



Rochester Hills

Minutes - Final

City Council Regular Meeting

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

*Erik Ambrozaitis, J. Martin Brennan, Greg Hooper, Vern Pixley, James Rosen,
Michael Webber and Ravi Yalamanchi*

Wednesday, December 5, 2007

7:30 PM

1000 Rochester Hills Drive

CALL TO ORDER

President Rosen called the Regular Rochester Hills City Council Meeting to order at 7:32 p.m. Michigan Time.

ROLL CALL

Present 7 - James Rosen, Greg Hooper, J. Martin Brennan, Erik Ambrozaitis, Ravi Yalamanchi, Michael Webber and Vern Pixley

Others Present:

*Bryan Barnett, Mayor
Scott Cope, Director of Building/Ordinance Compliance
Susan Galeczka, Deputy Clerk
Julie Jenuwine, Director of Finance
Leanne Scott, City Council Coordinator
John Staran, City Attorney
Roger Rousse, Director of DPS/Engineering*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Yalamanchi, seconded by Webber, to Approve the Agenda as Presented. The motion carried by the following vote:

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

PUBLIC COMMENT

Mr. Lee Zendel, 1575 Dutton, stated the two major challenges for the Council in 2008 would be the repair of residential streets and funding for police.

Mr. Gerald Robbins, Holiday Helpers representative, stated that due to the declining economy there are many needy families in our community. He further stated that Holiday Helpers would be assisting at least 150 people in our

community which includes families and seniors. He stated any interested residents can select a name card from the "Gift Giving Tree" located at City Hall. He added that the Holiday Helpers also held their annual "Shop With a Hero Program" in conjunction with Meijers of Rochester Hills. He stated that Oakland County Sheriff Department Deputies gave underprivileged children a chance to shop for their parents and siblings. He thanked all of the officers involved for making "Shopping With a Hero" a great success. He also thanked Mayor Barnett and the City employees who selected cards from the "Gift Giving Tree" and purchased gifts; as well as those who made a monetary donation through their Casual Day Fund.

Mr. Paul Miller, 1021 Harding, stated that the City should use the funds that they do have, despite the declining economy, to improve roads in subdivisions and equip the Oakland County Sheriff's Department Substation in Rochester Hills with the same number of Police Officers as what our neighboring communities have.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mr. Brennan expressed his condolences to Oakland County Circuit Judge Fred Mester whose daughter passed away in a car accident. He provided information regarding visitation times at the William Sullivan Funeral Home in Royal Oak.

Mr. Pixley congratulated the Rochester Regional Chamber for hosting the Christmas Parade. He thanked the Oakland County Sheriff's Department, the Fire Department, and the City employees for all of their hard work.

Mr. Webber thanked former Council member Gerald Robbins and former Council Vice-President Holder for being active with the Holiday Helpers organization. He stated that the Rochester Hills area Jaycees would be hosting a shopping event on Saturday, December 8th to help children purchase gifts for their parents. He further stated that the Jaycees of Rochester Hills organization received \$3800 in donations from local businesses.

Mayor Barnett thanked Mr. Robbins for his leadership with the Holiday Helpers organization. He stated his appreciation to the City employees for their generous support of not only the Holiday Helpers organization in providing gifts, but whenever a need arises they consistently help out where they can. He further stated that he had received complimentary letters after the completion of the Shadowwoods paving project. He recognized Planning Commission members Mr. William Boswell, Ms. Debra Brnabic, Mr. Gerard Dettloff, Ms. Kathleen Hardenburg, Mr. Greg Hooper, Mr. Nicholas Kaltsounis, and Mr. Emmet Yukon, as they completed an on-line program to become Certified Master Citizen Planners. He stated that on December 11th at the Rivercrest Banquet facility there would be a dinner to honor the exiting Council members, Ms. Holder, Ms. Raschke, and Mr. Duistermars, and encouraged the public to attend.

ATTORNEY MATTERS

City Attorney John Staran had nothing to report.

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.

2007-0780 Request for Purchase Authorization - PLANNING: Contract for Continuing Professional Planning Services for various development applications - blanket purchase order not-to-exceed \$45,000.00; McKenna Associates, Inc., Northville, MI

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

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0359-2007

Whereas, The Planning Department has contracted the services of outside consultants to provide support services for technical site plan review in response to applications for development approvals; and

Whereas, McKenna Associates, Inc. of Northville, Michigan has served in this capacity since 1994 and was the selected consultant of the City's Request for Proposals process in the Fall of 2000; and

Whereas, McKenna Associates, Inc, in addition to site plan review and planning support, was chosen as the consultant for the 2005/2006 Master Land Use Plan update and 2006/2007 Zoning Ordinance Re-write; and

Whereas, a Request for Proposals was solicited in during the fourth quarter of 2007, and McKenna was selected as most qualified and best value for the City; and

Whereas, the existing three-year contract expires at the end of 2007, and the average amount paid to McKenna each year has been less than \$14,000.00.

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order to McKenna Associates, Inc., of Northville, Michigan for 2007-2010 planning services in the not-to-exceed amount of \$45,000.00 through December 31, 2010.

Passed The Consent Agenda

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

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

The following consent Agenda Items were discussed and adopted by separate Motion:

2007-0799 Request for Purchase Authorization - BUILDING: Weed Mowing Services for Vacant Lots, increase to Blanket Purchase Order in the amount of \$11,000.00 for a new not-to-exceed amount of \$46,000.00; Kleen Kut Inc., Gilbertsville, KY

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

Mr. Yalamanchi asked when the amounts were being added to the tax rolls for these vacant lots that were being mowed.

Mr. Scott Cope, Director of Building/Ordinance Compliance, indicated that the property owner is billed for the mowing, and after a certain timeframe if that bill remains unpaid it is added as a lien to the property.

Mr. Yalamanchi asked if the increase in cost was due to more properties not being taken care of, or the same properties needing to be mowed more often.

Mr. Cope said it was a combination of more cuts needed on the same property, as well as additional properties needing cuts. He indicated that although the mid part of the summer was drier, the latter part of the growing season experienced more rain. He stated that the Department tries to predict the amount needed at the beginning of the season, but that frequently varies from the projections.

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

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Enactment No: RES0360-2007

Resolved that the Rochester Hills City Council authorizes the increase to the blanket purchase order for weed mowing services for vacant lots to Kleen Kut, Inc., Gilbertsville, KY, in the amount of \$11,000.00 for a new not-to-exceed amount of \$46,000.00

PUBLIC HEARINGS

2007-0798 FY2007 4th Quarter Budget Amendments

Attachments: [Agenda Summary.pdf](#)
[Public Hearing Notice -.pdf](#)
[2007 - City Budget Amendments.pdf](#)
[2007 - RARA and OPC Budget Amendments.pdf](#)
[2007 - Year End Fund Balances.pdf](#)
[120507 Resolution.pdf](#)

Ms. Julie Jenuwine, Director of Finance, discussed and presented the Fourth Quarter Budget amendments. She indicated that this would be the fifth and final budget amendment.

President Rosen Opened the Public Hearing at 8:20 p.m.

Mr. Paul Miller, 1021 Harding, asked Ms. Jenuwine to explain the purpose of using Greenspace Millage Funds and what they were being used for.

Ms. Jenuwine explained the funds were used for professional services as environmental studies are needed for properties that the City is contemplating purchasing.

Mr. Paul Miller asked Ms. Jenuwine to clarify the Self Insurance Fund usage.

Ms. Jenuwine stated that when the Self Insured Retention Fund goes below \$150,000 then the City replenishes the fund, as the City Attorney is paid through this fund as well as claims.

President Rosen closed the Public Hearing at 8:26 p.m.

Council Discussion:

Mr. Yalamanchi thanked President Rosen and the City's Department Directors in doing their part in controlling expenditures. He advised that State Revenue had dropped by \$110,000. He stated that he observed from the current budget that revenues to the City from Building Permits and property reviews for the Planning Department to further develop property in the City has declined, and questioned why so many projects were being postponed.

Ms. Jenuwine gave examples of projects such as County roads wherein the County takes the lead and the City is not in "control" of those particular projects; but local roads are in the City's "control" and can be postponed due to inclement weather if a concrete slab needs to be replaced.

Mayor Barnett elaborated on Ms. Jenuwine's comments stating the projects that were carried over from the 2007 Budget were not due to the City's failure to plan properly. He further stated there are specific reasons as to why these projects were not completed.

Mr. Yalamanchi questioned where the City stands in terms of Revenue Sharing with the State.

Ms. Jenuwine advised that the original budget had approximately 5.3 million dollars of State Shared Revenue. She further advised that she reduced the amount when she amended the Second Quarter Budget Amendment in May of 2007 to just over 5 million dollars, due to the negative information she received regarding the State Shared Revenue Funds. She noted that she felt very confident that the State Shared Revenue amount to the City would come in over the current budgeted amount of 5 million dollars.

This matter was Discussed.

NOMINATIONS/APPOINTMENTS

2007-0803 Election of City Council President for a one-year term to expire December 10, 2008

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

President Rosen opened the floor for nominations:

Mr. Hooper nominated himself.

President Rosen nominated himself.

President Rosen closed the floor for nominations.

City Council members voted for the nominees as follows:

Mr. Hooper: Ambrozaitis, Brennan, Hooper, Pixley, Webber, Yalamanchi

President Rosen: Rosen

Mr. Hooper was appointed as President of City Council.

Mr. Yalamanchi thanked President Rosen for his time, dedication, and commitment in his role as City Council President. He added that he wished him the best and looked forward to working with him on Council. He advised that he supported Mr. Hooper as President. He noted that he felt that Mr. Hooper would bring a positive atmosphere to the Council and believes that the role as City Council President is a bridge between Council and the Administration.

Mr. Ambrozaitis congratulated Mr. Hooper.

Appointed.

2007-0804 Election of City Council Vice-President for a one-year term to expire December 10, 2008.

Attachments: [Agenda Summary.pdf](#)
[Nomination Form - VPRes.pdf](#)

President Rosen opened the floor for nominations:

Mr. Ambrozaitis nominated Mr. Brennan.

President Rosen closed the floor for nominations.

Mr. Brennan was appointed Vice President of City Council.

Appointed.

- 2007-0805** Appointment of one (1) City Council Member to Advisory Traffic & Safety Board for a one-year term to expire December 10, 2008

Attachments: [Agenda Summary Boards and Commissions .pdf](#)
[2008 Chart Overview.pdf](#)
[CC 2008 Choices for Boards & Commissions](#)
[0805 Nomination Form - ATSB.pdf](#)

*President Rosen stated Council member Webber had expressed interest in serving on this board, and seeing no other nominations, President Rosen announced the appointment of **Mr. Webber** to the **Advisory Traffic & Safety Board** for a one-year term ending December 10, 2008.*

Appointed.

- 2007-0806** Appointment of one (1) City Council Member to Avondale Youth Assistance for a one-year term to expire December 10, 2008

Attachments: [0806 Nomination Forma - AYA.pdf](#)

*President Rosen stated Council member Yalamanchi had expressed interest in serving on this board, and seeing no other nominees, President Rosen announced the appointment of **Mr. Yalamanchi** to the **Avondale Youth Assistance Board** for a one-year term ending December 10, 2008.*

Appointed.

- 2007-0808** Appointment of one (1) City Council Member to Personnel Board to fill the unexpired two-year term vacated by Council Member Holder to expire December 10, 2008

Attachments: [0808 Nomination Form - Personnel Board.pdf](#)

*President Rosen stated that Council member Brennan had expressed interest in filling this vacancy and as there were no other nominations, President Rosen appointed **Mr. Brennan** to the **Personnel Board** to fill Ms. Holder's two-year vacancy with the term ending December 10, 2009.*

Appointed.

- 2007-0809** Appointment of one (1) City Council Member to Police School Liaison Steering Committee for a one-year term to expire December 10, 2008

Attachments: [0809 Nomination Form - Police School Liaison Com.pdf](#)

*President Rosen stated Council member Pixley had expressed interest in serving on this board, and seeing no other nominations, President Rosen appointed **Mr. Pixley** to the **Police School Liaison Board** for a one-year term to expire December 10, 2008.*

Appointed.

- 2007-0810** Appointment of one (1) City Council Member to Rochester-Avon Recreation Authority (RARA) for a one-year term to expire December 10, 2008

Attachments: [0810 Nomination Form - RARA.pdf](#)

*President Rosen stated Council member Ambrozaitis had expressed interest in serving on this Board, and seeing no other nominations, President Rosen announced the appointment of **Mr. Ambrozaitis** to the **Rochester-Avon Recreation Authority** for a one-year term that expires December 10, 2008.*

Appointed.

- 2007-0811** Appointment of one (1) City Council Member to Southeast Michigan Council of Governments (SEMCOG) as Alternate for a two-year term to expire December 11, 2009

Attachments: [0811 Nomination Form - SEMCOG.pdf](#)

*President Rosen stated Council member Yalamanchi had expressed interest in serving on this board, and seeing no other nominations, President Rosen announced the appointment of **Mr. Yalamanchi** to the **Southeast Michigan Council of Government Boards** for a two-year term that expires December 10, 2009.*

Appointed.

- 2007-0812** Appointment of one (1) City Council Member to Brownfield Redevelopment Authority for a one-year term to expire December 10, 2008

Attachments: [0812 Nomination Form - BRA.pdf](#)

*President Rosen stated Council members Brennan, Rosen, and Webber had expressed interest in serving on this board, and **opened** the floor for additional nominations.*

Council member Brennan withdrew his interest in serving on the board.

*There being no further nominations President Rosen **closed** the nominations for the **Brownfield Redevelopment Authority**.*

City Council voted for the nominees as follows:

Mr. Webber: Ambrozaitis, Brennan, Hooper, Pixley, Webber

Mr. Rosen: Rosen, Yalamanchi

Mr. Webber was appointed for a one-year term expiring on December 10, 2008.

Appointed.

- 2007-0814** Appointment of one (1) City Council Member to Green Space Advisory Board for a one-year term to expire December 10, 2008

Attachments: [0814 Nomination Form - GSAB.pdf](#)

President Rosen stated that he, and Council member Yalamanchi, had expressed interest in serving on this board. President Rosen withdrew his name for consideration.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Yalamanchi** was appointed to the **Green Space Advisory Board** for a one-year term that expires on December 10, 2008.*

Appointed.

2007-0815 Appointment of one (1) City Council Member to Museum Advisory Board for a one-year term to expire December 10, 2008

Attachments: [0815 Nomination Form - Museum Board.pdf](#)

President Rosen stated that Council members Webber and Yalamanchi had expressed interest in serving on this board. Council member Webber withdrew his name for consideration.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Yalamanchi** was appointed to the **Museum Board** for a one-year term to expire on December 10, 2008.*

Appointed.

2007-0816 Appointment of two (2) City Council Members to Older Persons' Commission (OPC) for a one-year term to expire December 10, 2008

Attachments: [0816 Nomination Form - OPC.pdf](#)

*President Rosen stated that Council members Ambrozaitis, Rosen, and Yalamanchi had nominated themselves in serving on the **Older Persons' Commission**.*

Council member Ambrozaitis withdrew his name for consideration.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Yalamanchi** and **Mr. Rosen** were appointed for a one-year term to expire December 10, 2008.*

Appointed.

2007-0817 Appointment of one (1) City Council Member to Planning Commission for a one-year term to expire December 10, 2008

Attachments: [0817 Nomination Form - Planning Commission.pdf](#)

President Rosen stated that he and Council member Hooper had expressed interest in serving on the Planning Commission.

City Council members voted for the nominees as follows:

Mr. Hooper: Hooper, Pixley, Webber, Ambrozaitis, Brennan

Mr. Rosen: Rosen, Yalamanchi

*Mr. Hooper was appointed as City Council's representative to the **Planning Commission** for a one-year term to expire on December 10, 2008.*

Appointed.

- 2007-0818** Appointment of one (1) City Council Member to Rochester Area Youth Assistance (RAYA) for a one-year term to expire December 10, 2008

Attachments: [0818 Nomination Form - RAYA.pdf](#)

President Rosen stated that Council members Ambrozaitis and Pixley had expressed interest in serving on this board.

Council member Pixley withdrew his name for consideration.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Ambrozaitis** was appointed to the **Rochester Area Youth Assistance Board** for a one-year term to expire on December 10, 2008.*

Appointed.

- 2007-0819** Appointment of three (3) City Council Members to Sister City Committee / Rochester for a one-year term to expire December 10, 2008

Attachments: [0819 Nomination Form - Sister City Rochester.pdf](#)

President Rosen stated that Council members Brennan, Hooper, Pixley, Webber, and Yalamanchi had expressed interest in serving on this board.

Council members Yalamanchi and Brennan withdrew their names for consideration.

***Mr. Hooper, Mr. Pixley, and Mr. Webber** were appointed to the **Sister City Committee / Rochester** for a one-year term expiring on December 10, 2008.*

Appointed.

- 2007-0820** Appointment of one (1) City Council Member to Rochester Hills Government Youth Council (RHGYC) for a one-year term to expire December 10, 2008

Attachments: [0820 Nomination Form - RHGYC.pdf](#)

President Rosen stated that Council member Pixley and Council member Webber had expressed interest in serving on this board.

Council member Webber withdrew his name for consideration.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Pixley** was appointed to the **Rochester Hills Government Youth Council** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0821** Appointment of one (1) City Council Member to Zoning / Sign Board of Appeals for a one-year term to expire December 10, 2008

Attachments: [0821 Nomination Form - ZBA.pdf](#)

President Rosen stated that he and Council member Brennan had expressed interest in serving on this board.

City Council members voted for the nominees as follows:

Mr. Brennan: Pixley, Webber, Ambrozaitis, Hooper, Brennan

Mr. Rosen: Rosen, Yalamanchi

Mr. Brennan was appointed to a one-year term to the **Zoning Board of Appeals** to expire December 10, 2008.

Appointed.

- 2007-0822** Appointment of two (2) City Council Members to Pine Trace Committee for a one-year term to expire December 10, 2008

Attachments: [0822 Nomination Form - Pine Trace.pdf](#)

President Rosen stated Council member Webber had expressed interest in serving on this board and as there were two vacancies to fill, Council member Pixley nominated himself to serve on this board.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Pixley** and **Mr. Webber** were appointed to the **Pine Trace Committee** for a one-year term that will expire on December 10, 2008.*

Appointed.

- 2007-0823** Appointment of one (1) City Council Member to Rochester / Auburn Hills Community Coalition for a one-year term to expire December 10, 2008

Attachments: [0823 Nomination Form - Roch Com Coalition.pdf](#)

*President Rosen stated that Council member Brennan nominated himself to serve on this board, and seeing no other nominations, President Rosen announced the appointment of **Mr. Brennan** to the **Rochester/Auburn Hills Community Coalition** for a one-year term that will expire on December 10, 2008.*

Appointed.

- 2007-0824** Appointment of three (3) City Council Members to Sister City Committee / Auburn Hills for a one-year term to expire December 10, 2008

Attachments: [0824 Nomination Form - Sister City Auburn Hills.pdf](#)

President Rosen stated that Council member Hooper and Council member Yalamanchi had expressed interest in serving on this committee, and as there were three vacancies to fill, Council member Ambrozaitis nominated himself to serve on this committee.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Hooper, Mr. Yalamanchi, and Mr. Ambrozaitis** were appointed to the **Sister City Committee / Auburn Hills** for a one-year term expiring on December 10, 2008.*

Appointed.

- 2007-0825** Appointment of two (2) City Council Members to Southeastern Oakland County Resource Recovery Authority (SOCRRA) for a one-year term to expire December 10, 2008

Attachments: [0825 Nomination Form - SOCCRA.pdf](#)

*President Rosen stated he and Council member Pixley expressed their interest in serving on this board, and seeing no other nominations, **President Rosen** announced the appointment of himself and **Mr. Pixley** to the **Southeastern Oakland County Resource Recovery Authority** for a one-year term that will expire on December 10, 2008.*

Appointed.

- 2007-0826** Appointment of City Council Members as one (1) Delegate and one (1) Alternate to Trailways Commission for a one-year term to expire December 10, 2008

Attachments: [0826 Nomination Form - Trailways.pdf](#)

*Council member Yalamanchi expressed interest in serving on this commission as the Delegate, and nominated Council member Webber to serve on this commission as the Alternate. Seeing no other nominations, President Rosen announced the appointments of **Mr. Yalamanchi** as **Delegate**, and **Mr. Webber** as **Alternate** to the **Trailways Commission** for a one-year term that will expire on December 10, 2008.*

Appointed.

- 2007-0829** Appointment of two (2) to three (3) City Council Members to Environmental Cleanup & Oversight Technical Review Committee for a one-year term to expire December 10, 2008.

Attachments: [Agenda Summary.pdf](#)
[2008 Chart Overview.pdf](#)
[CC 2008 Choices for Technical Review Committees.pdf](#)
[0829 Nomination Form - EOC.pdf](#)

*President Rosen stated that he and Council members Webber and Yalamanchi have expressed interest in serving on this committee. Seeing no other nominations, **President Rosen** announced the appointment of himself, **Mr. Webber** and **Mr. Yalamanchi** to the **Environment Cleanup & Oversight***

Technical Review Committee for a one-year term that will expire on December 10, 2008.

Appointed.

2007-0830 Appointment of two (2) to three (3) City Council Members to Liquor License Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0830 Nomination Form - Liquor License Review.pdf](#)

President Rosen stated that Council member Brennan, Council member Pixley, and Council member Webber have expressed interest in serving on this committee.

*As there were sufficient number of nominees to fill the vacant positions, **Mr. Brennan, Mr. Pixley, and Mr. Webber** were appointed to the **Liquor License Review Committee** for a one-year term that will expire on December 12, 2008.*

Appointed.

2007-0831 Appointment of two (2) City Council Members to Master Thoroughfare Plan Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0831 Nomination Form - Master Thoroughfare Plan.pdf](#)

President Rosen stated that he and Council member Yalamanchi had expressed interest in serving on this committee.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Rosen and Mr. Yalamanchi** were appointed to the **Master Thoroughfare Transportation Plan Committee** with a one-year term that expires on December 10, 2008.*

Appointed.

2007-0832 Appointment of two (2) or three (3) City Council Members to the Police & Road Millage Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0832 Nomination Form - Police & Road Millage.pdf](#)

President Rosen stated that he, Council member Brennan and Council member Webber have expressed interest in serving on this committee.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Rosen, Mr. Brennan, and Mr. Webber** were appointed to the **Police & Road Millage Committee** for a one-year term that will expire on December 10, 2008.*

Appointed.

2007-0833 Appointment of two (2) to three (3) City Council Members to Water & Sewer Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0833 Nomination Form - Water and Sewer.pdf](#)

President Rosen stated that Council member Brennan, Council member

Hooper, and Council member Yalamanchi have expressed interest in serving on this committee.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Brennan, Mr. Hooper, and Mr. Yalamanchi** were appointed to the **Water & Sewer Technical Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0834** Appointment of one (1) City Council Member to Capital Improvement Plan (CIP) for a one-year term to expire December 10, 2008

Attachments: [0834 Nomination Form - CIP.pdf](#)

President Rosen stated that he and Council member Webber had expressed interest in serving on this committee.

Council member Webber withdrew his name for consideration.

*As there were sufficient number of nominees to fill the vacant position, **Mr. Rosen** was appointed to the **Capital Improvement Project Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0835** Appointment of two (2) to three (3) City Council Members to Council Policy Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0835 Nomination Form - Council Policy Review.pdf](#)

President Rosen stated that he, Council member Webber, and Council member Yalamanchi had expressed interest in serving on this committee.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Rosen, Mr. Webber, and Mr. Yalamanchi** were appointed to the **Council Policy Review Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0836** Appointment of two (2) to three (3) City Council Members to Strategic Planning Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0836 Nomination Form - Strategic Planning.pdf](#)

President Rosen stated that he, Council member Webber, and Council member Yalamanchi had expressed interest in serving on this committee.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Rosen, Mr. Webber, and Mr. Yalamanchi** were appointed to the **Strategic Planning Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0837** Appointment of two (2) City Council Members to Zoning Re-Write Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0837 Nomination Form - Zoning Rewrite.pdf](#)

President Rosen stated that he and Council member Brennan had expressed interest in serving on this committee.

*As there were sufficient number of nominees to fill the vacant positions, **Mr. Brennan** and **Mr. Rosen** were appointed to the **Zoning Rewrite Technical Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0838** Appointment of one (1) City Council Member to Cemetery Citizen Advisory Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0838 Nomination Form - Cemetery.pdf](#)

President Rosen stated that Council member Pixley nominated himself to serve on this committee.

*As there were a sufficient number of nominees to fill the vacant position, **Mr. Pixley** was appointed to the **Cemetery Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0839** Appointment of two (2) City Council Member to Citizens Pathway Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0839 Nomination Form - Citizens Pathway.pdf](#)

This matter was Closed due to no Council appointments to this committee.

- 2007-0840** Appointment of two (2) City Council Members to DPS Facility Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0840 Nomination Form - DPS.pdf](#)

This matter was Set Over to Future Meeting

- 2007-0841** Appointment of two (2) to three (3) City Council Members to Human Resources Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0841 Nomination Form - Human Resources.pdf](#)

President Rosen stated that Council member Pixley had expressed interest in serving on this committee and as there were two vacancies to fill, President Rosen nominated himself to serve on this committee.

*As there were a sufficient number of nominees to fill the vacant positions, **Mr. Pixley** and **Mr. Rosen** were appointed to the **Human Resources Review Technical Committee** for a one-year term that expires on December 10, 2008.*

Appointed.

- 2007-0842** Appointment of two (2) to three (3) City Council Members to Regional Library Study Technical Review Committee for a one-year term to expire December 10, 2008

Attachments: [0842 Nomination Form - Regional Library.pdf](#)

President Rosen stated that he had interest in serving on this committee.

*Seeing no other nominations, **Mr. Rosen** was appointed to the **Regional Library Study Technical Committee** for a one-year term that expires on December 10, 2008. President Rosen noted that if an additional member was needed to serve on this committee that he would bring that vacancy to Council at a future meeting.*

Appointed.

UNFINISHED BUSINESS

None

NEW BUSINESS

- 2005-0886** Request for Purchase Authorization - DPS: Unleaded gasoline and diesel, increase blanket purchase order in the amount of \$50,000.00 for a new not-to-exceed total of \$525,200.00 through January 31, 2008; Mansfield Oil Company, Gainesville, GA

Attachments: [2005 Agenda Summary.pdf](#)
[Agenda Summary.doc](#)
[Usage Reports.pdf](#)
[Resolution.pdf](#)
[2005 Supply Guarantee.pdf](#)
[2005 Resolution.pdf](#)
[2002-2005 Fuel Usage.pdf](#)

***Mr. Ambrozaitis** asked if this request was due to the increase in gas prices.*

***Mr. Roger Rousse**, Director of DPS/Engineering, stated that the largest contributing factor was in the year 2002 when the cost of diesel fuel had increased from 79 cents per gallon to \$2.14 per gallon, and the cost of unleaded fuel had increased from 97 cents per gallon to \$2.31 per gallon. He added that fueling of the fire apparatus from the DPS garage had increased gas consumption, and in addition to that the activities have increased with the Local Road Concrete Repair Program. He noted that Chief Crowell advised him that the Fire Department's calls have increased to over 600 additional calls from last year.*

A motion was made by Ravi Yalamanchi, seconded by Michael Webber, that this Matter be Adopted by Resolution. The motion CARRIED by the following vote:

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Enactment No: RES0361-2007

Resolved that the Rochester Hills City Council hereby authorizes the increase to the Blanket Purchase Order to Mansfield Oil Company, Gainesville, Georgia, for the purchase of unleaded gasoline and diesel in the amount of \$50,000.00 for a new not-to-exceed total of \$525,200.00 through January 31, 2008.

2007-0793 Request for Purchase Authorization - MAYOR: Blanket purchase order for 2008 legal fees for City Attorney in the amount not-to-exceed \$325,000.00; Hafeli Staran Hallahan Christ & Dudek, P.C., Bloomfield Hills, MI

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

A motion was made by Greg Hooper, seconded by Vern Pixley, that this Matter be Adopted by Resolution. The motion CARRIED by the following vote:

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Enactment No: RES0363-2007

Whereas, Hafeli Staran Hallahan Christ & Dudek, P.. was appointed by City Council as the City's attorney pursuant to Section 8.7 of the City Charter, and

Whereas, John Staran, the president of Hafeli Staran Hallahan Christ & Dudek, P.C. has provided expert legal services to the City of Rochester Hills for numerous years, and

Now, Therefore Be It Resolved, that the Rochester Hills City Council authorizes a blanket purchase order to Hafeli Staran Hallahan Christ & Dudek, P.C., Bloomfield Hills, MI for 2008 general legal services in the amount of \$325,000.00 through December 31, 2008 and authorizes the Mayor to execute this contract on behalf of the City.

2007-0794 Request for Purchase Authorization - DPS/FACILITIES: Blanket Purchase Order for natural gas for various City owned buildings in the amount not-to-exceed \$175,360.00; Consumers Energy, Lansing, MI

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

A motion was made by Ravi Yalamanchi, seconded by Greg Hooper, that this Matter be Adopted by Resolution. The motion CARRIED by the following vote:

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Enactment No: RES0362-2007

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Consumers Energy, Lansing, Michigan for the purchase of natural gas for various City owned buildings in the amount not-to-exceed \$175,360.00 through December 31, 2008

- 2007-0795** Request for Purchase Authorization - DPS/FACILITIES: Blanket Purchase Order for electric energy for City facilities in the amount not-to-exceed \$400,000.00; DTE Energy, Detroit, MI and Michigan Municipal Risk Management Authority, Livonia, MI.

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

A motion was made by Ravi Yalamanchi, seconded by Michael Webber, that this Matter be Adopted by Resolution. The motion CARRIED by the following vote:

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Enactment No: RES0364-2007

Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to DTE Energy, Detroit, Michigan and Michigan Municipal Risk management Authority, Livonia, Michigan for the purchase of electric energy for City facilities in the amount not-to-exceed \$400,000.00 through December 31, 2008.

- 2007-0813** Suspend the Rules of Council to Set the 2008 City Council Meeting Schedule at the next Regular Meeting on December 12, 2007.

Attachments: [120507 Agenda Summary.pdf](#)
[Wednesday Meeting Calendar.pdf](#)
[Monday Meeting Calendar.pdf](#)
[Memo from Mayor 113007.pdf](#)
[120507 Resolution.pdf](#)

Mr. Ambrozaitis stated that he was not against changing the Council Meetings from Wednesday nights to Monday nights. He expressed concern that Mr. Staran has a conflict with his schedule which means he would not be able to attend the Council Meeting on the second Monday of each month.

Mr. Webber stated he has received many emails regarding this issue and that he had no objections to moving the Council Meetings to Monday night, or leaving them on Wednesday nights. He asked Mr. Staran what the procedure would be to have legal representation at the Council Meeting in his absence.

Mr. John Staran, City Attorney, stated that he attends Council Meetings to assist Council. He further stated that because he has an inflexible meeting commitment on the second Monday of each month, he may have to ask a colleague from his office to cover that particular meeting for Council, or his colleague could cover for his meeting elsewhere. He noted that he had been exclusively attending the Rochester Hills City Council Meetings for several years, as that was his personal preference for consistency.

President Rosen asked Mr. Staran if the continuity would be as advantageous with two people as it would be with one.

City Attorney Staran responded that the situation did create some additional work for him, but it did not create additional work for the City nor would there be

any extra attorney hourly charges to the City. He stated that if Council had concerns with having two different attorneys attending the Council meetings then he would supply an alternative solution.

Mr. Webber commented that several holidays fall on Mondays and questioned if that would pose a problem for agenda items if a Council meeting is cancelled due to a holiday.

President Rosen explained the strategy of the past City Council's decision to have a Work Session before a Regular Meeting so that items could be discussed extensively before Council voted on them.

Mr. Pixley stated that he appreciated the comments, emails, and telephone calls that he received regarding the meeting schedule. He commented that he felt Monday night meetings would be more efficient.

Mr. Hooper questioned why this item could not be voted upon at this City Council Meeting as this was a Regular City Council Meeting.

President Rosen informed Mr. Hooper that this item could not be voted upon at this Meeting, because Article IX, Section .02(a) of the Council's Rules of Procedure states "These rules may be amended or supplemented by a vote of a majority of the Council currently holding office, provided that no vote to amend shall take place at the same meeting at which such amendment or supplement is initially proposed."

City Attorney Staran verified that President Rosen was correct. He stated that since Wednesday is the meeting night is described in the Council's Rules of Procedure for City Council Meetings, in order to change the meeting night to Monday, or any other night of the week, it would require an Amendment of the Rules. He clarified that Council could suspend their rules to adopt the meeting schedule at the next meeting, but as far as amending the rules, Council would have to follow the Amendment Rule in their Rules of Procedure which states that Council can propose the change one night, but must vote on it at a later meeting.

Mr. Hooper questioned if the Rules were suspended at the prior Council Meeting of November 28, 2007 to defer the adoption of City Council's 2008 Meeting schedule.

City Attorney Staran advised that at the November 28th Council Meeting, Council decided to Suspend the Rules and place the 2008 Meeting Schedule on the December 5, 2007 Agenda for adoption. He further advised that Council could adopt the 2008 Meeting Schedule at this Council Meeting and then revise it at the next meeting.

Ms. Susan Galeczka, Deputy Clerk, advised Council that the new Council Meeting Schedule has to be published within ten days of its adoption.

City Attorney Staran stated that under the Open Meetings Act, the Council's Regular Meeting Schedule does not have to be adopted until the first of the

Year. He further clarified that it is stated in Council's Rules of Procedure that they will set their Regular Meeting Schedule at the first Regular Meeting in December.

Mr. Hooper referenced years past when both Larry Ternan and John Staran would share the responsibility of attending meetings and stated that he felt that there was no loss of service to the City.

City Attorney Staran added that one tool available now, that was not available years ago, is the ability to watch the Council meetings on streaming video.

President Rosen emphasized the importance of Council Members saving their discussion of City business for Council Meetings in order to stay in compliance with the Open Meetings

Mr. Brennan stated they cannot adopt a Meeting Schedule until the issue of meeting on Mondays or Wednesdays is resolved.

PUBLIC COMMENT

Mr. Jack Dalton, 2602 New England Dr., stated he was in favor of Monday night City Council Meetings. He suggested that Work Sessions should be moved to the second and fourth meeting of the month, as the City Attorney does not attend the Work Sessions and he has indicated that he has a prior obligation on the second Monday of each month.

Ms. Melinda Hill, 1481 Mill Race, reminded Council members and all candidates who ran for Public Office that they were aware that Council met on Wednesday nights. She stated that Council's Wednesday meeting night should be maintained.

Mr. Eric Sturgis, 72 Roanoke Lane, spoke in favor of Council moving their meetings to Monday nights.

Ms. Lorraine McGoldrick, stated that if Council changes the meeting night from Wednesday to Monday that it would affect the residents who would like to attend the Rochester Hills Community School Board Meetings, which meets twice per month. She thanked President Rosen for acknowledging comments from the public in regards to this issue.

Mr. Steve McGarry, 2164 Clinton View, stated that in viewing the proposed calendar for Monday night meetings, he observed that Mr. Staran would not be in attendance at 12 out of 21 Regular Meetings in 2008. He further stated that the City has been involved in numerous issues that are legally related over the last few years and Mr. Staran's judgment and counsel would be advantageous to have.

Mr. Tom Zelinski, 1127 Kingsview, stated that he was not in favor of Monday night Council Meetings due to the fact that many residents attend School Board Meetings as well as Council Meetings, and they would have to pick one over the other. He commented that the City Attorney, Mr. Staran, should be at all City

Council Meetings and his continuity and expertise from being the City's Legal Counsel for many years is beneficial to City Council. He reminded Council that they are elected to serve the citizens of Rochester Hills.

Mr. Paul Miller, 1021 Harding, reviewed comments from department directors regarding possible affects of changing the Council Meeting from Wednesday nights to Monday nights. He added that Council should not be afraid of change.

Mr. Jim Hudson, 2566 Powderhorn Ridge, stated he would like the Council Meetings to stay on Wednesday nights so there will not be a conflict with the Rochester Hills School Board Meetings on Monday nights. He further stated that he has small children and prefers to attend School Board Meetings to stay abreast of current events with the schools.

Mr. Gerald Robbins, 2700 Culbertson, gave his interpretation of Roberts Rules and how they pertain to this discussion.

COUNCIL DISCUSSION

Mr. Yalamanchi stated that he had no objection to having Monday night Council Meetings.

President Rosen stated that he was in favor of leaving the Council Meetings on Wednesday nights. He further stated that there are four National holidays that always fall on a Monday, and City Hall is closed, therefore, they would not be able to meet. He pointed out that if they continued to meet on Wednesdays, this would not be a problem.

Mr. Hooper inquired if he could make a Motion to Suspend the Rules of Procedure, then make a Motion to Amend the Rules of Procedure to change the meeting day from Wednesday to Monday, if that could that all be accomplished at the present meeting.

City Attorney Staran stated that if the proposal was made at the current meeting, then it could be voted upon at the next Regular City Council Meeting.

Mr. Hooper suggested that all meetings of City Council be regular voting session meetings of City Council and eliminate Work Sessions altogether.

This matter was Adopted by Resolution

Aye 6 - Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

Nay 1 - Rosen

Enactment No: RES0371-2007

Resolved to Suspend the City Council Rules of Procedure, Article IX, Sections .01 (a) to wait to set their Regular Meeting Schedule for 2008 at their next Regular Meeting on December 12, 2007.

2007-0813 Adoption of 2008 City Council Meeting Schedule

Attachments: [120507 Agenda Summary.pdf](#)
[Wednesday Meeting Calendar.pdf](#)
[Monday Meeting Calendar.pdf](#)
[Memo from Mayor 113007.pdf](#)
[120507 Resolution.pdf](#)

This matter was Postponed.

Aye 7 - Rosen, Hooper, Brennan, Ambrozaitis, Yalamanchi, Webber and Pixley

2007-0813 Propose to Amend *City Council Rules of Procedure* to change the evenings City Council meets from Wednesdays to Mondays at the next Regular Meeting on December 12, 2007.

Attachments: [120507 Agenda Summary.pdf](#)
[Wednesday Meeting Calendar.pdf](#)
[Monday Meeting Calendar.pdf](#)
[Memo from Mayor 113007.pdf](#)
[120507 Resolution.pdf](#)

A motion was made by Greg Hooper, seconded by Vern Pixley, that this Matter be Adopted by Resolution. The motion CARRIED by the following vote:

Aye 5 - Hooper, Brennan, Yalamanchi, Webber and Pixley

Nay 2 - Rosen and Ambrozaitis

Enactment No: RES0371-2007

Resolved, to Vote to Amend the City Council Rules of Procedure to change the evenings Suspend the City Council Rules of Procedure, Article IX, Sections .01 (a) to wait to set their Regular Meeting Schedule for 2008 at their next Regular Meeting on December 12, 2007.

COUNCIL COMMITTEE REPORTS

President Rosen stated that there would be an Environmental Committee Meeting on December 6, 2007.

ANY OTHER BUSINESS

None

NEXT MEETING DATE

Wednesday, December 12, 2007.

ADJOURNMENT

There being no further business before Council, President Rosen adjourned the meeting at 10:53 p.m.

*GREG HOOPER, President
Rochester Hills City Council*

*JANE LESLIE, Clerk
City of Rochester Hills*

*SUE SMITH
Administrative Secretary
City Clerk's Office*

Approved as presented at the May 12, 2008 Regular City Council Meeting.