



Rochester Hills Minutes City Council Regular Meeting

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

*Erik Ambrozaitis, Jim Duistermars, Barbara Holder, Greg Hooper,
Linda Raschke, James Rosen, Ravi Yalamanchi*

Wednesday, January 24, 2007

7:30 PM

1000 Rochester Hills Drive

DRAFT

CALL TO ORDER

President Rosen called the Regular Rochester Hills City Council Meeting to order at 7:36 p.m. Michigan Time.

ROLL CALL

Present: Erik Ambrozaitis, Barbara Holder, Greg Hooper, James Rosen and Ravi Yalamanchi

Absent: Jim Duistermars and Linda Raschke

Others Present:

*Dan Casey, Manager of Economic Development
Scott Cope, Director of Building/Ordinance Enforcement
Paul Davis, City Engineer
Julie Jenuwine, Director of Finance
Jane Leslie, City Clerk
Roger Rousse, Director of DPS/Engineering
Jack Sage, Ordinance Inspector
John Staran, City Attorney*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Resolved that the Rochester Hills City Council hereby approves the Agenda of the Regular Rochester Hills City Council Meeting of January 24, 2007 with the following amendment:

Add under PRESENTATIONS Item 2007-0071 - Presentation of the Rochester Hills Government Youth Council Bi-Annual Report to City Council

A motion was made by Hooper, seconded by Holder, to Approve Agenda as Amended.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

PUBLIC COMMENT

Ms. Alice Benbow, 1582 Northumberland Drive, using large posters, expressed concern that although nine Rochester Hills residents were elected to be Republican Party precinct

delegates, they were not, in turn, elected as delegates to the State Convention. She then announced that a local church would be hosting a blood drive.

Mr. Lee Zendel, 1575 Dutton Road, questioned why the City appeared to be moving forward with plans to develop Nowicki Park, when residents had been assured the previous year that there would be no development there for as long as 10 or 20 years.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mr. Ambrozaitis congratulated a student at Rochester High School who had recently won a pole-vaulting award.

Ms. Holder responded briefly to Mr. Zendel's comment regarding Nowicki Park by explaining that when additional land was acquired for that park through a land swap, part of the arrangement was a contribution of money from the developer to be used specifically for creating design plans for that park. Noting that the Tienken Road Bridge project was completed, Ms. Holder questioned what the plans are for the rest of that corridor.

Mr. Paul Davis, City Engineer, noting that Tienken Road is the responsibility of the Road Commission for Oakland County (RCOC), explained that nothing has been decided in terms of the rest of Tienken Road; however, an application has been submitted by the RCOC for a five-lane road between Livernois and Sheldon. He noted that the RCOC also received approval of approximately \$1.2 million to do a preliminary engineering study of the corridor between 2007 and 2008. He explained that it takes some time to get these types of corridor projects underway and that he did not anticipate any action taking place before 2009.

President Rosen noted that the future of Tienken Road is a "big issue" in Rochester Hills and that a five-lane road would result in the taking of private homes, whereas a three-lane road would not have the same impact.

ATTORNEY MATTERS

City Attorney John Staran had nothing to report.

PRESENTATION

2007-0059 Recognition of Communication Committee Citizen Representatives

Attachments: Agenda Summary.pdf; Donald Atkinson.pdf; Frank Cosenza.pdf; Gary Elliott.pdf; Deanna Hilbert.pdf; Michael Kaszubski.pdf; Brad Kinker.pdf; Jonathan Rea.pdf; Gerald Robbins.pdf; Jeff Shane.pdf; Gerard Verschueren.pdf

President Rosen explained that, upon the dissolution of the City Council Communication Committees, Council wished to express their gratitude to those City residents who had served on them. He presented Certificates of Appreciation recognizing the outstanding service of the following residents:

Donald Atkinson - Financial Services Committee

Frank Cosenza - Community Development & Viability Committee

Gary Elliot - Public Safety Committee

Deanna Hilbert - Leisure Activities Committee

Michael Kaszubski - Community Development & Viability Committee

Brad Kinker - Administration & Information Services Committee

Jonathan Rea - Financial Services Committee

Gerald Robbins - Public Safety Committee

Jeffrey Shane - Leisure Activities Committee

Gerard Verschueren - Administration & Information Services Committee

Presented

2007-0071

Presentation of the Rochester Hills Government Youth Council Bi-Annual Report to City Council

Attachments: Agenda Summary.pdf; Suppl - Youth Report.pdf

Ms. Holder, City Council Liaison to the Rochester Hills Government Youth Council (RHGYC), introduced the Chairperson and Vice Chairperson to provide Council with a bi-annual report of the program:

Ms. Kelley Kosuda, Chairperson and **Ms. Kristina Hurst**, Vice Chairperson, provided information regarding the following efforts of the RHGYC:

- Poverty Awareness: Collection through various methods of elementary school supplies for underprivileged students.
- Voter registration drives at community high schools.
- Creation of recycled lawn signs in support of the Pathways Millage.
- Preparation for the Mock Council Meeting to be hosted by the RHGYC at the upcoming Michigan Municipal League Legislative Conference in Lansing.

Ms. Kosuda and Ms. Hurst stressed that the RHGYC is working hard to be involved in the community.

Presented

(Ms. Raschke Entered at 8:03 p.m.)

Present: Erik Ambrozaitis, Barbara Holder, Greg Hooper, Linda Raschke, James Rosen and Ravi Yalamanchi

Absent: Jim Duistermars

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.

2006-0947

Acceptance of an Amendment to a Watermain Easement granted by Rochester Hills Congregate LLC for All Seasons Senior Apartments for Parcel Nos. 15-35-100-036 & 15-35-302-010

Attachments: Agenda Summary.pdf; Amended Watermain Easement.pdf; Map.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by Rochester Hills Congregate LLC, a Michigan limited liability company, 31731 Northwestern Highway, Suite 250W, Farmington Hills, Michigan 48334, for the construction, operation, maintenance, repair and/or replacement of a watermain over, on, under, through and across land more particularly described as Parcel Nos. 15-35-100-036 and 15-35-302-010.

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

Enactment No: RES0017-2007

2007-0039

Request from Trailways Commission for additional funding for the Paint Creek Trail Boundary Map/Survey Project in the amount not-to-exceed \$4,347.20; Nowak & Fraus, Royal Oak, MI

Attachments: Agenda Summary.pdf; Request from Kristen Myers.pdf; Trail Commission Attorney Opinion.pdf; Suppl - Mr. Fraus' Attorney Opinion.pdf; Suppl - Letter from JJ Associates.pdf; Suppl - Atty Opinion signed.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes the amendment of an existing Blanket Purchase Order to Nowak & Fraus, of Royal Oak, Michigan, for the purchase of contractual services to conduct the Paint Creek Trail Boundary Map/Survey Project, by the increased amount of \$4,347.20 for the new total amount not-to-exceed \$11,387.20.

Enactment No: RES0018-2007

2007-0043

Request for Purchase Authorization - BLDG: North Oakland County Household Hazardous Waste (No-Haz) Interlocal Agreement between Oakland County and City of Rochester Hills and a blanket purchase order in the amount not-to-exceed \$30,000

Attachments: Agenda Summary.pdf; Interlocal Report January 12, 2007.pdf; Program Report January 12, 2007.pdf; Estimated Cost January 12, 2007.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes the North Oakland County Household Hazardous Waste (No-Haz) Interlocal Agreement between Oakland County and the City of Rochester Hills and a blanket purchase order to North Oakland County Household Hazardous Waste, Pontiac, Michigan, in the amount not-to-exceed \$30,000 through December 31, 2007.

Further Resolved that the Mayor is authorized to execute the contract on behalf of the City.

Enactment No: RES0019-2007

2007-0038

Request for Purchase Authorization - DPS/ENG: Calcium Chloride, blanket purchase order in the amount not-to-exceed \$60,000; South Huron Industrial, Inc., Flat Rock, MI

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to South Huron Industrial, Inc., of Flat Rock, Michigan, for the purchase of calcium chloride, in the amount not-to-exceed \$60,000 through December 31, 2007.

Enactment No: RES0020-2007

2007-0040

Request for Purchase Authorization - DPS/ENG: Ready Mix Concrete Materials, blanket purchase order in the amount not-to-exceed \$70,000; Utica Transit Mix, Sterling Heights, MI, as primary vendor, and Arlington Transit Mix & Masonry Supply, Shelby Township, MI, as secondary vendor

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Utica Transmit Mix, Sterling Heights, Michigan, as primary vendor and Arlington Transit Mix & Masonry Supply, Shelby Township, Michigan, as secondary vendor, in the amount not-to-exceed \$70,000 through December 31, 2007.

Enactment No: RES0021-2007

2007-0046

Request for Purchase Authorization - DPS/ENG: 5G Slag, blanket purchase order in the amount not-to-exceed \$12,500; Edward C. Levy Co., Detroit, MI

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Edward C. Levy Co., Detroit, Michigan, for the purchase of 5G Slag in the amount not-to-exceed \$12,500 through December 31, 2007.

Enactment No: RES0022-2007

2007-0048

Adoption of Amendments to City Council Policy for Salaries of Department Directors and Mayor and Per Diem Fees for City Boards and Commissions

Attachments: Salary Policy rev 012407.pdf; 0048 Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Whereas, the Rochester Hills City Council on November 15, 2006 dissolved the Administration & Information Services (AIS) Committee; and

Whereas, the Rochester Hills City Council at its meeting of November 29, 2006 adopted Resolution RES0413-2006 creating the Human Resources Technical Review Committee; and

Whereas, the Human Resources Technical Review Committee has been charged with the formal duties and responsibilities stated in the Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions, which previously were assigned to the Administration and Information Services Committee.

Now, Therefore, Be It Resolved that the Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions is amended to change all references of the Administration & Information Services Committee to the Human Resources Technical Review Committee.

Enactment No: RES0023-2007

2007-0049

Adoption of Amendments to City Council Policy of Performance Appraisals for City Council Appointed Department Directors

Attachments: Performance Appraisals Policy rev 012407.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Whereas, the Rochester Hills City Council on November 15, 2006 dissolved the Administration & Information Services (AIS) Committee; and

Whereas, the Rochester Hills City Council at its meeting of November 29, 2006 adopted Resolution RES0413-2006 creating the Human Resources Technical Review Committee; and

Whereas, the Human Resources Technical Review Committee has been charged, pursuant to the City Council's Policy for Review of Performance Appraisals for City Council Appointed Department Directors, with periodic monitoring of the performance of Council appointed directors, which previously were assigned to the Administration and Information Services Committee.

Now, Therefore, Be It Resolved that the Policy for Review of Performance Appraisals for City Council Appointed Department Directors is amended to change all references of the Administration & Information Services Committee to the Human Resources Technical Review Committee.

Enactment No: RES0024-2007

2007-0051

Adoption of Amendments to City Council Attendance/Per Diem Compensation Policy

Attachments: Council Attendance & Per Diem Compensation 012407.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Whereas, the Rochester Hills City Council on November 15, 2006 dissolved the Administration & Information Services (AIS) Committee; and

Whereas, the Rochester Hills City Council at its meeting of November 29, 2006 adopted Resolution RES0413-2006 creating the Human Resources Technical Review Committee and amended the Resolution on January 24, 2007 to include the City Council Attendance/Per Diem Compensation Policy; and

Whereas, the Human Resources Technical Review Committee has been charged with the formal duties and responsibilities stated in the City Council Attendance/Per Diem Compensation Policy, which previously were assigned to the Administration and Information Services Committee.

Now, Therefore, Be It Resolved that the City Council Attendance/Per Diem Compensation Policy is amended to change all references of the Administration & Information Services Committee to the Human Resources Technical Review Committee.

Enactment No: RES0025-2007

2007-0031

Adoption of Rochester Hills Government Youth Council (RHGYC)
General Guidelines Policy

Attachments: Agenda Summary.pdf; RHGYC Guidelines.pdf; 011707 Agenda Summary.pdf; Draft 1 RHGYC Guidelines.pdf; Suppl - RHGYC Guidelines.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council hereby adopts the Rochester Hills Government Youth Council (RHGYC) General Guidelines Policy as presented.

Enactment No: RES0026-2007

2007-0050

Adoption of Amendments to Rochester Hills Government Youth Council (RHGYC)
Bylaws and Rules of Procedure

Attachments: Agenda Summary.pdf; RHCYC Bylaws 012407.pdf; Resolution.pdf

This Matter was Adopted by Resolution on the Consent Agenda.

Resolved that the Rochester Hills City Council amends the Rochester Hills Government Youth Council (RHGYC) Bylaws and Rules of Procedure as follows:

ARTICLE II: MEMBERSHIP AND TERMS

Section 1.

- a. The Youth Council shall consist of thirteen (13) Youth Representatives from grades nine (9) through twelve (12) who are residents of the City of Rochester Hills appointed by City Council, with the following preferable representation:
 - i. Two (2) Representatives from each of City Council's Districts
 - ii. Five (5) Representatives at large

Pursuant to the City Council Policy - Rochester Hills Government Youth Council (RHGYC) General Guidelines, City Council has the authority to increase or decrease the number of Youth Representatives for a specific year based on the recommendation of the Interview Committee

- b. ~~Each December~~ ~~the City Council Vice President shall serve as the City Council Liaison to the Youth Council~~ will select one of its Members to serve as the City Council Liaison to the Youth Council.

ARTICLE III: OBJECTIVES

Section 2. ~~Participation at City Council Meetings/Work Sessions~~ ~~Participation at City Council Meetings/Work Sessions~~

- a. ~~Each Youth Representative will be appointed by the Youth Council to one of the following City Council Communication Committees:~~
 - i. ~~Administration and Information Services Committee (AIS) - two (2) Representatives~~
 - ii. ~~Community Development and Viability Committee (CDV) - three (3) representatives~~
 - iii. ~~Financial Services Committee (FS) - two (2) representatives~~

- iv. ~~Leisure Activities Committee (LAC) – three (3) representatives~~
- v. ~~Public Safety Committee (PS) – three (3) representatives~~
- b. ~~Youth Representatives are required to attend a minimum of one (1) meeting of their assigned City Council Communication Committee on a quarterly basis.~~
- a. Each Youth Representative will be required to attend at least one (1) City Council Meeting and one (1) City Council Work Session each year and participate in the meeting/work session as a non-voting member.
 - i. At each RHGYC meeting, Youth Representatives will assign themselves to attend the next month's Council Meetings and Work Sessions
 - ii. If a Youth Representative is unable to attend his/her assigned meeting he/she must find a replacement.
 - iii. In an emergency situation, if a Youth Representative is unable to attend his/her assigned meeting, he/she must contact the City Clerk or his/her designee prior to the meeting and request to be excused.

Section 3. Annual Projects

- b. The Youth Council may provide additional/alternative projects that must be approved by ~~the Administration & Information Services Committee~~ City Council Liaison to the Youth Council, the City Clerk and the Adult Advisor prior to implementation.

ARTICLE IV: APPLICATION AND SELECTION PROCESS

Section 1. Application

- b. To be considered for a position on the Youth Council, interested Rochester Hills youth shall submit a Rochester Hills Government Youth Council Application to ~~the City Council Liaison~~ Adult Advisor by the designated due date.
- c. Incumbent applicants shall not be required to submit letters of recommendation with their application and essay.

Section 2. Interview

- a. The Interview Team shall consist of the following members:
 - i. Two (2) senior Youth Representatives selected by the Youth Council
 - ii. City Council ~~Vice President~~ Liaison to the Youth Council or his/her designee
 - iii. The City Clerk or his/her designee
 - iv. One (1) City Council Communication Committee Citizen Representative person selected by the City Council Liaison to the Youth Council, the City Clerk and the Adult Advisor
- b. The Interview Team shall make final recommendation to City Council regarding appointments to the Youth Council based on the following:
 - i. Application Quality
 - ii. Adult reference and interview

- iii. Representation
- iv. Any tenure as a Youth Representative
- v. School grade level

ARTICLE V: OFFICERS AND THEIR DUTIES

Section 3. Chairperson

- e. The Chairperson, with the Vice Chairperson, shall publish a bi-annual report to City Council at the last regular meeting in ~~February~~ January and the last regular meeting in August.

Section 4. Vice Chairperson

- d. The Vice Chairperson, with the Chairperson, shall publish a bi-annual report to City Council at the last regular meeting in ~~February~~ January and the last regular meeting in August.

ARTICLE VII: ORDER OF BUSINESS

Section 1.

The order of business for meetings shall be:

- Call to Order
- Roll Call
- Approval of Minutes
- Public Comment
- Communications
- Council Meeting Assignments
- Unfinished Business
- New Business
- Any Other Business
- Next Meeting Date
- Adjournment

ARTICLE VIII: QUORUM AND VOTING

Section 1.

A quorum shall be ~~seven (7)~~ one more than one-half of the total number of Youth Representatives currently serving including one (1) elected officer

ARTICLE IX: ADOPTION AND AMENDMENTS

Section 1.

- b. These Bylaws may be changed or added to by the City Council. The Youth Council may recommend changes or additions by affirmative vote of at least ~~seven (7)~~ one more than one-half of the total number of Youth Representatives currently serving.

Enactment No: RES0027-2007

Passed The Consent Agenda

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

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

The following Consent Agenda Items were discussed and adopted by separate Motions:

2006-0798

Acceptance of the Warranty Deed for a portion of Ring Road in the Grand Sakwa Development, granted by The Marketplace of Rochester Hills LLC (formerly known as Rochester Hills Corporate Center LLC) a Michigan limited liability company

Attachments: Agenda Summary.pdf; Warranty Deed.pdf; Map.pdf; Resolution.pdf

Mr. Ambrozaitis questioned whether the City would be responsible for this road.

City Attorney John Staran explained that, when completed, this road would become part of the City's local road network and the City would then become responsible for its maintenance.

A motion was made by Raschke, seconded by Hooper, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Warranty Deed granted by The Marketplace of Rochester Hills LLC (formerly known as Rochester Hills Corporate Center LLC), a Michigan limited liability company, 28470 Thirteen Mile Road, Suite 220, Farmington Hills, Michigan 48334, for a portion of the Ring Road in the Grand Sakwa Development, to the City of Rochester Hills, 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309, for Parcel Nos. 15-30-276-008 and 15-30-176-001.

Further Resolved that the City Clerk is directed to record the Warranty Deed with the Oakland County Register of Deeds.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0028-2007

2007-0041

Request for Purchase Authorization - DPS/ENG: Bituminous Cold Patching Material, blanket purchase order in the amount not-to-exceed \$39,000; Barrett Paving Materials, Inc., Mt. Clemens, MI

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

Resident Lee Zendel, 1575 Dutton Road, questioned what the impact had been on both Bituminous Cold Patching Materials and Asphalt Paving Materials as a result of the increase in crude oil prices.

Mr. Roger Rouse, Director of DPS/Engineering, noted that there has been an increase of approximately 5% in asphalt prices and about 10% in concrete prices.

Mr. Zendel cautioned that those increases would impact plans to address the local roads issue.

A motion was made by Yalamanchi, seconded by Hooper, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Barrett Paving Materials, Inc., Mt. Clemens, Michigan, for the purchase of bituminous cold patching material, in the amount not-to-exceed \$39,000 through December 31, 2007.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0029-2007

2007-0044

Request for Purchase Authorization - DPS/ENG: Asphalt Paving Materials, blanket purchase order in the amount not-to-exceed \$108,500; Ajax Materials Corporation, Troy, MI

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

A motion was made by Raschke, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Ajax Materials Corporation, Troy, Michigan, for the purchase of asphalt paving materials in the amount not-to-exceed \$108,500 through December 31, 2007.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0030-2007

2007-0047

Request for Purchase Authorization - DPS/ENG: 22A Gravel and 22X Slag, blanket purchase order in the amount not-to-exceed \$40,000; Richmond Transport, Inc., Lenox, MI

Attachments: Agenda Summary.pdf; Bid Tabulation.pdf; Resolution.pdf

Mr. Ambrozaitis questioned who makes the final decision when recommending a vendor.

Mr. Roger Rouse, Director of DPS/Engineering, noted that it is a group evaluation including him, Purchasing personnel and those employees who will be working directly with the product or service.

A motion was made by Ambrozaitis, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby authorizes a blanket purchase order to Richmond Transport, Inc., Lenox, Michigan, for 22A Gravel and 22X Slag in the amount not-to-exceed \$40,000 through December 31, 2007.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0031-2007

2006-0861

Amendment to Resolution RES0413-2006 to add "Council Attendance/Per Diem Compensation Policy" to charge and purpose of Human Resources Technical Review Committee

Attachments: Agenda Summary to Amend RES0413-2006 .pdf; 112906 Agenda Summary.pdf; 112906 Resolution.pdf; 0861 Amended Resolution.pdf

Mr. Ambrozaitis questioned whether it would be legally permissible to establish an elected board of residents to set salaries.

City Attorney John Staran explained that the current system is dictated by the City Charter and, thus, would require a Charter Amendment following a vote of the people

Ms. Holder clarified that Council sets the salary for department directors, the Mayor and Council members, not for other City staff members.

Mr. Ambrozaitis asked that Council investigate this option.

President Rosen noted that it could be addressed at a Council Work Session.

A motion was made by Ambrozaitis, seconded by Raschke, that this matter be Adopted by Resolution.

Now, Therefore, Be It Resolved that Resolution RES0413-2006 adopted by the Rochester Hills City Council at its meeting of November 29, 2006 as follows:

Motion was Made By Council Member Holder, Seconded by Council Member Raschke,

Whereas, the Rochester Hills City Council has decided to create Technical Review Committees in lieu of City Council Communication Committees to better address pending issues on a more focused and limited scope approach to ensure that all issues are addressed in an appropriate manner; and

Whereas, by City Council Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions and City Council's Policy for Review of Performance Appraisals for City Council Appointed Department Directors had charged the Administration and Information Services Committee with certain responsibilities.

Now, Therefore, Be It Resolved that the Rochester Hills City Council creates the Human Resources Technical Review Committee as follows:

Name of Committee: Human Resources Technical Review Committee

Purpose and Charge: The Committee shall be responsible for the following:

- * Formal duties and responsibilities stated in the Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and Commissions and shall be responsible to City Council for adhering to and carrying out the required actions of this Policy
- * Pursuant to City Council's Policy for Review of Performance Appraisals for City Council Appointed Department Directors the Committee will periodically monitor the performance of Council appointed directors

Membership:

City Council - Two to Three Members appointed to a one-year term to expire on December 31 of the given year or upon a Council Member's end of term of office

Citizen Representatives - Two Members appointed to a one-year term to expire on December 31 of the given year

Administrative Representative - Human Resources Director

Youth Representatives - Two members of the Rochester Hills Government Youth Council selected by the Youth Council

Be amended as follows:

Add to second "Whereas" Council Attendance/Per Diem Compensation Policy

Add to "Purpose and Charge"

- * Formal duties and responsibilities stated in the Council Attendance/Per Diem Compensation Policy and shall be responsible to City Council for adhering to and carrying out the required action of this Policy

Be It Further Resolved that the resolution as amended is hereby readopted by the City Council as follows:

Whereas, the Rochester Hills City Council has decided to create Technical Review Committees in lieu of City Council Communication Committees to better address pending issues on a more focused and limited scope approach to ensure that all issues are addressed in an appropriate manner; and

Whereas, by City Council Policy for Salaries of Department Directors and Mayor, Council Attendance/Per Diem Compensation Policy and Per Diem Fees for City Boards and Commissions and City Council's Policy for Review of Performance Appraisals for City Council Appointed Department Directors had charged the Administration and Information Services Committee with certain responsibilities.

Now, Therefore, Be It Resolved that the Rochester Hills City Council creates the Human Resources Technical Review Committee as follows:

Name of Committee: Human Resources Technical Review Committee

Purpose and Charge: The Committee shall be responsible for the following:

- * Formal duties and responsibilities stated in the Policy for Salaries of Department Directors and Mayor, and Per Diem Fees for City Boards and

Commissions and shall be responsible to City Council for adhering to and carrying out the required actions of this Policy

- * Pursuant to City Council's Policy for Review of Performance Appraisals for City Council Appointed Department Directors the Committee will periodically monitor the performance of Council appointed directors
- * Formal duties and responsibilities stated in the Council Attendance/Per Diem Compensation Policy and shall be responsible to City Council for adhering to and carrying out the required action of this Policy

Membership:

City Council - Two to Three Members appointed to a one-year term to expire on December 31 of the given year or upon a Council Member's end of term of office

Citizen Representatives - Two Members appointed to a one-year term to expire on December 31 of the given year

Administrative Representative - Human Resources Director

Youth Representatives - Two members of the Rochester Hills Government Youth Council selected by the Youth Council

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0032-2007

PUBLIC HEARINGS

2006-0961

Request to establish an Industrial Development District at 1840 Enterprise Drive, Rochester Hills, MI 48309

Attachments: Agenda Summary IDD.pdf; 011007 Agenda Summary.pdf; Application.pdf; Tesla Lease.pdf; Set Public Hearing Resolution.pdf; Public Hearing Notice.pdf; Resolution.pdf

Mr. Dan Casey, Manager of Economic Development, was present to address any questions or concerns.

President Rosen **Opened the Public Hearing at 8:18 p.m.**

There being no Public Comment, **President Rosen Closed the Public Hearing at 8:19 p.m.**

Mr. Ambrozaitis welcomed Tesla Motors to the City.

President Rosen indicated some concerns he had with Tesla's product and urged the company to be more forthcoming about their technology and expectations. He expressed his concerns about tax abatements, noting that the offer of a tax abatement should never be a deciding factor for a company to locate in a specific community. He stated that locating in this area of the country is the right thing to do for this company, but he did not believe the tax abatement was responsible for it.

Mr. Hooper noted that he did not support President Rosen's comments and expressed his enthusiasm for Tesla Motors locating their Technical Center in Rochester Hills. He stated that the City should make every effort to encourage new technologies. He expressed his hope that Tesla Motors would remain in Rochester Hills and expand.

A motion was made by Ambrozaitis, seconded by Yalamanchi, that this matter be Adopted by Resolution.

Whereas, First Industrial Realty Trust, as owner of certain industrial property in the City of Rochester Hills, Oakland County, Michigan, has filed a request with the City of Rochester Hills City Council for the establishment of an Industrial Development District under the "Plant Rehabilitation and Industrial Development Districts Act of 1974," as amended; and

Whereas, the proposed industrial development district is that property located at 1840 Enterprise Drive, Rochester Hills, Michigan, more particularly described as:

E, Sec 28 Tan Industrial Park Lots 44 & 45 11/06/87 FR 003 & 004

Whereas, the Rochester Hills City Council held a public hearing regarding this request at the Regular Meeting of January 24, 2007 at 7:30 p.m. in the Council Chambers, at 1000 Rochester Hills Drive, Rochester Hills, Michigan, during which the owner of the property and all interested parties were given the opportunity to be heard; and

Whereas, the establishment of an Industrial Development District is consistent with City objectives for industrial development and the creation of new employment opportunities.

Now, Therefore, Be It Resolved that the Rochester Hills City Council determines that the levies of ad valorem taxes are at a rate, when taken together with the rates of ad valorem taxes levied by any other taxing authority which levies taxes within the City of Rochester Hills, equals or exceeds \$30.00 for each \$1,000.00 of taxable value, and therefore is eligible for designation as an Industrial Development District pursuant to said Act; and

Be It Further Resolved that the above listed legal description is hereby designated as an Industrial Development District.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0033-2007

2006-0960

Request for an Industrial Facilities Exemption Certificate (IFT) at 1840 Enterprise, Rochester Hills, MI 48309

Attachments: Agenda Summary IFT.pdf; Development Agreement.pdf; AA Financial Analysis-Personal.pdf; District Map.pdf; 011007 Agenda Summary.pdf; Legal Description.pdf; Set Public Hearing Resolution.pdf; Public Hearing Notice.pdf; Resolution.pdf

President Rosen **Opened the Public Hearing at 8:19 p.m.**

There being no Public Comment, President Rosen **Closed the Public Hearing at 8:20 p.m.**

A motion was made by Yalamanchi, seconded by Hooper, that this matter be Adopted by Resolution.

Whereas, Tesla Motors, Inc., as owners of certain industrial property in the City of Rochester Hills, Oakland County, Michigan, is located within an Industrial Development District under the "Plant Rehabilitation and Industrial Development Districts Act of 1974," as amended; and

Whereas, the Industrial Development District is that property located at 1840 Enterprise Drive, Rochester Hills, Michigan, more particularly described as follows:

E, Sec 28 Tan Industrial Park Lots 44 & 45 11/06/87 FR 003 & 004

Whereas, Tesla Motors has made application to the Rochester Hills City Council for an Industrial Facilities Exemption Certificate under the above noted legislation; and

Whereas, the Rochester Hills City Council has reviewed the application and made the following findings:

- a. The granting of the Industrial Facilities Exemption Certificate, considered together with the aggregate amount of Industrial Facilities Exemption Certificates previously granted and currently in force, does not have the effect of substantially impeding the operation of the City of Rochester Hills or impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Rochester Hills in which the facility is located.
- b. Completion of the facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to retain and create employment.
- c. Completion of the facility does not constitute merely the addition of machinery and equipment for the purpose of increasing productive capacity, but rather is primarily for the purpose and will primarily have the effect of providing a new facility on industrial property.
- d. The construction of the industrial facility meets the objectives of job creation within the established industrial corridor of the City of Rochester Hills.

Now, Therefore, Be It Resolved that pursuant to Section 9, (1) and (2) of Act 198 of Public Acts of 1974, as amended, the City Council of the City of Rochester Hills hereby approves the request of Tesla Motors for an Industrial Facilities Exemption Certificate for a period of three (3) years for personal property only; and

Be It Further Resolved that the accompanying Development Agreement between Tesla Motors and the City of Rochester Hills is hereby approved after review by the City Attorney as to form, and is to be sent to the Department of Treasury and the State Tax Commission along with this resolution.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0034-2007

NOMINATIONS/APPOINTMENTS

2007-0017

Nomination/Appointment of one (1) of the two (2) Citizen Representatives to the Historic Districts Study Committee each for a two-year term ending December 31, 2008

Attachments: Agenda Summary.pdf; Schodowski Candidate Questionnaire.pdf; Resolution.pdf

President Rosen opened the floor for nominations for the Historic Districts Study Committee (HDSC).

Mr. Yalamanchi nominated **Ms. Peggy Schodowski**.

There being no further nominations, **President Rosen** closed the floor to nominations

A motion was made by Yalamanchi, seconded by Ambrozaitis, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council appoint Peggy Schodowski to serve as a Historic Districts Study Committee Citizen Representative for a two-year term expiring December 31, 2008.

The motion carried by the following vote:

Aye: Ambrozaitis, Holder, Hooper, Raschke, Rosen and Yalamanchi

Absent: Duistermars

Enactment No: RES0035-2007

2007-0069

Nomination/Appointment of three (3) City Council members to the Master Thoroughfare Plan Technical Review Committee

Attachments: Agenda Summary.pdf; Nomination Form .pdf

President Rosen opened the floor for nominations for City Council members to be appointed to the Master Thoroughfare Plan Technical Review Committee (MTPTRC):

Mr. Yalamanchi nominated himself.

Mr. Rosen nominated himself.

Ms. Holder nominated **Mr. Hooper**

Mr. Hooper declined the nomination.

Mr. Rosen nominated **Mr. Duistermars**.

President Rosen closed the floor to further nominations.

There being a sufficient number of nominees to fill the number of positions available on the MTPTRC, **Mr. Duistermars, Mr. Rosen and Mr. Yalamanchi** were appointed.

Appointed

UNFINISHED BUSINESS

(Mr. Duistermars Entered at 8:58 p.m.)

Present: Erik Ambrozaitis, Jim Duistermars, Barbara Holder, Greg Hooper, Linda Raschke, James Rosen and Ravi Yalamanchi

2007-0020

Request for Approval of 2007 First Quarter Budget Amendments

Attachments: Agenda Summary.pdf; 2007 - Budget Amendments.pdf; Public Hearing Notice -.pdf; 2007 -revised Budget Amendments.pdf; Memo to CC re revised amendment EEC carpet.pdf; Resolution.pdf

Mr. Yalamanchi asked that the budget amendment be reduced to remove the \$850,000 item for the Grand Sakwa Consent Judgment, and asked that Council receive a full report from the administration explaining what service credits had been attributed to the ring road construction and how much actual cash will ultimately be expended. He stressed that he was under the impression that no cash would ever be paid for this project, but rather it would all be financed through credits. He further expressed his concern that this financial obligation was never mentioned during the budget process.

Mr. Hooper noted that his employer is associated with this project and, thus, he felt it necessary to abstain from this discussion.

City Attorney John Staran explained that the City is obligated in the Consent Judgment to repay the cost of the ring road no later than 30 days following its completion.

Mr. Ambrozaitis indicated he would support a motion that removed the \$850,000, although he also expressed concern that he would be required to approve \$314,000 for the Asset Management Program while still awaiting discussion of the item during an upcoming Council Work Session.

Mr. Paul Davis, City Engineer, offered a brief explanation as to the Grand Sakwa ring road matter, noting that the City was not aware of when construction would start on the ring road and, thus, had no way of knowing how much of the obligation would be met in services fees and cash payments. He further noted that, unexpectedly, rather than Grand Sakwa requesting credit-eligible services, Grand Sakwa's lease agreement resulted in Wal-Mart paying fees for its own development and, therefore, the credits did not apply. He explained that the City had received revenue for the project, while not reducing its ring road obligation. He also noted that the ring road would likely be completed in the spring of 2007.

Ms. Holder urged Council members to seek answers to their questions prior to Council meetings, rather than waiting and requesting changes to resolutions.

Mr. Yalamanchi noted that he had requested this information previously. He also stressed that this financial obligation should have been indicated as a liability during the budget process and stated that, if he had been made aware of this impending payment, his budget discussions on certain issues would have been different.

PUBLIC COMMENT:

Mr. Lee Zendel, 1575 Dutton Road, agreed that the payment should have been identified at some point as a "contingent liability."

COUNCIL DISCUSSION:

Ms. Julie Jenuwine, Director of Finance, explained that liabilities are indicated in the CAFR, not the budget, which is a separate process. She explained that she was under the impression that a significant portion of the \$2.5 million would be accounted for in service credits. She stressed that, as the ring road was constructed early in the development process, not enough time had passed to accrue more credits. She further noted that, although not shown in the budget amendment, there had been an increase in service fees as a result of the development.

Mr. Yalamanchi Called the Question to end further debate and vote on the current motion.

A motion was made by Yalamanchi that this matter be Discussed.

Resolved by the Rochester Hills City Council to hereby Call the Question to Close Debate on the Motion currently on the Floor to approve the 2007 First Quarter Budget Amendment.

The motion failed by the following vote:

Aye: Rosen and Yalamanchi

Nay: Ambrozaitis, Duistermars, Holder and Raschke

Abstain: Hooper

2007-0020

Request for Approval of 2007 First Quarter Budget Amendments

The motion to call the question having failed, Council discussion continued.

Mr. Ambrozaitis stressed that the potential liability should have been brought to the attention of Council during the budget process.

Ms. Jenuwine stated that she had not been involved in this arrangement, thus, was unable to provide the information to Council.

Mr. Davis acknowledged that Council should have been better informed on the matter, but also noted that there is still time for further credits to be used in the process before the final payment either 30 days following completion of the ring road or September of 2007, whichever comes first.

Mr. Duistermars suggested that perhaps a different process could be put in place to address this type of situation, such as an escrow account. He then noted that the City must, at this time, meet its legal obligation to pay for the ring road, thus, these funds should not be delayed, which could possibly be interpreted as unwillingness to pay and a breach of contract.

President Rosen acknowledged that the issue should have been brought to Council's attention sooner, and noted he would be in favor of removing the item for further discussion. With regard to the Asset Management Program, he indicated that that project was already in progress and that he supported the program.

Mr. Ambrozaitis stated that he felt it was unfair to ask him to approve the Asset Management Program budget amendment before he had received a presentation and adequate information about the program.

President Rosen offered Mr. Ambrozaitis the opportunity to move a motion that would remove the Asset Management Program from consideration.

Mr. Duistermars stressed that the Asset Management Program was a carryover from the previous budget, and noted how disruptive it would be if Council were to make it a practice to halt ongoing projects to await informational meetings. He then Called the Question to end debate and vote on the current motion.

A motion was made by Duistermars that this matter be Adopted by Resolution.

Resolved by the Rochester Hills City Council to hereby Call the Question to Close

Debate on the Motion currently on the Floor to approve the 2007 First Quarter Budget Amendment.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Raschke, Rosen and Yalamanchi

Abstain: Hooper

2007-0020 Request for Approval of 2007 First Quarter Budget Amendments with the removal of Item 171.954000 in the amount of \$850,000 from 101 – General Fund

A motion was made by Yalamanchi, seconded by Ambrozaitis, that this matter be Adopted by Resolution.

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

Whereas, the proposed 2007 1st Quarter Budget Amendment was available for public viewing starting January 8, 2007; and

Whereas, at its January 24, 2007 meeting City Council held a Public Hearing on the proposed 1st Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby removes Item 171.954000 in the amount of \$850,000; and

Be It Further Resolved that the Rochester Hills City Council hereby approves the following 2007 fund totals as amended:

101 - General Fund	\$26,757,850
202 - Major Road Fund	\$9,577,720
203 - Local Street Fund	\$6,700,810
206 - Fire Fund	\$7,715,560
214 - Pathway Maintenance Fund	\$691,580
244 - Drain Maintenance Fund	\$1,901,920
402 - Fire Capital Fund	\$1,003,500
403 - Pathway Construction Fund	\$871,900
420 - Capital Improvement Fund	\$1,046,560
592 - W&S Operating Fund	\$27,327,500
593 - W&S Capital Fund	\$18,864,270
631 - Facilities Fund	\$4,980,430
636 - MIS Fund	\$2,571,810
661 - Fleet Equipment Fund	\$3,561,570
848 - L.D.F.A. Fund	\$1,531,000
808 - RARA Operating Fund	\$2,031,752

The motion failed by the following vote:

Aye: Rosen and Yalamanchi

Nay: Ambrozaitis, Duistermars, Holder and Raschke

Abstain: Hooper

2007-0020 Request for Approval of 2007 First Quarter Budget Amendments

Mr. Duistermars moved the original motion in the packet containing all budget amendments including the \$850,000 for the Grand Sakwa Consent Judgment and the \$314,000 for the Asset Management Program.

Mr. Yalamanchi again requested a full report on the City's expenditures thus far for the ring road in both cash and services credits.

A motion was made by Duistermars, seconded by Raschke, that this matter be Adopted by Resolution.

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

Whereas, the proposed 2007 1st Quarter Budget Amendment was available for public viewing starting January 8, 2007; and

Whereas, at its January 24, 2007 meeting City Council held a Public Hearing on the proposed 1st Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby approves the following 2007 fund totals as amended:

101 - General Fund	\$27,607,850
202 - Major Road Fund	\$9,577,720
203 - Local Street Fund	\$6,700,810
206 - Fire Fund	\$7,715,560
214 - Pathway Maintenance Fund	\$691,580
244 - Drain Maintenance Fund	\$1,901,920
402 - Fire Capital Fund	\$1,003,500
403 - Pathway Construction Fund	\$871,900
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631 - Facilities Fund	\$4,980,430
636 - MIS Fund	\$2,571,810
661 - Fleet Equipment Fund	\$3,561,570
848 - L.D.F.A. Fund	\$1,531,000
808 - RARA Operating Fund	\$2,031,752

The motion carried by the following vote:

Aye: Duistermars, Holder, Raschke and Rosen

Nay: Ambrozaitis and Yalamanchi

Abstain: Hooper

Enactment No: RES0039-2007

(RECESS 9:25 p.m. - 9:36 p.m.)

2007-0025 Adoption of Resolution changing the composition of the Brownfield Redevelopment Authority

Attachments: Agenda Summary.pdf; 011707 Agenda Summary.pdf; Suppl - Minutes 11-13-02.pdf; 0025 Resolution.pdf

City Attorney John Staran explained that it had recently been discovered that State law did not permit a member of the Planning Commission to hold a seat on the Brownfield Redevelopment Authority and that Council would have to determine how to fill that vacancy, either with a second Council member or another citizen representative.

A motion was made by Hooper, seconded by Raschke, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby changes the composition of the Brownfield Redevelopment Authority to remove the Planning Commission Appointment and add a sixth citizen representative.

The motion carried by the following vote:

Aye: Ambrozaitis, Duisternars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0036-2007

NEW BUSINESS

2007-0034

Request for Blanket Purchasing Authorization - DPS/Engineering: Maintenance and Repair or Upgrades of Traffic Signals, SCATs, and School Flashers for the total amount of \$150,000.00 to Road Commission for Oakland County (RCOC)

Attachments: Agenda Summary.pdf; Traffic Signal & SCAT Totals 1-2007.pdf; Left Turn Flashing Yellow.pdf; Resolution.pdf

Mr. Roger Rouse, Director of DPS/Engineering, explained that this purchase order represents a combination of upgrades and ongoing maintenance of traffic signal equipment in the City, noting that two new traffic signals had been added to the system.

Ms. Raschke asked that the City investigate the apparent need for some sort of signage warning drivers of the new signal on Forester.

A motion was made by Ambrozaitis, seconded by Hooper, that this matter be Adopted by Resolution.

Whereas, under terms and conditions of separate agreements with the Road Commission for Oakland County (RCOC), the City of Rochester Hills has agreed to pay for a percentage of the costs associated with maintaining traffic signals on our major roads; and

Whereas, a request for a contingency of \$20,000.00 for the unforeseen miscellaneous items and inflationary costs associated with the operation and maintenance of the traffic signals, SCATs and school flashers.

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to the Road Commission for Oakland County, of Waterford, Michigan for the maintenance and/or repair of traffic signals, SCATs, school flashers in the amount of \$150,000.00.

The motion carried by the following vote:

Aye: Ambrozaitis, Duisternars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0037-2007

2007-0066

Confirm the Mayor's Appointment of Stephen P. McGarry to the Brownfield Redevelopment Authority for a term to expire on November 13, 2007

Attachments: Agenda Summary.pdf; Stephen McGarry Candidate Questionnaire.pdf; Resolution.pdf

A motion was made by Yalamanchi, seconded by Ambrozaitis, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council confirms the Mayor's appointment of Stephen P. McGarry as the Citizen Representative on the Brownfield Redevelopment Authority for a term to expire November 13, 2007.

The motion carried by the following vote:

Aye: Ambrozaitis, Duistermars, Holder, Hooper, Raschke, Rosen and Yalamanchi

Enactment No: RES0038-2007

2007-0067

Creation of the Police Funding & Millage Technical Review Committee

Attachments: Agenda Summary.pdf; Potential Tech Cmte Worksheet.pdf

President Rosen explained that the Council needed to come to a consensus about resolving the police and local roads funding issues. He questioned whether Council members wanted to pursue the creation of technical review committees and, if so, what would be their charge and membership.

Council Consensus was that these were problems that needed immediate attention and there was little time to establish the proposed committees. Rather, it was determined that Council should address both issues as a whole.

Mr. Hooper described a presentation he wanted to make to Council at a Work Session that would consist of all of the pertinent information associated with the policing issue and suggested a possible solution that would also take into account local roads.

Ms. Holder spoke in support of Mr. Hooper's presentation and noted that any request for additional millage dollars would likely fail.

Mr. Yalamanchi expressed support for Mr. Hooper's presentation but noted that he was not in support of Mr. Hooper's proposed solution, noting his desire to see the dedicated millage system changed and that the Council pursue a Charter Amendment that would allow combining Police and Fire Department funding into one Public Safety Fund.

PUBLIC COMMENT:

Mr. Lee Zendel, 1575 Dutton Road, noted that Council should agree to pursue renewal of Police Millage II to address the immediate problem of police funding and encouraged Council to consider Mr. Hooper's presentation, which he described as "excellent." He stressed that both issues, police and local roads, should be approached by the Council as a whole.

COUNCIL DISCUSSION:

President Rosen expressed his opinion that millage requests should only appear on November ballots to afford the greatest voter turn out and, thus, fairness. He cautioned that pursuing a simple Police Millage II renewal was risky, noting there is no alternative plan if it should fail to pass. He stressed the need for more discussion of the overall problems of police funding. He assured Council that he would schedule Mr. Hooper's presentation and the subsequent discussion for the first Work Session in February. He then noted that

Council would not establish separate technical committees for the police and local roads issues.

Discussed

2007-0068

Creation of the Local Road Construction and Funding (Design & Funding) Technical Review Committee

Attachments: Agenda Summary.pdf; Potential Tech Cmte Worksheet.pdf

Discussed

COUNCIL COMMITTEE REPORTS

Brownfield Redevelopment Authority (BRA)

Mr. Duistermars, Council's representative to the BRA, stated that the BRA members had expressed a desire to see another citizen representative added in place of the departing Planning Commission member.

President Rosen noted that he had attended the most recent BRA meeting and found it very informative regarding ways the City can address the clean-up of brownfields in the future.

Green Space Advisory Board (GSAB)

Mr. Yalamanchi, Council's representative to the GSAB, noted that the board had recently discussed the donation of property to the City for preservation and that the GSAB was planning a presentation to Council on their recommendation with regard to this property.

ANY OTHER BUSINESS

Ms. Holder noted that Council has no involvement in contract negotiations with City employees, but rather votes on funding for settled contracts. She then asked the City Attorney if Council could place advisory questions on ballots.

City Attorney John Staran noted that, based on case law, in the absence of a Charter provision allowing advisory questions, it is considered an "unauthorized practice." He noted that the Charter would have to be amended to allow such a practice.

Mr. Ambrozaitis questioned whether Rochester Hills should consider receiving their water supply through Pontiac.

Mr. Roger Rouse, Director of DPS/Engineering, noted that, due to some loss of business, Pontiac has an excess of water capacity. He indicated that the matter is being investigated, but it had not been determined yet whether it would represent a cost savings to the City.

Mr. Ambrozaitis noted that he had received an email from a resident expressing concern over roadwork taking place on John R Road.

Mr. Rouse explained that the project was being performed by a private utility company.

Mr. Duistermars, referring to Ms. Alice Benbow's comments at the beginning of the meeting, explained that it was likely there was a misunderstanding on the part of some Republican Party precinct delegates as to the process of choosing delegates to the State Convention.

NEXT MEETING DATE

Strategic Planning Meeting - Wednesday, January 31, 2007 at 7:30 p.m.

ADJOURNMENT

There being no further business before Council, President Rosen adjourned the meeting at 10:20 p.m.

*JAMES ROSEN, President
Rochester Hills City Council*

*JANE LESLIE, Clerk
City of Rochester Hills*

*MARGARET A. CASEY
Administrative Secretary
City Clerk's Office*

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