



Rochester Hills

Minutes

City Council Regular Meeting

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

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

Vision Statement: The Community of Choice for Families and Business

*Mission Statement: "Our mission is to sustain the City of Rochester Hills as the premier
community of choice to live, work and raise a family by enhancing our vibrant residential
character complemented by an attractive business community."*

Monday, December 3, 2012

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

*President Hooper called the Regular Rochester Hills City Council Meeting to order
at 7:02 p.m. Michigan Time.*

ROLL CALL

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

Others Present:

*Ed Anzek, Director of Planning and Economic Development
Bryan Barnett, Mayor
Scott Cope, Director of Building/Ordinance Compliance
Ron Crowell, Fire Chief/Emergency Management Director
Kurt Dawson, Director of Assessing/Treasury
Scott Difilippo, Rochester Hills Government Youth Council Representative
Mike Hartner, Director of Parks and Forestry
Jane Leslie, City Clerk
Pat McKay, Supervisor of Interpretive Services
Roger Moore, Professional Surveyor
Tara Presta, Chief Assistant
Keith Sawdon, Director of Finance
Allan Schneck, Director of DPS/Engineering
John Staran, City Attorney*

PLEDGE OF ALLEGIANCE

*Mark Tisdel introduced **Christine Hage**, Rochester Hills Public Library (RHPL)
Director. He stated that the RHPL promotes early literacy practices and parents as
first teachers. He explained that the RHPL was recently recognized for its work,
and will receive a share of a \$450,000 grant to be distributed amongst 28 libraries
in seven states. The grant is coordinated through the Mid States Library
Association. He thanked Ms. Hage for her leadership.*

***Ms. Hage** led the Pledge of Allegiance.*

APPROVAL OF AGENDA

A motion was made by Yalamanchi, seconded by Webber, that the Agenda be Approved as Amended to move all items under New Business, with the exception of Legislative File 2012-0425 Adoption of the 2013 City Council Meeting Schedule, to immediately follow the Consent Agenda. The motion carried by the following vote:

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

PUBLIC COMMENT

None.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Hooper stated that Jane Leslie, City Clerk has announced that she will be retiring. He commented that she has been a long-term employee of the City and he wished her the best.

Mr. Webber stated that he has had the pleasure of working with Clerk Leslie for the past five years and commented that she and her team have always answered any questions he had in a very professional manner. He expressed appreciation for her efforts. He mentioned the Rochester Hometown Christmas Parade held last Sunday and noted that the deSteiger family of Rochester Hills were this year's Grand Marshals.

Mr. Klomp commented that Clerk Leslie will be missed and stated that it has been a pleasure working with her. He mentioned that the Parade was a wonderful event and thanked the Rochester Regional Chamber of Commerce for its efforts in making it an enjoyable experience in downtown Rochester.

Mr. Kochenderfer expressed his congratulations to Clerk Leslie and thanked her for her service to the City.

Mr. Rosen congratulated Clerk Leslie on her retirement plans.

Mr. Tisdell noted that Clerk Leslie and her staff made it very easy for a newcomer to get up to speed and feel at home.

Mr. Yalamanchi thanked Clerk Leslie for her service and wished her the best moving forward.

Scott Difilippo, Rochester Hills Government Youth Council (RHGYC) Representative, reported that the RHGYC members walked in the parade

dressed as elves. He announced that the RHGYC received a grant from the Ford Driving Skills 4 Life Program and will be announcing news in the future on an educational initiative for teens and safe driving.

Mayor Barnett commented that the RHGYC is a fantastic group of individuals making a difference in the City. He announced the following:

- *This was the first year that Rochester Hills Television covered the Rochester Hometown Christmas Parade. CDs of the Parade will be available in a few days. The Parade is one of those events that make the community fantastic.*
- *The Assistance League of Southeastern Michigan reported that they have raised \$130,000 this year; the group is just one of many private groups that can help when government cannot do things for those in need.*
- *Anyone taking a card from the Giving Tree outside of the Mayor's office is asked to bring their gifts in by this Friday. Rochester Area Neighborhood House is coordinating the names of those in need this year.*
- *Resident Suzanne White, who coordinated the Holiday Helpers organization for many years and is someone who always helps those in need is asking for support for a fund raiser for her granddaughter, Bailey Mackey, who was diagnosed with Stage 4 cancer. The event will be held at the Palazzo Grande in Shelby Township on December 15th.*
- *The City was fortunate to receive a \$207,000 Transportation Enhancement Grant for the Livernois Bridge and is finishing up work on pathway enhancements and retaining walls. The work will look fantastic and will be a tremendous addition to Veterans' Memorial Pointe.*
- *The City was selected to receive a \$45,000 grant through the State's Drivers' License Passport Program for the resurfacing of the Velodrome.*
- *Staff had a meeting today with RecycleBank Representatives. RecycleBank is a program that awards residents for recycling efforts. The City is considered a model customer across the country and enjoys an 80 percent recycling participation rate. RecycleBank reports that city residents are redeeming program rewards at the rate of 100-a-day, and the City leads the nation per capita in reward redemption.*

ATTORNEY MATTERS

City Attorney John Staran had nothing to report.

PRESENTATIONS

2012-0455 Proclamation recognizing Phillip DeRue for his outstanding act of heroism and human kindness in an emergency situation

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

Mayor Barnett introduced Phillip DeRue and stated that he is a Sears Service Technician who was on a call in Rochester Hills and noticed that a woman had fallen off her porch and hit her head. He called 911 and stayed with her until help arrived, finished walking her dog and safely putting it back inside, and secured

the home before he left. He read the proclamation and commented that it is a privilege to recognize individuals who give back to the community.

Council congratulated Mr. DeRue.

Presented.

Whereas, Phillip DeRue went well above and beyond the call of duty in helping a resident in what could have been a life-threatening situation; and

Whereas; in addition to assisting an injured person, Phillip demonstrated rare compassion and consideration in helping care for her dog, house, and family.

Now, Therefore, Be It Known, that the Mayor and City Council of Rochester Hills hereby recognize Phillip DeRue for his outstanding act of heroism and human kindness in an emergency situation.

2012-0470 Tri-Party Program Fund Check Presentation; Oakland County Commissioners Robert Gosselin, Jeff Matis and Angela River, along with Road Commission for Oakland County Commissioners Greg Jamian and Eric Wilson, presenters

Attachments: [Agenda Summary.pdf](#)

Eric Wilson, Chairman, Road Commission for Oakland County (RCOC), County Commissioners **Jeff Matis**, **Angela River** and **Robert Gosselin**, and RCOC Board Member **Ron Fowkes** were in attendance.

County Commissioner Matis stated that Oakland County and Rochester Hills have long partnered in many ways and done some great things. He commented that the Tri-Party Program funds road projects in communities in Oakland County; and he explained that due to the economic downturn, many local communities did not use the County's portion of their Tri-Party funds. The RCOC and the County Commission decided that rather than have unused funds sitting in an account, they would offer these funds to participating communities. Rochester Hills opted to use these funds to support additional road projects.

A check for \$210,058.00 representing the additional Tri-Party funding available was presented to the City.

Mr. Wilson noted that the RCOC will be spending close to \$60 million overall on road projects, and mentioned upcoming projects for Tienken and Dequindre Roads. He commented that these projects come to fruition because the County and the communities work together as a team to improve the quality of life for citizens of Oakland County. He thanked the City for its efforts.

County Commissioner Gosselin explained that the three entities in the Tri-Party Program include the local municipality, the County Commission and the RCOC. He pointed out that these excess funds have been held for approximately six years and stated that he is glad that the City will be receiving monies.

President Hooper thanked the County and the RCOC for their efforts.

Mayor Barnett echoed his thanks to these organizations and commented that he would be remiss if he did not mention the efforts of City staff.

Presented.

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.

2012-0433 Approval of Minutes - City Council Regular Meeting - October 22, 2012

Attachments: [CC Min 102212.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0231-2012

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on October 22, 2012 be approved as presented.

2012-0374 Request for Purchase Authorization - BLDG/FACILITIES: Blanket Purchase Order for janitorial supplies, paper products, green cleaning supplies and cleaning equipment in the amount not-to-exceed \$100,000.00 for a two-year term; Empire Equipment & Supply Company, Detroit, MI and other supply sources

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

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0232-2012

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for janitorial supplies, paper products, green cleaning supplies and cleaning equipment to Empire Equipment & Supply Company, Detroit, Michigan and other supply sources in the amount not-to-exceed \$100,000.00.

2012-0447 Request for Approval of the Storm Water Maintenance Agreement between the City of Rochester Hills and 940 Rochester, LLC, a Michigan Limited Liability Company

Attachments: [Agenda Summary.pdf](#)
[Storm Water Det Sys Agreement.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0233-2012

Resolved, that the Rochester Hills City Council hereby approves the storm water system maintenance agreement, relative to the details of the development and use, repair and maintenance of the storm water system, for 940 Rochester, LLC, 600 N. Old Woodward, Suite 100, Birmingham, Michigan 48009, for Tim Horton's.

Further Resolved, that the City Clerk is authorized to execute and deliver the agreement on behalf of the City.

2012-0448 Request for Acceptance of a Pedestrian-Bicycle Pathway Easement granted by 940 Rochester, LLC, a Michigan Limited Liability Company, for Tim Horton's

Attachments: [Agenda Summary.pdf](#)
[Pedestrian-Bicycle Pathway Easement.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0234-2012

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Pedestrian-Bicycle Pathway Easement granted by 940 Rochester LLC, a Michigan Limited Liability Company, 600 N. Old Woodward, Suite 100, Birmingham, Michigan 48009, for Tim Horton's, City File #12-008, over, on, through and across land more particularly described as Parcel No. #15-15-476-011.

2012-0461 Request for Purchase Authorization - DPS/ENG: Blanket Purchase Order for catch basin cleaning in the amount not-to-exceed \$56,000.00 through December 31, 2013; United Resource, LLC, Farmington Hills, MI

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

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0235-2012

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for catch basin cleaning to United Resource, LLC, Farmington Hills, Michigan in the amount not-to-exceed \$56,000.00 through December 31, 2013 and further authorizes the Mayor to execute a contract on behalf of the City.

Further Resolved, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

Passed the Consent Agenda

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

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

The Following Consent Agenda Items were Discussed and Adopted by Separate Motion:

2012-0451 Designation of City Depositories for 2013

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

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Abstain 1 - Yalamanchi

Enactment No: RES0236-2012

Whereas, there now may be and hereafter from time to time come unto the hands of the Treasurer of the City of Rochester Hills, Michigan, certain public monies belonging to or held for the State, County or other political units of the State or otherwise according to the law; and

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

Now, Therefore, Be It Resolved, that the following financial institution(s) be added as a depository for City funds and other public monies coming into the hands of said Treasurer during the Fiscal Year beginning January 1, 2013 and ending December 31, 2013.

Broker/Dealers/Safekeeping

Bank of America Merrill Lynch
J.P. Morgan Securities Inc./J.P. Morgan Clearing Corp.
Morgan Keegan & Company, Inc.
Multi-Bank Securities Inc.
Morgan Stanley Smith Barney
UBS Financial Services, Inc.

Pooled Accounts

Columbia Government Fund/Bank of America
Federated Securities Corp./Federated government Obligations Fund 05
Cutwater Investor Services Corporation/Michigan CLASS

Banks

Bank of America
Bank of Rochester/The Private Bank and Trust Company
JP Morgan Chase Bank
Citizens Banking Corporation
Charter One Bank
Comerica Bank
Talmer Bank and Trust

Fifth Third Bank
Flagstar Bank
First Place Bank
Huntington Bank
Level One Bank
PNC Bank, N.A.
TCF Bank

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

2012-0458 Request for Approval of the Interlocal Service Agreement between the City of Rochester Hills and the Road Commission for Oakland County for Fleet Services

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

Allan Schneck, Director of DPS/Engineering, noted that the proposed Fleet Services will be provided at the City's facility on Auburn Road. He explained that the Road Commission for Oakland County's (RCOC) fleet is similar to the City's, with single and tandem-axle vehicles. The RCOC reviewed the City's facility, the preventative maintenance and best management practice, and opted to propose this partnership. He pointed out that the RCOC is not obligated to bring its fleet to Rochester Hills; and stated that they will call to determine the City's ability to provide services as needs arise.

Mr. Webber questioned whether the Agreement is similar to those in existence between the City and the Older Persons' Commission.

Mr. Schneck responded that the City provides Fleet Services to Auburn Hills, the City of Rochester, the Rochester Fire Department, the Rochester Hills Public Library for its Bookmobiles and the Oakland County Water Resources Commission. He commented that he does not know of any other county in the state that has an agreement with a municipality.

Mr. Webber mentioned that the City does not have a Garagekeeper's Liability Insurance Policy and noted that this should be addressed.

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

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

Enactment No: RES0237-2012

Resolved, that the Rochester Hills City Council approves the Interlocal Service Agreement between the City of Rochester Hills and the Road Commission for Oakland County, subject to the resolution of acceptable insurance coverage, and authorizes the Mayor to execute the agreement on behalf of the City.

NEW BUSINESS

2012-0315 Request for Approval of 884 Adams Road N for Acquisition recommended by the Green Space Advisory Board

Attachments: [Agenda Summary.pdf](#)
[Nomination form 090106.pdf](#)
[Presentation.pdf](#)
[Resolution.pdf](#)

*Green Space Advisory Board (GSAB) Members **Samantha Phillips** and **Richard Graham** were in attendance.*

***Ms. Phillips** gave the following presentation:*

*GREEN SPACE ADVISORY BOARD RECOMMENDATION REPORT -
DECEMBER 3, 2012*

GSAB Charter - 2005 - City Council Resolution:

"Be it Resolved that upon passage of the Millage Proposal to Provide Funding to Permanently Preserve Green Spaces and Natural Features within the City of Rochester Hills the Rochester Hills City Council will establish an Open Space Advisory Board for the purpose of planning and developing strategies, recommending acquisitions and maintaining the green space funded through this millage."

Members:

- 2012 Citizen Representative: Gerald Carvey, Chair; Tim Gauthier, Vice Chair; Thomas Dohr; Richard Graham; Jayson Graves; Lynn Loeb; Dahlvin Peterson; Samantha Phillips; Beth Tilove*
- Youth Representatives: Pranita Balusu; Alexis Smith; Michelle Thorpe*
- Staff Members: Kurt Dawson; Mike Hartner; Roger Moore*
- City Council Representative: Adam Kochenderfer*

Recent GSAB Activity:

- Fall and Spring Stewardship Activities
 - * Buckthorn and Autumn Olive - October 2011 and October 2012*
 - * Garlic Mustard - April 2012**
- Discovery Hike
 - * April 2011*
 - * May 2012**
- Review nominated properties as a group with City Naturalist (Lance DeVoe) to evaluate proposed properties based on GSAB Property Evaluation Criteria*

Green Space Advisory Board Natural Features Criteria:

- Water Resources: Rivers, Streams, Ponds and Lakes; Wetlands; Floodplains*
- Habitat Protection: Wildlife Habitat; Woodlands*

- *Recreational/Historical Resources: Clinton River and other Greenway Corridor; Adjacency/Connectivity; Passive Recreation; Historical/Cultural; Community Planning*
- *Other Factors: Other Unique Factors; Market Value Considerations; Development Risk; Steep Slopes; Size of Property*
- *Adverse Factors: Environmental Hazards; Higher than "Market Value" Costs; Any Unique Detractors*

Richard Graham continued, displaying overview maps of the Natural Features Inventory for Rochester Hills and highlighting the location of the proposed Adams Road parcels at 884 and 950 Adams Road. A chart noted that both parcels are approximately five acres in size and detailed the amount of wetlands and woodlands on each.

Benefits of the Properties:

- *Combined ten acres creates an attractive buffer to 35-acre Nowicki Park*
- *Wonderful wildlife habitat*
- *High quality wetlands*
- *Great accessibility to parcels from Nowicki Park and Adams Road*
- *Parcels are in an area of the city with relatively few public green spaces*
- *Good fit with Oakland County Green Infrastructure vision*

Challenges of Properties:

- *Each parcel contains one existing residential home*
- *Structures pose questions regarding possible land divisions and/or costs incurred for removal*
- *950 Adams Road parcel should be considered for acquisition only if 884 Adams Road is also acquired*

Considerations:

- *Either or both parcels may be at risk of development due to:*
 - * *Size*
 - * *Location to other city amenities (Village of Rochester Hills, Adams High School, etc.)*
 - * *Proximity to Nowicki Park*
- *Property owners are looking to sell*
- *These properties meet the intent of the Green Space Millage approved by voters*
 - * *Protection of water resources, habitat protection, woodlands, recreational value and natural features*
 - * *Connectivity with other resources (Nowicki Park)*

Recommendations:

- *GSAB recommends these two valuable parcels for preservation under the Green Space Millage, leaving the negotiation regarding possible land divisions and/or cost of removing existing structures to the Administration.*

Council Discussion:

Mr. Rosen stated that he lives partially adjacent to the parcel at 884 Adams Road; however, he was unaware that the parcels were under consideration. He noted that he does not stand to gain or lose anything if the City opts to pursue acquisition. He commented that it is interesting to note that the property at 884 Adams Road is considered 40 percent wooded, and pointed out that Nowicki Park was originally approximately 40 percent wooded until about 20 years ago. He suggested that some portions of Nowicki Park be considered for reforestation activities.

Mr. Kochenderfer stated that as Council representative to the GSAB, he has seen all the work the committee has done. He commented that he is in support of beginning negotiations on these parcels as they would create a buffer to the future development of Nowicki Park. He noted that it is Council's role to review costs and stated that the GSAB appropriately did not address monetary considerations. He mentioned that there are concerns regarding the homes on the properties that Council should consider.

Mr. Klomp questioned whose responsibility it would be to remove any structures, and whether there are any requirements for general property maintenance, noting that the parcels abut a major road. He commented that he is in support of entering into negotiations on these parcels.

Ms. Philips responded that the GSAB did not consider any property maintenance concerns.

Mr. Graham added that the GSAB did not look into zoning for the parcels or the structures themselves. He commented that the GSAB reviewed the properties for their natural features.

Mr. Webber expressed his support for moving forward.

Mr. Yalamanchi thanked the GSAB members, noting that it is an impressive group.

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

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

Enactment No: RES0250-2012

Whereas, the Rochester Hills City Council established the Green Space Advisory Board (GSAB) for the purpose of developing strategies and recommendations to City Council regarding the expenditure of Open Space Millage funds for permanently preserving natural green spaces, wildlife habitats and scenic views; protecting woodlands, wetlands, rivers and streams; and expanding the Clinton River Greenway and other trail corridors;

Whereas, GSAB has established a Property Interest Acquisition Process which included parcel identification, determination of availability, assemblage of a candidate list, determination of target properties and recommendation to City Council;

Whereas, GSAB has established a Property Evaluation Criteria which included water

resources, habitat protection, recreational/historical resources, other factors and adverse factors;

Whereas, GSAB has evaluated the nominated property based on the Property Evaluation Criteria, site visits, greenway connectivity, and how they fit into Oakland County's Green Infrastructure Network;

Whereas, GSAB has also considered how the nominated parcel supports the City's Master Recreation Plan;

Whereas, based on its findings, GSAB recommends the City pursue the acquisition of 884 Adams Road N, parcel #15-08-100-005, with primary interest in the natural features area of the parcel;

Now Therefore Be It Resolved, that the Rochester Hills City Council adopts the GSAB recommendation to pursue the acquisition of 884 Adams Road N, parcel #15-08-100-005, with primary interest in the natural features area of the parcel;

Be It Further Resolved, that the City Council authorizes the City Administration to create an acquisition team and begin the acquisition process with the property owner.

2012-0318 Request for Approval of 950 Adams Road N parcel for Acquisition recommended by the Green Space Advisory Board

Attachments: [Agenda Summary.pdf](#)
[Nomination form 082112.pdf](#)
[Presentation.pdf](#)
[Resolution.pdf](#)

(See Legislative File 2012-0315).

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

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

Enactment No: RES0251-2012

Whereas, the Rochester Hills City Council established the Green Space Advisory Board (GSAB) for the purpose of developing strategies and recommendations to City Council regarding the expenditure of Open Space Millage funds for permanently preserving natural green spaces, wildlife habitats and scenic views; protecting woodlands, wetlands, rivers and streams; and expanding the Clinton River Greenway and other trail corridors;

Whereas, GSAB has established a Property Interest Acquisition Process which included parcel identification, determination of availability, assemblage of a candidate list, determination of target properties and recommendation to City Council;

Whereas, GSAB has established a Property Evaluation Criteria which included water resources, habitat protection, recreational/historical resources, other factors and adverse factors;

Whereas, GSAB has evaluated the nominated property based on the Property Evaluation Criteria, site visits, greenway connectivity, and how they fit into Oakland County's Green Infrastructure Network;

Whereas, GSAB has also considered how the nominated parcel supports the City's Master Recreation Plan;

Whereas, based on its findings, GSAB recommends the City pursue the acquisition of 950 Adams Road N, parcel #15-08-100-004, with primary interest in the natural features area of the parcel, and only if 884 Adams Road N is also acquired;

Now Therefore Be It Resolved, that the Rochester Hills City Council adopts the GSAB recommendation to pursue the acquisition of 950 Adams Road N, parcel #15-08-100-004, with primary interest in the natural features area of the parcel, and only if 884 Adams Road N is also acquired;

Be It Further Resolved, that the City Council authorizes the City Administration to create an acquisition team and begin the acquisition process with the property owner.

2012-0383 Request for Consideration and Approval of an Oil and Gas Lease with Jordan Management Company, L.L.C.

Attachments: [Agenda Summary.pdf](#)
[Staran Legal Opinion 112012.pdf](#)
[Lease 112812.pdf](#)
[102212 Agenda Summary.pdf](#)
[Mayor Summary Report 092112.pdf](#)
[Brower Letter and Lease 092112.pdf](#)
[Suppl Presentation.pdf](#)
[050505 Agenda Summary and Attach.pdf](#)
[062605 Agenda Summary and Attach.pdf](#)
[Minutes CDV Joint Mtg 042805.pdf](#)
[Minutes CC 060105.pdf](#)
[Minutes CC 072005.pdf](#)
[102212 Resolution.pdf](#)
[Resolution.pdf](#)

Ed Anzek, Director of Planning and Economic Development, stated that at a previous meeting, Council had directed City Attorney John Staran to address the City Charter's effect on surface rights of parkland, concerns regarding the proposed lease language and to provide adequate definitions and descriptions for the three City properties proposed.

President Hooper noted that City Attorney Staran provided an opinion noting that the proposed lease complies with the recently passed City Charter initiative.

City Attorney John Staran stated that his written opinion is consistent with the verbal opinion he provided to Council at the prior meeting.

Council Discussion:

Mr. Tisdell requested Mr. Staran confirm that land use rights and mineral use rights are separable legal assets.

Mr. Staran responded that they are. He noted that the proposed lease only deals with oil and gas rights, which are subsurface rights. He stated that there is no impact or affect to the surface estate, use, development, occupancy, possession or ownership of the surface.

Mr. Tisdel stated that the proposed lease grants no surface rights and only grants the use available to the mineral rights owner.

Mr. Staran confirmed that this was correct and noted that it is expressly provided in the Lease Exhibit. He stated that it is crystal clear that it is simply for subsurface oil and gas rights, and provides for no right of access or surface use, drilling on the surface, well sites, or anything that would disrupt or interfere with the use of property for parks and recreation.

Mr. Tisdel mentioned Section 11.8.1 of the City Charter addressing changing the use and 11.8.2 addressing the existing use of park properties and questioned whether this would have any bearing on the proposed lease.

Mr. Staran responded that the existing use of park properties is for parks and recreation and stated that the use would remain one hundred percent intact and not be interfered with or disrupted in any way.

Mr. Tisdel questioned whether the ideal tract size is 640 acres.

Ben Brower, Jordan Management, responded that 640 acres is at the large end and the ideal tract size is in the range of 160 acres.

Mr. Tisdel requested an explanation of how royalties are computed for the tract, whether it is necessary to have drilling occur underneath a particular owner's parcel to receive royalties, and if a pipeline would be required.

Mr. Brower responded that royalties are computed in proportion to the number of acres owned within the tract. He noted that drilling can occur anywhere within the tract.

Mr. Anzek displayed a map showing that there are already various transmission and distribution pipelines in place throughout the city. He mentioned Sunoco's and Consumer's Energy's gas transmission and distribution lines.

Mr. Brower responded that the company has no plans to request a pipeline. He noted that the company would have to come back and ask for an easement if it found that it had to bore underground.

President Hooper requested confirmation that there would be no wellhead or surface features installed on City properties whatsoever. He questioned the depth of any proposed horizontal drilling.

Mr. Brower responded that there would not be any surface features and stated that the target depth is 6,500 feet deep. He noted that horizontal drilling could be done from a mile away.

Mr. Rosen stated that it is sensible to drill and produce oil and gas in Rochester Hills. He commented that State Law considers property ownership to include the surface, and to some degree the air above and the earth below it; and the

law provides that an owner can separate the use of the earth below to allow extraction of minerals, oil or gas within that earth. He noted that the law appears to allow the separation of the ownership of the surface land from the ownership of the right to extract materials from the earth below; and an owner can sell the rights or allow a temporary use of the rights using a lease. The law does not appear to separate the surface ownership from the underground ownership. He stated that the City would be granting a lease of the right to use the underground separately from the surface, and commented that this is still changing the use of a part of the land. He mentioned that under the City Charter Section 11.8, this would be changing the use of a significant part of the park and would not be permitted without a favorable vote of the electorate. He commented that he did not believe that the City Council has the authority to enter into a gas and oil lease without such a vote. He stated that it is his opinion that if it were presented to the voters at the next regular or at a special election, it would be supported strongly. He pointed out that the Cemetery is not considered parkland.

Mr. Staran stated that he would respectfully disagree, and commented that it is a major stretch to say that this is a use of any land, surface or subsurface. He stated that there is nothing whatsoever that affects, changes or converts use of the park. He mentioned that if horizontal drilling occurred a mile deep from a mile away, no one would even know that it was occurring. He stated that this goes well beyond anything that was anticipated, articulated or intended at the time that the citizen-led petition drive was ongoing. He noted that what was intended to be addressed was the change in use of park land. He commented that too much is being read into the Charter Amendment language.

Mr. Yalamanchi questioned how oil and gas would be extracted if drilling is not allowed.

Mr. Brower responded that no surface operations would occur on City property and drilling could occur a half mile away with any oil found flowing to the well bore.

Mr. Yalamanchi questioned whether any drilling sites have been identified and inquired what happens if not everyone in the tract signs.

Mr. Brower responded that drilling can occur anywhere within the tract. In the event that owners do not sign, the company could go to the Michigan Department of Environmental Quality and the Supervisor of Wells would issue a Compulsory Pooling Order.

Mr. Yalamanchi questioned whether the company can provide examples of exploration in dense development areas such as this and requested confirmation that the City was not granting any drilling rights.

Mr. Brower responded by listing explorations at the corner of Square Lake and Crooks Road behind the Michigan State University Extension in Troy; a well in Livonia just behind Schoolcraft College, and in General Motors' Parking Lot. He stated that drilling has occurred in between two homes. He commented that the company must obtain permission from a surface owner to drill. He noted that any parcel within the tract, such as that owned by the school district or Oakland University, could grant permission to drill.

Mr. Yalamanchi questioned how many leases have been signed to date.

Mr. Brower responded that the company has 15 full-time employees obtaining signed leases in Oakland County.

Mr. Yalamanchi stated that while he recognizes Mr. Staran's expertise in providing an opinion, he has concerns regarding safety due to the density of development in the area. He commented that he questions whether this proposal should go to the voters.

President Hooper commented that the company will never be able to obtain 100 percent of the owners' signatures on leases in an area with such density and multiple owners. He questioned whether the 160 acre tract must be in the shape of a square.

Mr. Brower stated that the tract must be in increments of governmental quarter-quarters. He commented that those signing leases actually become a partner to the operation. He noted that those who are compulsory-pooled will receive a one-eighth royalty while those who sign leases will receive a one-sixth royalty.

Mr. Webber recapped Council's discussion from its October meeting and stated that he would not wish to see anything circumvent the process of the Charter Amendment. He commented that it is his opinion that in this case a vote by the electorate is not needed.

Mr. Kochenderfer stated that City Council cannot prevent this company from undertaking drilling activities in Rochester Hills. He pointed out that Council must consider the lease from both a policy and a legal aspect. He mentioned that policy dictates that the service and use of the parks should not change and Council must respect and uphold the Charter Amendment. He pointed out that no fracking activities will be undertaken. He stated that the City is not forcing private property owners to do something they are not comfortable with. He commented that from a legal standpoint, Council must consider whether this lease would conflict with the Charter Amendment and the intent of the voters. He stated that the question to consider is whether the right to extract minerals is included in the definition of a City-owned park. He commented that as long as drilling is not undertaken on park land, the process meets all standards.

Mr. Klomp stated that it is his opinion that Council has acted within, and will not be infringing upon, the Charter Amendment. He questioned the importance of Council's approval in the overall process.

Mr. Brower explained that if the average person owns a one-third acre subdivision lot, and the City's parcels comprise 35 acres, the City's properties represent a portion larger than 100 lot owners. He commented that it also helps the company to know that the City is on board.

Mr. Klomp questioned whether individual property owners could have any

financial responsibility toward any damages that may occur and questioned whether compulsory leases are given for surface drilling.

***Mr. Brower** commented that while they might be responsible for the cost, they would most likely not pay. He explained how the company must net a minimum amount of money before the owner receives their share, and noted that compulsory leases are not granted for surface drilling sites.*

***Mr. Yalamanchi** questioned whether the company can still drill if the State orders the leases.*

***Mr. Brower** stated that the company will have to find a surface location for drilling.*

***Mr. Yalamanchi** questioned whether there could ever be a situation where a lien can be placed on any of the properties for any owner.*

***Mr. Brower** responded that there would not.*

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

Aye 5 - Hooper, Klomp, Kochenderfer, Tisdell and Webber

Nay 2 - Rosen and Yalamanchi

Enactment No: RES0252-2012

Whereas, Jordan Management Company, a Michigan company, and/or its subsidiaries has requested to enter into a lease agreement ("the Lease") with the City of Rochester Hills for the right to explore for oil and gas reserves under City-owned land; and

Whereas, City property covered under terms of the Lease, including optional lands, are held under clear title by the City of Rochester Hills, and

Whereas, the Lease identifies various terms and conditions, including lease rates, royalty shares and primary terms, and

Whereas, the location of oil and gas facilities on the City Parks property is prohibited, subject to the terms of the Lease, and

Whereas, the City retains ownership of all mineral rights on the property, subject to the terms of the Lease.

Whereas, the form of the agreement has been further reviewed by the City Attorney and Mayor; and

Whereas, exhibits have been clarified and attached to the Lease, including property descriptions and supplemental conditions; and

Whereas, the City Attorney has provided his written legal opinion which concurs with his verbal opinion that the proposed oil and gas lease is for subterranean exploration and extraction, does not affect the surface use, and is therefore permitted under the City Charter parkland and open space amendment.

Resolved, that the Rochester Hills City Council hereby approves the proposed Oil and Gas Lease with Jordan Management Company, LLC.

Be It Further Resolved, that any proposed changes in the future language must be brought back before the City Council for review and approval.

2010-0420 Request for Purchase Authorization - DPS/ENG: Increase the contract for engineering and environmental services for the Avon Creek Restoration Projects (Phase I, II and III) in the amount of \$11,700.00 for a total not-to-exceed of \$98,255.00; Hubbell, Roth and Clark, Inc., Bloomfield Hills, MI

Attachments: [Agenda Summary.pdf](#)
[HRC Proposal Ph III incl pond bypass channel.pdf](#)
[060611 Agenda Summary.pdf](#)
[Proposed Grant Budget.pdf](#)
[HRC Amended Prop.pdf](#)
[012411 Agenda Summary.pdf](#)
[HRC Proposal Ltr 010511.pdf](#)
[HRC Proposal Ltr 091010.pdf](#)
[HRC Consulting Cost 111610.pdf](#)
[HRC Proj Update Ltr 100209.pdf](#)
[101810 Agenda Summary.pdf](#)
[GIS Map.pdf](#)
[Agreement.pdf](#)
[Agreement Attachments.pdf](#)
[BidTabs.pdf](#)
[101810 Resolution.pdf](#)
[012411 Resolution.pdf](#)
[060611 Resolution.pdf](#)
[Resolution.pdf](#)

Allan Schneck, Director of DPS/Engineering, and **Roger Moore**, Professional Surveyor, were in attendance.

Mr. Schneck stated that if approved, this request will increase the contract for engineering and environmental services for the Avon Creek Restoration Project. He noted that a \$90,000 grant was received from the U.S. Fish and Wildlife Service for Phase 3 of the project. He recognized Mr. Moore for his due diligence on the project, commenting that these awards and grants do not happen by accident. He explained that funding was originally anticipated at \$65,000 when the project was under consideration in June of 2011; and through the persistence of Mr. Moore and Tara Presta, Chief Assistant, the U.S. Fish and Wildlife Service increased funding by an additional \$25,000.

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

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

Enactment No: RES0253-2012

Resolved, that the Rochester Hills City Council hereby authorizes the increase to the contract for engineering and environmental services for the Avon Creek Restoration Projects (Phase I, II and III) to Hubbell, Roth and Clark, Inc., Bloomfield Hills, Michigan in the amount of \$11,700.00 for a total not-to-exceed of \$98,255.00.

(Mr. Rosen exited at 8:50 p.m. and re-entered at 8:52 p.m.)

2012-0449 Request for Purchase Authorization - FIRE: Three-year Contract for emergency medical services billing in the amount not-to-exceed \$300,000.00; The AccuMed Group, Riverview, MI

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

Ron Crowell, Fire Chief/Emergency Management Director, explained that the City has had a great ten-year working relationship with AccuMed, and he noted that their electronic reporting services meet State requirements. He pointed out that ten years ago, the City was paying 10 percent for billing services; and since that time, the cost for billing services was reduced to 6.5 percent. He noted that previously, the City was paying an additional \$7,500 to AccuMed for the web-based software to do electronic reporting; however, this cost is now included. He mentioned that while they were not the lowest competitive bidder, the other bids contained added costs such as start up or maintenance fees.

President Hooper noted that AccuMed's bid is in the middle of the proposals and bids received. He commented that the extras included in the other bids do not make those vendors low-cost.

Chief Crowell concurred, and explained that the electronic reporting process is complex. He noted that 80 to 100 City staff members would have to go through re-training for any new system.

President Hooper stated that he does not want this to be viewed as a sole source vendor.

Chief Crowell commented that an active decision was made to go with AccuMed.

Mr. Yalamanchi questioned whether \$300,000 is an estimated amount.

Chief Crowell responded that staff estimates billing at \$100,000 for each year. He stated that he cannot determine at this time whether this item would have to return to Council for approval of any additional funds.

President Hooper questioned whether there could be any opportunity to negotiate a billing rate below six percent for years four and five of a contract.

Chief Crowell responded that a review would be undertaken at the end of the three year contract or if call volume goes up significantly.

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

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

Enactment No: RES0254-2012

Resolved, that the Rochester Hills City Council hereby authorizes a three-year contract

for emergency medical services billing to The AccuMed Group, Riverview, Michigan in the amount not-to-exceed \$300,000.00 through December 31, 2015.

Further Resolved, that the City's acceptance of the proposal and approval of the award of a contract shall be contingent and conditioned upon the parties' entry into and execution of a written agreement acceptable to the City.

2012-0462 Request for Approval of the VanHoosen Jones Stoney Creek Cemetery Perpetual Care Trust Fund

Attachments: [Agenda Summary.pdf](#)
[Cemetery Perpetual Care Trust.pdf](#)
[Resolution.pdf](#)

Keith Sawdon, Director of Finance, noted that the Avon Township Board created the Van Hoosen Jones Stoney Creek Cemetery and created a Perpetual Care Fund. The Administration recommends the creation of a true Trust.

Jane Leslie, City Clerk, explained that the Cemetery was established in 1978, and is approximately only one-quarter full for the sale of lots and spaces. She pointed out that the Cemetery currently operates through the General Fund; and noted that the creation of a Trust, similar to the Retiree Health Care Trust, will allow the monies to be better invested and will help establish the Cemetery as an independent operating agency with its own funds.

Mr. Sawdon stated that the intent in 1978 was to segregate funds and keep monies separate from the City. It is recommended to create a Section 115 Trust, using the power of Public Act 314 to allow investment of those funds and lessen the burden on the taxpayers for the care and maintenance of the Cemetery.

Mr. Webber questioned how long it would take in order for an investment to be considered successful in covering the Cemetery's operating costs.

Mr. Sawdon responded that a modest five percent return is being estimated. He explained that funds have enough earning potential to pay approximately one-fifth of today's costs for cemetery maintenance. He noted that this estimate lines up with the current sales structure.

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

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

Enactment No: RES0255-2012

Resolved, that the Rochester Hills City Council hereby approves the VanHoosen Jones Stoney Creek Cemetery Perpetual Care Trust Fund as presented.

2012-0476 Request for Approval of the establishment of the Rochester Hills Museum Foundation and the adoption of the Rochester Hills Museum Foundation

Attachments: [Agenda Summary.pdf](#)
[Proposed Bylaws \(Revised\).pdf](#)
[120312 Agenda Summary.pdf](#)
[Proposed Bylaws.pdf](#)
[Suppl Presentation.pdf](#)
[Resolution.pdf](#)

Mayor Barnett expressed his appreciation to George and Elizabeth Seifert, in attendance, for their foundation's support of the Rochester Hills Museum and Van Hoosen Farm. He introduced **Pat McKay**, Supervisor of Interpretive Services, and stated that he would give a presentation regarding the establishment of a Museum Foundation.

Mr. McKay gave the following presentation:

ROCHESTER HILLS MUSEUM: "We're History!"

Stoney Creek Schoolhouse:

- \$100,000 in capital improvements
- \$100,000 in endowment
- \$15,000 in exhibit
- All private funding
- Added every fourth grader to our site with new exhibits = 1,000 students

Mr. McKay noted that a new program meets Fourth Grade curriculum requirements and integrates iPad touchscreens.

Calf Barn Adaptive Reuse - "The Broomfield Center for Leadership":

- Total Cost - Approximately \$700,000
- Phase I - in progress for \$265,000
- Funds Received/Committed through 2016 Total: \$700,000

He noted that the target date for the Calf Barn to be fully enclosed is March 1. The long-term plan for the building is to have it heated, air-conditioned, and staffed by a privately-paid archivist. He explained that both private and grant funding is being sought to complete the project.

National Accreditation:

- Purpose: Verifies that all strategic plans, accounting, ethics, policies are in place
 - * Credibility and Accountability
 - * Leverage and Support
 - * Clearer Sense of Purpose
 - * Sustainability and Strong Institution
- Started in 2010
- Final site visit and review May 2013.

Grants Submitted:

- Certified Local Government - State of Michigan
- Comerica Foundation
- Kresge Foundation
- Erb Foundation
- Bradley Foundation
- Lyon Foundation
- Chrysler Foundation
- Ford Foundation
- AIA - David Evans Foundation
- Save America's Treasures
- DTE Foundation
- Consumers Energy
- Carls Foundation
- Grants received - Zero

Mr. McKay explained that the various foundations were asked why the Museum was not awarded any of the grants it sought. He stated that the message was conveyed that the Museum should show a stronger Board and relationship to the Community Foundation and should have an additional foundation structure in place.

Rochester Hills Museum - Opportunity:

- Creation of Rochester Hills Museum Foundation 501(c)3
- Provide necessary structure to seek grant funding

Mayor Barnett highlighted excerpts from two grant rejection letters. He continued highlighting the proposed Foundation's structure:

Rochester Hills Museum - Structure:

- Modeled after Planning Commission
 - * Seven Members (Council)
 - * Nine Directors
 - (1) Council Designee
 - (1) Mayor or Designee
 - (1) Director of Parks or Designee (nonvoting)
 - (1) Finance Director
 - (5) At-large Citizens
 - Director of Interpretive Services (non-voting)

Rochester Hills Museum - Operation:

- Modeled after the Local Development Finance Authority (LDFA)
- Finance will oversee operation
- Existing funds at the Community Foundation of Greater Rochester will not be impacted

He explained that the Foundation structure would not move any funds currently at the Community Foundation of Greater Rochester and commented that the Community Foundation would not be able to meet the needs of the Museum.

Rochester Hills Museum Foundation Mission Statement:

- The mission of the Rochester Hills Museum Foundation is to further the educational programs and purposes set forth by the Rochester Hills Museum at Van Hoosen Farm. The Foundation shall promote and assist in the development of the Museum's educational activities and programs and include the development of broad public, private and volunteer support, identify and make grant applications, and shall aid in the securing of gifts supportive of the Museum's educational programs, exhibits, events, and collections. The Foundation shall also seek to make the Museum's resources more accessible to the public and to promote historic preservation in Rochester Hills and the surrounding area that benefit from the Museum's educational operation.

Rochester Hills Museum - Scorecard:

- X Acquire Schoolhouse
- X Road to Accreditation
- X Secure Private Funding
- X Increase Attendance
- X Adaptive Reuse of Calf Barn
- Secure Grants

President Hooper questioned why the presentation was not a part of the meeting packet.

Mayor Barnett noted that the presentation was completed today.

President Hooper thanked the Seiferts for their support. He expressed concern regarding the proposed number of members, and how they are proposed to be selected. He questioned why non-residents would be eligible for the Foundation board. He commented that he does not agree with allowing meetings by phone, and he stated that he would require changes be made to the proposed bylaws before he would vote to approve them.

Council Discussion:

Mr. Yalamanchi noted that he would suggest that the proposed 501(c)3 become a private foundation rather than a Governmental Foundation; and he commented that this would make the foundation more attractive for grants. He offered that the Museum's membership roster should be set up as Foundation members rather than Council and Mayor appointing members. He mentioned that a Governmental Foundation must comply with the Open Meetings Act. He noted that if his suggested structural changes were made, he would be in support.

Mayor Barnett responded that the Museum's connection to Michigan State University does not allow changes in ownership. He noted members will be appointed similar to Planning Commissioners. He commented that the proposed structure is sufficient to allow the foundation to apply for grants.

Mr. Yalamanchi stated that he recognizes that this will be a governmental non-profit entity and questioned whether a third party could run it.

Mr. McKay responded that the deed restrictions specify that the City is not allowed to sublease ownership or operation to anyone else.

Mayor Barnett noted that the structure of many foundations were studied, such as the Friends of the Rochester Hills Public Library (FRHPL) and the Community Foundation. He stated that while there were many different ways to structure the foundation, this is the suggested preferred structure.

Mr. McKay noted that a group similar to the FRHPL could be formed and could work together with a foundation.

Mr. Yalamanchi questioned whether there would be any restrictions to the opening membership.

John Staran, City Attorney, responded that there is not a restriction specified. He explained that the creation of a Foundation satisfies the requirements to qualify for grants while maintaining as much control as possible as the City will still be responsible for the governance of the Museum.

President Hooper questioned whether Mr. Yalamanchi concurs with having City Council members as Foundation members.

Mr. Yalamanchi responded that he would accept that; however, he would suggest making current Museum members members of the Foundation. He reviewed how the proposed Bylaws specify appointment of Foundation members.

Mr. McKay responded that it would take time to form a group similar to a friends-type organization, and he commented that grant opportunities are slipping away.

Mayor Barnett stated that much investigation was undertaken as to how these types of foundations appoint members; he commented that individuals sought for this type of committee are unique and are chosen for their ability to advance the organization.

Mr. Kochenderfer questioned how close the Museum is to satisfy grant requirements and obtain grant funds.

Mr. McKay responded that the Museum meets all criteria with the exception of the creation of a Foundation.

Tara Presta, Chief Assistant, cautioned that the creation of a Foundation would not guarantee grant funding. She noted that competition for grants is stiff; however, this will increase the chances for award.

Mr. Kochenderfer questioned whether City control of a foundation is still considered acceptable and what the cost would be to create a 501(c)3.

Mayor Barnett responded that many entities have created various types of Foundations, including the Friends of the Rochester Hills Public Library and the Rochester Community Schools Foundation. He explained that there are no hard costs to the creation of a 501(c)3 and commented that the filing fee is under \$1,000.

Mr. Webber commented that he supports the creation of a Foundation. He expressed concern over allowing telephone meetings noting that this does not comply with the Open Meetings Act. He stated that he does not wish to see a Foundation Board dominated by non-residents.

Mayor Barnett responded that reference to telephone voting can be removed from the proposed Bylaws.

Mr. Staran concurred, noting that the proposed language was boilerplate and designed to make a foundation's operation as easy as possible. He stated that as this will be a governmental foundation, with operation and governance by the Board of Directors, in the interest of openness and transparency, telephone voting can be removed.

Mr. Rosen stated that it is not clear to him who will run the Foundation. He noted that currently, the City runs the Museum and Council controls the purse strings. He questioned whether a vote must be held this evening.

Mayor Barnett stated that the hope is to have a Foundation in place by the beginning of the year. He explained that the Museum operation will not change; however, the ability to pursue grants will.

President Hooper noted that it did not appear Council had a consensus tonight. He suggested dropping Section 8 and 14 of the Proposed Bylaws and questioned whether Council concurred with the membership proposed.

Mr. Yalamanchi suggested that if the Internal Revenue Service were reviewing the Foundation, it would look for a broader membership component along with more of the Board of Directors coming from the general membership. He noted that the Foundation would be exempt from filing a Form 990.

Mr. McKay commented that the current museum membership has no structure to it.

Mr. Rosen stated that he would like to see more of the appointments coming from Council as opposed to by the Mayor.

Mr. Tisdell cautioned that the goal is to receive grant funding, and commented that it is easy to overthink the process.

Mr. Kochenderfer reiterated that he had concerns over allowing participation by telephone.

President Hooper stated that this item would return to Council's agenda on December 10th.

Discussed.

2012-0452 Request for Purchase Authorization - FISCAL: Blanket Purchase Order for city attorney services in the amount not-to-exceed \$275,000.00 through December 31, 2013; Hafeli Staran Hallahan & Christ, P.C., Bloomfield Hills, MI

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

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

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

Enactment No: RES0256-2012

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for city attorney services to Hafeli Staran Hallahan & Christ, P.C., Bloomfield Hills, Michigan in the amount not-to-exceed \$275,000.00 through December 31, 2013.

(Recess 10:11 p.m. to 10:22 p.m.)

NOMINATIONS/APPOINTMENTS

2012-0388 Nomination/Appointment of one (1) Citizen Representative to the Building Authority for a six-year term to expire December 31, 2018

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Booth CQ.pdf](#)
[Deel CQ.pdf](#)
[Foster CQ.pdf](#)
[Kaszubski CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Michael Kaszubski.

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

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

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

Enactment No: RES0238-2012

Resolved, that the Rochester Hills City Council appoints Michael Kaszubski to the Building Authority to serve a six-year term expiring December 31, 2018.

2012-0389 Nomination/Appointment of seven (7) Citizen Representatives to the Deer Management Advisory Committee each for a one-year term to expire December 31, 2013

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Austin CQ.pdf](#)
[Balaban CQ.pdf](#)
[Decker CQ.pdf](#)
[Denno CQ.pdf](#)
[Dieters-Williams CQ.pdf](#)
[Kubicina CQ.pdf](#)
[McDonald CQ.pdf](#)
[Marries CQ.pdf](#)
[Moore CQ.pdf](#)
[Nielson CQ.pdf](#)
[Olson CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Podvin CQ.pdf](#)
[Pawlowicz CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Bruce Austin, Monique Balaban, Allen Decker, Benjamin Denno, Jim Kubicina, Thomas McDonald and Joseph Podvin.

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

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

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

Enactment No: RES0239-2012

Resolved, that the Rochester Hills City Council appoints Bruce Austin, Monique Balaban, Allen Decker, Jim Kubicina, Thomas McDonald, Joseph Podvin and Benjamin Denno to the Deer Management Advisory Committee, each to serve a one-year term to expire December 31, 2013.

2012-0424 Nomination/Appointment of three (3) Citizen Representatives to the Green Space Advisory Board each for a three-year term expiring December 31, 2015

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Suppl Mazur-Abeare CQ.pdf](#)
[Austin CQ.pdf](#)
[Graham CQ.pdf](#)
[Graves CQ.pdf](#)
[Hunter CQ.pdf](#)
[Kubicina CQ.pdf](#)
[Moher CQ.pdf](#)
[Nielson CQ.pdf](#)
[Pathenos CQ.pdf](#)
[Phillips CQ.pdf](#)
[Raschke CQ.pdf](#)
[Shurkus CQ.pdf](#)
[Thompson CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated Richard Graham, Jayson Graves and Samantha Phillips.

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

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

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

Enactment No: RES0240-2012

Resolved, that the Rochester Hills City Council appoints Richard Graham, Jayson Graves and Samantha Phillips to the Green Space Advisory Board, each to serve a three-year term expiring December 31, 2015.

2012-0426 Nomination/Appointment of three (3) Citizen Representatives to the Historic Districts Commission each for a three-year term to expire December 31, 2015

Attachments: [Agenda Summary.pdf](#)
[HDC Appt Memo.pdf](#)
[Nomination Form.pdf](#)
[Suppl Mazur-Abeare CQ.pdf](#)
[Aubuchon CQ.pdf](#)
[Booth CQ.pdf](#)
[Deel CQ.pdf](#)
[Golden CQ.pdf](#)
[Granthen CQ.pdf](#)
[Marries CQ.pdf](#)
[Raschke CQ.pdf](#)
[Shurkus CQ.pdf](#)
[Stamps CQ.pdf](#)
[Thompson CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Yalamanchi nominated Julie Granthen, Jason Thompson and Dr. Richard Stamps.

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

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

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

Enactment No: RES0241-2012

Resolved, that the Rochester Hills City Council appoints Julie Granthen, Dr. Richard Stamps and Jason Thompson to the Historic Districts Commission, each to serve a three-year term expiring December 31, 2015.

2012-0427 Nomination/Appointment of three (3) Citizen Representatives to the Historic Districts Study Committee each for a two-year term to expire December 31, 2014

Attachments: [Agenda Summary.pdf](#)
[HDSC Appt Memo.pdf](#)
[Nomination Form.pdf](#)
[Suppl Mazur-Abeare CQ.pdf](#)
[Aubuchon CQ.pdf](#)
[Booth CQ.pdf](#)
[Granthen CQ.pdf](#)
[Thompson CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Klomp nominated Danielle Shurkus.

Mr. Webber nominated Julie Granthen and Jason Thompson.

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

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

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

Enactment No: RES0242-2012

Resolved, that the Rochester Hills City Council appoints Julie Granthen, Danielle Shurkus and Jason Thompson to the Historic Districts Study Committee, each to serve a two-year term expiring December 31, 2014.

2012-0428 Nomination/Appointment of two (2) Citizen Representatives to the Human Resources Technical Review Committee each for a one-year term to expire December 31, 2013

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

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Thomas McDonald and Beth Talbert.

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

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

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

Enactment No: RES0243-2012

Resolved, that the Rochester Hills City Council appoints Thomas McDonald and Beth Talbert to the Human Resources Technical Review Committee, each to serve a one-year term expiring December 31, 2013.

2012-0429 Nomination/Appointment of seven (7) Citizen Representatives to the Police and Road Funding Technical Review Committee each for a one-year term to expire December 31, 2013

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Atkinson CQ.pdf](#)
[Duda CQ.pdf](#)
[Hetrick CQ.pdf](#)
[Hokschi, Jr. CQ.pdf](#)
[Johnson CQ.pdf](#)
[McCracken CQ.pdf](#)
[Moher CQ.pdf](#)
[Moore CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Raschke CQ.pdf](#)
[Rogers CQ.pdf](#)
[Stephens CQ.pdf](#)
[Wiggins CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Dale Hetrick, Walter Johnson, Linda Raschke, LeAnne Rogers, Tom Stephens and Thomas Wiggins.

Mr. Yalamanchi nominated Orville Hokschi Jr.

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

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

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

Enactment No: RES0244-2012

Resolved, that the Rochester Hills City Council appoints Dale Hetrick, Orville Hokschi Jr., Walter Johnson, Linda Raschke, LeAnne Rogers, Tom Stephens and Thomas Wiggins, to the Police and Road Funding Technical Review Committee, each to serve a one-year term expiring December 31, 2013.

2012-0483 Adoption of Resolution to Waive City Council Rules of Procedure to allow for Citizen Appointments to be made within a one-week period of their Nominations

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

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

Enactment No: RES0245-2012

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

2012-0430 Nomination/Appointment of one (1) Citizen Representative to the Rochester Avon Recreation Authority for a three-year term to expire December 31, 2015

Attachments: [120312 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Austin CQ.pdf](#)
[Foster CQ.pdf](#)
[Kubicina CQ.pdf](#)
[Olson CQ.pdf](#)
[Probst CQ.pdf](#)
[Reno CQ.pdf](#)
[Wiggins CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Rosen nominated Michael Reno.

President Hooper nominated Jim Kubicina.

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

President Hooper noted that as there are two individuals nominated for one

vacancy, this item would return to the December 10, 2012 meeting for a vote.

Discussed.

- 2012-0431** Nomination/Appointment of one (1) Citizen Representative as a representative and one (1) Citizen Representative as an alternate, Trailways Commission, each to serve a four-year term expiring December 31, 2016

Attachments: [120312 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Austin CQ.pdf](#)
[Blanchard CQ.pdf](#)
[Davidson CQ.pdf](#)
[Foster CQ.pdf](#)
[Gauthier CQ.pdf](#)
[Hauser CQ.pdf](#)
[Hunter CQ.pdf](#)
[Marries CQ.pdf](#)
[Miller CQ.pdf](#)
[Probst CQ.pdf](#)
[Raschke CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Suppl Shurkus CQ.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Roche Blanchard as Delegate and Daniel Hauser as Alternate.

Mr. Yalamanchi nominated Paul Miller as Alternate.

Mr. Klomp nominated Danielle Shurkus as Alternate.

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

He noted that as there were three nominations for the Alternate appointment, this item would be held over to the December 10, 2012 meeting for a vote.

Discussed.

- 2012-0432** Nomination/Appointment of seven (7) Citizen Representatives to the Water and Sewer Technical Review Committee each for a one-year term to expire December 31, 2013

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Suppl Mazur-Abeare CQ.pdf](#)
[Allen CQ.pdf](#)
[Graham CQ.pdf](#)
[Hurst CQ.pdf](#)
[Karas CQ.pdf](#)
[McDonald CQ.pdf](#)
[Olson CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Soisson CQ.pdf](#)
[Tischer CQ.pdf](#)
[Wiggins CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated Johanna Allen, Richard Graham, Philip Hurst, George Karas, Thomas McDonald, C. Neall Schroeder and Nancy Soisson.

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

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

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

Enactment No: RES0246-2012

Resolved, that the Rochester Hills City Council appoints Johanna Allen, Richard Graham, Philip Hurst, George Karas, Thomas McDonald, C. Neall Schroeder and Nancy Soisson to the Water and Sewer Technical Review Committee, each to serve a one-year term expiring December 31, 2013.

- 2012-0465** Request to Confirm the Mayor's reappointments of Penny Brady, Annice (Anne) Marie Dieters-Williams, Thomas Dohr, Beckie Francis and Ronald Vogt, and the appointment of Danielle Shurkus to the Citizens Pathway Review Committee each for a one-year term to expire on December 31, 2013

Attachments: [Agenda Summary.pdf](#)
[Brady CQ.pdf](#)
[Dieters-Williams CQ.pdf](#)
[Dohr CQ.pdf](#)
[Francis CQ.pdf](#)
[Shurkus CQ.pdf](#)
[Vogt CQ.pdf](#)
[Resolution.pdf](#)

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

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

Enactment No: RES0247-2012

Resolved, that the Rochester Hills City Council confirms the Mayor's reappointments of Penny Brady, Annice (Anne) Marie Dieters-Williams, Thomas Dohr, Beckie Francis and Ronald Vogt, and the appointment of Danielle Shurkus to the Citizens Pathway Review Committee, each for a one-year term to expire on December 31, 2013.

- 2012-0466** Request to Confirm the Mayor's reappointment of Peter Arbour and Nancy Ritter to the Board of Review, each for a three (3) year term to expire on December 31, 2015

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

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

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

Enactment No: RES0248-2012

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointments of Peter Arbour and Nancy Ritter to the Board of Review, each for a three (3) year term to expire December 31, 2015.

- 2012-0467** Request to Confirm the Mayor's reappointment of Allen R. Decker and Gary Nicks to the Construction/Fire Prevention Board of Appeals each for a three (3) year term expiring December 31, 2015

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

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

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

Enactment No: RES0249-2012

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Allen R. Decker and Gary Nicks to the Construction/Fire Prevention Board of Appeals, each for a three (3) year term expiring December 31, 2015.

Election of City Council President and Vice-President

- 2012-0396** Election of City Council President for a one-year term to expire December 1, 2013

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

President Hooper Opened the Floor for Nominations.

Mr. Webber nominated President Hooper.

Mr. Rosen nominated himself.

President Hooper Closed the Floor for Nominations.

City Council Members voted for the nominees as follows:

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

Mr. Rosen: Rosen, Yalamanchi

President Hooper was appointed to a one-year term as President of City Council to expire December 1, 2013.

Appointed.

- 2012-0397 Election of City Council Vice-President for a one-year term to expire December 1, 2013

Attachments: [Nomination Form.pdf](#)

President Hooper Opened the Floor for Nominations.

Mr. Tisdel nominated Mr. Webber.

President Hooper Closed the Floor for Nominations.

Michael Webber was appointed to a one-year term as Vice-President of City Council to expire December 1, 2013.

Appointed.

Council Appointments to Independent Boards and Commissions

- 2012-0398 Appointment of one (1) City Council Member to the Advisory Traffic & Safety Board for a one-year term to expire December, 2013

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

President Hooper stated that Council Member Tisdel expressed interest in serving on this Board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** as City Council representative to the **Advisory Traffic & Safety Board** for a one-year term ending December 1, 2013.

Appointed.

- 2012-0399 Appointment of one (1) City Council Member to the Avondale Youth Assistance for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Yalamanchi expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Yalamanchi** as City Council representative to the **Avondale Youth Assistance** for a one-year term ending December 1, 2013.

Appointed.

2012-0400 Appointment of one (1) City Council Member to the Brownfield Redevelopment Authority for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Webber expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Webber** as City Council representative to the **Brownfield Redevelopment Authority** for a one-year term ending December 1, 2013.

Appointed.

2012-0401 Appointment of one (1) City Council Member to the Green Space Advisory Board for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Kochenderfer expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer** as City Council representative to the **Green Space Advisory Board** for a one-year term ending December 1, 2013.

Appointed.

2012-0402 Appointment of one (1) City Council Member to the Museum Board for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Yalamanchi expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Yalamanchi** as City Council representative to the **Museum Board** for a one-year term ending December 1, 2013.

Appointed.

- 2012-0403** Appointment of two (2) City Council Members to the Older Persons' Commission each for one-year terms to expire December 1, 2013

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

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

City Council Members voted for the nominees as follows:

Mr. Rosen: Rosen

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

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

President Hooper announced that **Mr. Webber** and **Mr. Yalamanchi** were appointed as City Council representatives to the **Older Persons' Commission** each for a one-year term to expire December 1, 2013.

Appointed.

- 2012-0404** Appointment of one (1) City Council Member to the Personnel Board for a two-year term to expire December 1, 2014

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

President Hooper stated that Council Member Tisdel expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** as City Council representative to the **Personnel Board** for a two-year term ending December, 2014.

Appointed.

- 2012-0405** Appointment of two (2) City Council Members to the Pine Trace Committee each for one-year terms to expire December 1, 2013

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

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

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** and **Mr. Webber** as City Council representative to the **Pine Trace Committee** each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0406** Appointment of one (1) City Council Member to the Planning Commission for a one-year term to expire December 1, 2013
- Attachments:** [Nomination Form - Planning Commission.pdf](#)
- President Hooper noted that he and Council Member Rosen expressed interest in serving on this Commission.*
- City Council Members voted for the nominees as follows:*
- President Hooper:** Hooper, Klomp, Kochenderfer, Tisdell, Webber and Yalamanchi
Mr. Rosen: Rosen
- President Hooper announced his appointment as City Council Representative to the **Planning Commission** for a one-year term to expire December 1, 2013.*
- Appointed.**
- 2012-0407** Appointment of one (1) City Council Member to the Board of Trustees to the Retiree Health Care Trust for a one-year term to expire December 1, 2013
- Attachments:** [Nomination Form - Board of Trustees to the Retiree Health Care Trust.pdf](#)
- President Hooper stated that Council Member Tisdell expressed interest in serving on this board.*
- Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdell** as City Council representative to the **Board of Trustees to the Retiree Health Care Trust** for a one-year term ending December 1, 2013.*
- Appointed.**
- 2012-0408** Appointment of one (1) City Council Member to the Rochester Area Youth Assistance for a one-year term to expire December 1, 2013
- Attachments:** [Nomination Form - RAYA.pdf](#)
- President Hooper stated that Council Member Klomp expressed interest in serving on this board.*
- Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Klomp** as City Council representative to the **Rochester Area Youth Assistance** for a one-year term ending December 1, 2013.*
- Appointed.**
- 2012-0409** Appointment of one (1) City Council Member to the Rochester/Auburn Hills Community Coalition for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Kochenderfer expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer** as City Council representative to the **Rochester/Auburn Hills Community Coalition** for a one-year term ending December 1, 2013.

Appointed.

2012-0410 Appointment of one (1) City Council Member to the Rochester-Avon Recreation Authority for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Klomp expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Klomp** as City Council representative to the **Rochester-Avon Recreation Authority** for a one-year term ending December 1, 2013.

Appointed.

2012-0411 Appointment of one (1) City Council Member to the Rochester Hills Government Youth Council (RHGYC) for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Tisdell expressed interest in serving on this board.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdell** as City Council representative to the **Rochester Hills Government Youth Council** for a one-year term ending December 1, 2013.

Appointed.

2012-0412 Appointment of three (3) City Council Members to the Sister City Committee / Auburn Hills each for one-year terms to expire December 1, 2013

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

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

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer, Mr. Rosen and Mr. Yalamanchi** to the **Sister Cities Committee/Auburn Hills** each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0413** Appointment of three (3) City Council Members to the Sister City Committee / Rochester each for one-year terms to expire December 1, 2013

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

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

Seeing no other nominees, President Hooper announced the appointment of Mr. Klomp, Mr. Tisdell and Mr. Webber to the Sister Cities Committee/Rochester each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0414** Appointment of two (2) City Council Members to the Southeastern Oakland County Resource Recovery Authority (SOCRRA) each for one-year terms to expire December 1, 2013

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

President Hooper stated that he and Council Member Webber expressed interest in serving on this board.

Seeing no other nominees, President Hooper announced his appointment and the appointment of Mr. Webber as City Council representative to the Southeastern Oakland County Resource Recovery Authority each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0415** Appointment of City Council Members as one (1) Delegate and one (1) Alternate to the Trailways Commission each for one-year terms to expire December 1, 2013

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

President Hooper stated that Council Member Yalamanchi expressed interest in serving on this board as Delegate and Council Member Klomp as Alternate.

Seeing no other nominees, President Hooper announced the appointment of Mr. Yalamanchi as Delegate and Mr. Klomp as Alternate to the Trailways Commission each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0416** Appointment of one (1) City Council Member to the Zoning/Sign Board of Appeals for a one-year term to expire December 1, 2013

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

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

City Council members voted for the nominees as follows:

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

Mr. Rosen: Rosen and Yalamanchi

President Hooper announced the appointment of **Mr. Kochenderfer** as City Council representative to the **Zoning/Sign Board of Appeals** for a one-year term ending December 1, 2013.

Appointed.

Council Appointments to Technical Review Committees

2012-0417 Appointment of one (1) City Council Member to the Capital Improvement Plan (CIP) for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Rosen expressed interest in serving on this committee.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Rosen** as City Council representative to the **Capital Improvement Plan** for a one-year term ending December 1, 2013.

Appointed.

2012-0418 Appointment of one (1) City Council Member to the Cemetery Citizen Advisory Technical Review Committee for a one-year term to expire December 1, 2013

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

President Hooper stated that Council Member Tisdel expressed interest in serving on this committee.

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Tisdel** as City Council representative to the **Cemetery Citizens Advisory Committee** for a one-year term ending December 1, 2013.

Appointed.

2012-0419 Appointment of two (2) City Council Members to the Deer Management Advisory Committee (DMAC) each for one-year terms to expire December 1, 2013

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

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

Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Kochenderfer and Mr. Webber** as City Council representatives to the **Deer Management Advisory Committee** each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0420** Appointment of two (2) to (3) City Council Members to the Human Resources Technical Review Committee each for one-year terms to expire December 1, 2013

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

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

Seeing no other nominees, **President Hooper** announced his appointment and the appointment of **Mr. Klomp and Mr. Rosen** as City Council representatives to the **Human Resources Technical Review Committee** each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0421** Appointment of two (2) City Council Members to the Police and Road Funding Technical Review Committee each for one-year terms to expire December 1, 2013

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

President Hooper stated that he and Council Member Webber each expressed interest in serving on this committee.

Seeing no other nominees, **President Hooper** announced his appointment and the appointment of **Mr. Webber** as City Council representative to the **Police and Road Funding Technical Review Committee** each for a one-year term ending December 1, 2013.

Appointed.

- 2012-0422** Appointment of two (2) to three (3) City Council Members to the Strategic Planning and Policy Review Technical Review Committee each for one-year terms to expire December 1, 2013

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

President Hooper stated that Council Members Rosen, Webber and

Yalamanchi each expressed interest in serving on this committee.

*Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Rosen, Mr. Webber** and **Mr. Yalamanchi** to the **Strategic Planning and Policy Review Technical Review Committee** each for a one-year term ending December 1, 2013.*

Appointed.

- 2012-0423** Appointment of two (2) to three (3) City Council Members to the Water and Sewer Technical Review Committee each for one-year terms to expire December 1, 2013

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

***President Hooper** stated that Council Members Klomp, Tisdel and Yalamanchi each expressed interest in serving on this board.*

*Seeing no other nominees, **President Hooper** announced the appointment of **Mr. Klomp, Mr. Tisdel** and **Mr. Yalamanchi** as City Council representatives to the **Water and Sewer Technical Review Committee** each for a one-year term ending December 1, 2013.*

Appointed.

NEW BUSINESS

- 2012-0425** Adoption of the 2013 City Council Meeting Schedule

Attachments: [Agenda Summary.pdf](#)
[2013 City Council Meeting Dates.pdf](#)
[Resolution.pdf](#)

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

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

Enactment No: RES0257-2012

Resolved, that the Rochester Hills City Council establishes the Year 2013 Regular Meeting Schedule for City Council on Monday evenings as follows:

Regular Meetings

January 14, 28
February 11
March 4, 18
April 8, 22
May 6, 20
June 10, 24
July 15, 29

August 12
September 16, 30
October 14, 28
November 11
December 2, 9

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

Further Resolved, that the City Clerk shall provide proper notice of the 2013 Meeting Schedule pursuant to 15.265, Section 5 (3) of the Michigan Open Meetings Act, Public Act No. 267 of 1976 as amended.

COUNCIL COMMITTEE REPORTS

None.

ANY OTHER BUSINESS

None.

NEXT MEETING DATE

Regular Meeting - Monday, December 10, 2012 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, President Hooper adjourned the meeting at 10:47 p.m.

*GREG HOOPER, President
Rochester Hills City Council*

*JANE LESLIE, Clerk
City of Rochester Hills*

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

Approved as presented at the January 14, 2013 Regular City Council Meeting.