentioned that Goosebusters is the company used for the nest destruction.

**Dr. Bowyer** questioned whether the program has been effective for the last few years, and why Council is being asked to consider the request.

**Ms. Barno** responded that the quantity of nests have gone down. She stated that in order to apply, the association must get signatures from 70 percent of the homeowners or receive a resolution from Council. She stated that the previous board members handling this item requested a resolution, and the current board is asking for the same.

**Vice President Morita** noted that the signatures of 28 homeowners would be required and questioned whether the board has ever attempted to obtain the signatures.

**Ms. Barno** responded that she has not since she inherited it from another board member. She stressed that the residents surrounding the pond are in favor of the program.

**Vice President Morita** stated that she has difficulty in approving this item if residents are not willing to sign the petitions. She commented that there are other ways to control geese other than destroying eggs. She pointed out that she did not vote in favor of another similar request that previously came to Council.

**President Tisdell** stated that he previously lived in suburban Minneapolis, and a roundup of geese only resulted in the geese returning. He added that the roundup activities actually killed more geese.

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

**Aye** 6 - Bowyer, Deel, Hetrick, Kubicina, McCardell and Tisdell

**Nay** 1 - Morita

Enactment No: RES0087-2018

**Resolved**, that the City of Rochester Hills requests the Michigan Department of Natural Resources to allow Heatherwood Village Homeowners' Association to conduct a program of Canada Goose Nest Destruction for a period of five (5) years.

**2018-0112** Request for Approval of a Grant Application to the Michigan Department of Natural Resources Recreation Passport Grant Program and Matching Funds for the purpose of renovating three of the four tennis courts, adding four pickle ball courts to replace the fourth tennis court, fencing, rain gardens, benches and recycling containers at Borden Park

**Attachments:** [032618 Agenda Summary.pdf](#)  
[Application Packet.pdf](#)  
[Resolution \(Draft\).pdf](#)

**Ken Elwert**, Parks and Natural Resources Director, stated that Council is requested to authorize an application for a \$150,000 grant through the Recreation Passport Program. He mentioned that it is a different program than in the past, as funding for this program comes through license plate opt-in fees. He explained that one tennis court will be replaced with four pickleball courts, and four tennis courts will be redone. He added that the project will include some environmentally sensitive items including rainwater collection.

**Dr. Bowyer** commented that more people are playing pickleball than tennis, and she stated that she is glad that the project is in the Capital Improvement Plan. She noted that rain gardens and recycling areas will help the city stay natural.

*Ms. McCardell expressed her appreciation to Mr. Elwert for his work on applying for the grant.*

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

**Aye** 7 - Bowyer, Deel, Hetrick, Kubicina, McCardell, Morita and Tisdell

Enactment No: RES0088-2018

**Whereas**, the tennis courts at Borden Park are significantly past their useful life; and

**Whereas**, the tennis and pickle ball courts project has been identified in the City's 2018 Capital Improvement Plan (CIP #PK-05G); and

**Whereas**, the rain gardens portion of the project has been identified in the City's 2017 Capital Improvement Plan (CIP #SW-12); and

**Whereas**, if awarded the grant, the City would competitively bid and purchase the materials and installation with reimbursement by the DNR of the grant amount upon completion; and

**Whereas**, the grant application deadline is March 29, 2018;

**Resolved**, that the Rochester Hills City Council does hereby support the application for a grant to the Michigan Department of Natural Resources Recreation Passport Grant Program for the purpose of renovating three of the four tennis courts, adding four pickle ball courts to replace the fourth tennis court, fencing, rain gardens, benches, and recycling containers at Borden Park and commits to the minimum required 25% financial match as well as the cost difference for this not-to-exceed \$350,000.00 project.

**Be It Further Resolved**, that the Mayor or his designee is authorized to execute the application on behalf of the City.

## ANY OTHER BUSINESS

*None.*

## NEXT MEETING DATE

*Regular Meeting - Monday, April 9, 2018 - 7:00 p.m.*

## ADJOURNMENT

*There being no further business before Council, it was moved by Morita and seconded by Bowyer to adjourn the meeting at 8:12 p.m.*

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*MARK A. TISDEL, President  
Rochester Hills City Council*

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*TINA BARTON, MMC, Clerk  
City of Rochester Hills*

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*MARY JO PACHLA, CMMC  
Administrative Coordinator - City Council  
City Clerk's Office*

*Approved as presented at the April 9, 2018 Regular City Council Meeting.*