



Rochester Hills

Minutes

City Council Regular Meeting

1000 Rochester Hills Dr
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Home Page:
www.rochesterhills.org

*David J. Blair, Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, Stephanie Morita,
Theresa Mungioli and David Walker*

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 2, 2019

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

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

ROLL CALL

Present 7 - David Blair, Susan M. Bowyer, Ryan Deel, Dale Hetrick, Stephanie Morita, Theresa Mungioli and David Walker

Others present:

*Bryan Barnett, Mayor
Tina Barton, City Clerk
Dan Christ, City Attorney
Bill Cook, Assistant Chief/Fire Marshal
Scott Cope, Building/Ordinance/Facilities Director
Ken Elwert, Parks & Natural Resources Director
Numair Haq, Rochester Hills Government Youth Council Representative
Sara Roediger, Planning and Economic Development Director
Allan Schneck, Public Services Director
Joe Snyder, Chief Financial Officer*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Bowyer, seconded by Hetrick, that the Agenda be approved as Presented. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

Mr. Deel introduced RHGYC Representative Numair Haq.

Numair Haq stated that he is a student at Rochester Adams High School and this is his first year on the RHGYC. He reported that at their meeting last week three (3) members of the Parks & Natural Resources Department spoke to them about the services their Department provides. He stated that the Youth Council is planning two (2) projects that will be carried out next year. He mentioned their next meeting is scheduled for Monday, December 9th at 6:00 p.m.

RECOGNITIONS

2019-0495 Proclamation in Recognition of Dr. Robert Shaner, Michigan's Superintendent of the Year

Attachments: [120219 Agenda Summary.pdf](#)
[Proclamation.pdf](#)
[Resolution \(Draft\).pdf](#)

Mayor Barnett stated it is a privilege to recognize not only a great leader but a great friend. He mentioned how well the schools and municipal offices work together, and stated that regardless of the challenge, Dr. Shaner has always led with integrity. He pointed out that when most people are asked why they moved to the City of Rochester Hills, among the top three responses is the performance of the school district. He congratulated Dr. Shaner on being named Michigan's Superintendent of the Year. Mayor Barnett read a proclamation honoring Dr. Shaner.

Dr. Shaner mentioned that when he became Superintendent for Rochester Schools Bryan Barnett was one of the first people to reach out to him, and he has been a friend and a supporter ever since. He noted the strong partnership between the Rochester School District and the Rochester Hills' City Administration. He stated that Mayor Barnett is an excellent example of leadership and what a partner can be to a community with a public education system that is second to none, not only in the State of Michigan but in the Midwest. He attributed the fact that Rochester Community Schools are one of the best school districts in the Midwest because of the community support and desire for high quality outcomes for the students.

Vice President Morita stated her son attends Rochester Community Schools and they are very happy to be there.

Clerk Barton thanked Dr. Shaner for allowing the City to utilize the schools for precincts. She stated that the school district's staff have always been welcoming and willing to work with the City to ensure the elections run successfully.

Presented.

Whereas, Michigan Association of Superintendents & Administrators (MASA) annually

presents the Superintendent of the Year award to a superintendent who has shown tremendous effort and dedication to enriching the lives of children and the community as a whole; and

Whereas, the Michigan Superintendent of the Year is recognized for strong leadership, creativity in successfully meeting the needs of students, communication skills, professionalism, community involvement and students' success; and

Whereas, MASA has chosen Rochester Community Schools' Superintendent, Dr. Robert Shaner, as the 2020 Michigan Superintendent of the Year; and

Whereas, "Pride in Excellence" is the theme of Rochester Community Schools and Dr. Shaner sets the pace for superintendents across the state with his outstanding character, unwavering commitment to children, fiscal responsibility and strategic planning.

Now, Therefore, Be It Resolved, that the Mayor and City Council of Rochester Hills hereby congratulate Dr. Robert Shaner as the 2020 Michigan Superintendent of the Year, thank him for his dedication and service to our community, and wish him continued success in all his future endeavors.

2019-0580 Recognition of Mayor Bryan K. Barnett as the 77th President of the United States Conference of Mayors (USCM); State Representative Michael Webber, presenter

Attachments: [120219 Agenda Summary.pdf](#)

Vice President Morita introduced State Representative Michael Webber as the presenter.

State Representative Webber recognized Mayor Barnett for being elected as the 77th President of the U.S. Conference of Mayors. He stressed how important this recognition is at the State level; to have one of our very own Michigan Mayors, and certainly in the 45th House District for the Greater Rochester Area, being named the President of the U.S. Conference of Mayors. He read a proclamation honoring Mayor Barnett.

Mayor Barnett stated it has been a great honor. He mentioned that he also recently received a nice letter from the Governor as well. He shared that he loves being the Mayor of Rochester Hills and having the chance to have a national platform to brag about our City, some of the great work that our team does, and the relationship the administration has with City Council is just extra special. He thanked State Representative Webber and asked that he also thank the Governor and the Lieutenant Governor on his behalf.

Presented.

PRESENTATIONS

2019-0514 2019 Year-End Legislative Update; Midwest Strategy Group, presenters

Attachments: [120219 Agenda Summary.pdf](#)
[Midwest Strategy Group Presentation.pdf](#)

Mike Compagnoni and **Dave Hodgkins**, Government Relations Team with Midwest Strategy Group were present.

Mr. Compagnoni introduced himself and Mr. Hodgkins stating they are the lobbyists assigned to work with the City of Rochester Hills. He also showed a picture of Nicole Nystrom, and introduced her as the firm's C.E.O. He noted that as a firm, Midwest Strategies represents 110 clients in all different sectors; approximately a 60/40 split between state clients and national clients.

For the newly elected Council members, Mr. Compagnoni provided an overview of the services they provide. He stated they are the City's eyes and ears in Lansing. He noted that the City primarily sees them in a few areas like government relations, strategic planning and lobby law compliance, and highlighted that they are a 24/7 government relations firm. He stated that if there is anything they think the City should be aware of, they are placing it on the docket and updating the Mayor weekly. They also hold quarterly legislative updates and one-on-one meetings with the Mayor and City Directors. He stated that they participate in work groups, committee hearings, and attend special events. He gave a recap of some of the things they worked with the City on in 2018, as follows:

- Helped to secure approximately \$700,000.00 in grants for Innovation Hills.
- Infrastructure funding and finding dollars for roads and storm water.
- Stopped legislation that would have banned tree ordinances.
- Sat through work groups on Deer Management legislation.
- Worked with Joe Snyder on personal property tax revenue.

Mr. Hodgkins reviewed some of what they have been working with the City on in 2019/2020 session:

- Municipal Road Funding - monitoring legislative bill package.
- Stormwater and Infrastructure - State Representative Webber is sponsoring House Bill 4691.
- The Recreation Passport legislation - House Bill 4486 - for Michigan Trails.
- Water Quality Testing PFAS - proposals to both protect the State's drinking water and the testing of that water.
- State Revenue Sharing - looking for ways to increase, or get back to 2011 levels.

Mr. Compagnoni stated looking ahead in 2020 the Governor's Budget Proposal will come out in early February. Part of that budget process will include discussion on road funding as the legislature has been trying to shift more general fund dollars towards roads. He noted another area where work will be taking place is on Criminal Justice Reform. He referenced the Raising the Age for Juvenile Offenders package that has been moving through the legislature. He stated that last session they saw over 400 bills being considered, and about 250 were signed into law. He pointed out that it has been getting more intense with each session and suggested there will be a lot of legislative activity during the period between the Thanksgiving and Christmas holidays.

He wrapped things up by saying how much their firm has appreciated working with the City of Rochester Hills. He also mentioned they are very proud to be representing America's Mayor in his role with the U.S. Conference of Mayors.

Council Discussion

Vice President Morita thanked Mr. Compagnoni and Mr. Hodgkins for taking time to meet with her over the last year to discuss certain legislation and share her concerns.

Dr. Bowyer thanked the gentlemen for being the City's eyes and ears in Lansing. She pointed out that there is so much to do at the City level she appreciates that they are able to monitor what is happening in Lansing on their behalf. She stated that it is fantastic they were able to secure \$700,000.00 in grants for Innovation Hills. She noted there are some river banks in the City that need some fixing up and mentioned she would appreciate them looking for grants to help with that.

Mr. Hetrick expressed his appreciation for their presentation and all that they have been able to accomplish for the City. He reiterated the importance of their work on Municipal Road and Storm Water Funding.

Mayor Barnett stated the Midwest Strategy team really gives the City a comprehensive approach in Lansing. He mentioned Nicole Nystrom, the firm's principal and owner, has an exceptional reputation of being one of the best, if not the best, in Lansing and pointed out that she is on the City's team. He expressed his appreciation for all they do.

Ms. Mungiola questioned how the Midwest Strategy team obtains the City's position on issues, and who sets that direction for them to follow.

Mr. Compagnoni responded that they work with the Mayor, Department Directors, and sometimes members of City Council. He noted that the City's Department Directors are experts in their fields, many of them members of their own trade organizations or organizations in their career field. Oftentimes the Directors request they track, or keep an eye on, specific topics. He noted that last year they had approximately one hundred plus bills on the City's docket, in different areas and levels of priority.

Mayor Barnett explained that from the administrative side, the Midwest Strategies team spends time with him and every director discussing the priorities for the upcoming year. He noted in the past, the team has worked through the Council President on specific issues a Council member may be interested in, and communications on those topics are shared with the Council as a whole.

Presented.

PUBLIC HEARINGS

2019-0336 Request for Acceptance of the Draft Special Assessment Roll for Bolinger

Approved as presented at the May 4, 2020 Regular City Council Meeting.

Street and to set the Public Hearing for December 2, 2019

Attachments: [120219 Agenda Summary.pdf](#)
[Public Hearing Notice.pdf](#)
[111819 Agenda Summary.pdf](#)
[Bolinger St SAD.pdf](#)
[100719 Agenda Summary.pdf](#)
[Rhodes Correspondence 091019.pdf](#)
[Assessor Report and Petition of Objections.pdf](#)
[072919 CC Minutes 2019-0336 Draft Excerpt.pdf](#)
[081219 CC Minutes 2019-0356 Draft Excerpt.pdf](#)
[072919 Agenda Summary.pdf](#)
[Engineer Report.pdf](#)
[Bolinger SAD District.pdf](#)
[Bolinger St SAD.pdf](#)
[Design Construction Cost Estimate.pdf](#)
[072919 Resolution \(Draft\).pdf](#)
[100719 Resolution \(Draft\).pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Laurie Taylor, Assessing Director, stated they are here tonight to hold the public hearing for the draft special assessment roll for the proposed paving project for Bolinger Street. She explained that this public hearing is held to consider objections, corrections or the annulment of the draft special assessment roll.

Vice President Morita questioned if anyone has contacted the Assessing Office with objections to the roll.

Ms. Taylor responded they have received no calls of objections.

Vice President Morita Opened the Public Hearing at 7:40 p.m.. Seeing No Public Input, Vice President Morita Closed the Public Hearing at 7:41 p.m.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0372-2019

Whereas, on October 7, 2019, the Rochester Hills City Council held the Public Hearing of Necessity and adopted a Resolution to proceed with Public Improvement and establish a Special Assessment District (SAD) for Bolinger Street.

Whereas, pursuant to the City's policy, a draft special assessment roll will be made based on the City Engineer's detailed estimate as approved by City Council and filed with the City Clerk for presentation to the City Council for review and confirmation.

Resolved, the Rochester Hills City Council hereby accepts the Draft Special Assessment Roll for Bolinger Street and directs the draft roll be filed with the City Clerk for public examination.

Further Resolved, the Rochester Hills City Council sets a Public Hearing for December 2, 2019 to consider objections to the draft roll, correction to the draft roll, or annulment of the

draft roll.

2019-0337 Request for Acceptance of the Draft Special Assessment Roll for Michelson Road and to Set the Public Hearing for December 2, 2019

Attachments: [120219 Agenda Summary.pdf](#)
[Public Hearing Notice.pdf](#)
[111819 Agenda Summary.pdf](#)
[Michelson SAD.pdf](#)
[100719 Agenda Summary.pdf](#)
[072919 CC Minutes 2019-0337 Draft Excerpt.pdf](#)
[081219 CC Minutes 2019-0355 Draft Excerpt.pdf](#)
[072919 Agenda Summary.pdf](#)
[Engineer Report.pdf](#)
[Michelson SAD District.pdf](#)
[Michelson SAD.pdf](#)
[Design Construction Cost Estimate.pdf](#)
[072919 Resolution \(Draft\).pdf](#)
[100719 Resolution \(Draft\).pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Laurie Taylor, Assessing Director, stated they are here tonight to hold the public hearing for the draft special assessment roll for the proposed paving project for Michelson Road. She explained that this public hearing is held to consider objections, corrections or the annulment of the draft special assessment roll.

Vice President Morita Opened the Public Hearing at 7:42 p.m. Seeing No Public Input, Vice President Morita Closed the Public Hearing at 7:43 p.m.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

Enactment No: RES0373-2019

Whereas, on October 7, 2019, the Rochester Hills City Council held the Public Hearing of Necessity and adopted a Resolution to proceed with Public Improvement and establish a Special Assessment District (SAD) for Michelson Road.

Whereas, pursuant to the City's policy, a draft special assessment roll will be made based on the City Engineer's detailed estimate as approved by City Council and filed with the City Clerk for presentation to the City Council for review and confirmation.

Resolved, the Rochester Hills City Council hereby accepts the Draft Special Assessment Roll for Michelson Road and directs the draft roll be filed with the City Clerk for public examination.

Further Resolved, the Rochester Hills City Council sets a Public hearing for December 2, 2019 to consider objections to the draft roll, correction to the draft roll, or annulment of the draft roll.

ORDINANCE FOR INTRODUCTION

2019-0530 Request for Acceptance of First Reading - an Ordinance to Amend Section 86-70 of Chapter 86, Solid Waste, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify commercial and industrial waste hauler collection hours; repeal conflicting Ordinances, and prescribe a penalty for violations

Attachments: [120919 Agenda Summary.pdf](#)
[120219 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[120219 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Building/Ordinance/Facilities Director, explained that this is an amendment to the commercial trash collection time from a start time of 6 a.m. to a start time of 7 a.m. He stated research they gathered from neighboring and surrounding communities revealed that that 7 a.m. was a common start time. He noted that 7 a.m. is also consistent with our residential collection time.

Vice President Morita stated that she has received several complaints on the early collection time over the years from residents in District 1. She expressed her appreciation for the proposed change.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0412-2019

Resolved, that an Ordinance to Amend Section 86-70 of Chapter 86, Solid Waste, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify commercial and industrial waste hauler collection hours; repeal conflicting Ordinances, and prescribe a penalty for violations is hereby accepted for First Reading.

ORDINANCE FOR ADOPTION

2019-0479 Request for Acceptance of Second Reading and Adoption - an Ordinance to Amend Sections 54-34, 54-54, 54-91, 54-154; 54-162; 54-191, 54-192, 54-196, 54-200, 54-201, 54-202, 54-203, 54-206, 54-207, 54-208, 54-210, 54-213, 54-226, 54-229, 54-232, 54-262, 54-265, 54-267, 54-268, 54-302, 54-314, 54-317, 54-591, 54-742, 54-776 and 54-806; to repeal Section 54-50; and to add new Sections 54-166, 54-193, 54-214 and 54-215 in Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for copy costs, maps, permits and permit cancellations, reviews, inspections, licenses, and services, educational services, emergency medical services, surveys, cost recovery, circuit, nonsolid fuel burning equipment, temporary use of public hydrant, municipal water department, sanitary sewer connections and to repeal conflicting or inconsistent Ordinances

Attachments: [120219 Agenda Summary.pdf](#)
[Ordinance \(Amended 111919\).pdf](#)
[111819 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated this is the second reading of the amendment to Chapter 54, Fees. He pointed out that all Departments were requested to review their fees as they are included in Chapter 54, and consider any applicable laws or statutes, the competitiveness of the fees, as well as the full cost of providing the service. He explained that since it has been some time since all of the fees in Chapter 54 were reviewed on a citywide basis, there are a number of proposed fee changes. He noted that going forward, each department will be asked to review their fees as part of the annual budget process, ensuring that all fees are reviewed and updated on a regular, scheduled basis.

He stated that based on discussion at the November 18, 2019 Council meeting, the two references to the term Annual Fire Inspections under Section 54-206 have been removed.

A motion was made by Mungioli, seconded by Hetrick, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0374-2019

Resolved, that an Ordinance to Amend Sections 54-34, 54-54, 54-91, 54-154; 54-162; 54-191, 54-192, 54-196, 54-200, 54-201, 54-202, 54-203, 54-206, 54-207, 54-208, 54-210, 54-213, 54-226, 54-229, 54-232, 54-262, 54-265, 54-267, 54-268, 54-302, 54-314, 54-317, 54-591, 54-742, 54-776 and 54-806; to repeal Section 54-50; and to add new Sections 54-166, 54-193, 54-214 and 54-215 in Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, To modify fees charged for copy costs, maps, permits and permit cancellations, reviews, inspections, licenses, and services, educational services, emergency medical services, surveys, cost recovery, circuit, nonsolid fuel burning equipment, temporary use of public hydrant, municipal water department, sanitary sewer connections and to repeal conflicting or inconsistent Ordinances is hereby Accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

2019-0480 Request for Acceptance of Second Reading and Adoption - an Ordinance to amend Sections 110-141, 110-171, 110-172, 110-203; 110-204, 110-286, 110-287, 110-372, 110-373, 110-374, 110-403 and 110-438 to repeal Section 110-1 and to add new Section 110-346 of Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and supplement fees charged for various City services, and to repeal conflicting Ordinances

Attachments: [120219 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[111819 Agenda Summary.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated this is the second reading of the amendment to Chapter 110, Fees. He pointed out that all Departments were requested to review their fees as they are included in Chapter 110, and consider any applicable laws or statutes, the competitiveness of the fees, as well as the full cost of providing the service. He explained that since it has been some time since all of the fees in Chapter 110 were reviewed on a citywide basis, there are a number of proposed fee changes. He noted that going forward, each department will be asked to review their fees as part of the annual budget process, ensuring that all fees are reviewed and updated on a regular, scheduled basis.

A motion was made by Bowyer, seconded by Mungioli, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0375-2019

Resolved, that an Ordinance to amend Sections 110-141, 110-171, 110-172, 110-203; 110-204, 110-286, 110-287, 110-372, 110-373, 110-374, 110-403 and 110-438 to repeal Section 110-1 and to add new Section 110-346 of Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and supplement fees charged for various City services, and to repeal conflicting Ordinances is hereby accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

2019-0488 Request for Acceptance of Second Reading and Adoption - an Ordinance to add Section 58-59 and 58-60 to Chapter 58, Fire Prevention and Protection, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to require periodic Fire Safety Inspections, repeal conflicting Ordinances, and prescribe a penalty for violations

Attachments: [120219 Agenda Summary.pdf](#)
[111819 Agenda Summary.pdf](#)
[Ordinance \(Revised\).pdf](#)
[Ordinance.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Bill Cook, Assistant Chief/Fire Marshal, stated this is the second reading to add Section 58-59 and 58-60 to Chapter 58 Fire Prevention and Protection of the Code of Ordinances. He explained that these sections have been created to confirm a frequency of periodic fire safety inspections and prescribe a penalty for violations. He mentioned that by establishing this frequency schedule, staff will be able to conduct fire inspections within all businesses in our community on a three-year rotation based on the type of risk associated with occupancy. He stated that this process was discussed with the Public Safety and Infrastructure Technical Review Committee in May 2019 and it was

approved to move forward to City Council for consideration.

A motion was made by Mungioli, seconded by Hetrick, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0376-2019

Resolved, that an Ordinance to add Section 58-59 and 58-60 to Chapter 58, Fire Prevention and Protection, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to require periodic Fire Safety Inspections, repeal conflicting Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

2019-0485 Request for Acceptance for Second Reading and Adoption - an Ordinance to amend Sections 134-6 and 134-7 of Chapter 134, Signs, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to modify provisions for wall signs and projecting signs, repeal conflicting Ordinances, and prescribe a penalty for violations

Attachments: [120219 Agenda Summary.pdf](#)
[111819 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning & Economic Development Director, stated the next three (3) items all have to do with the proposed Brooklands District. The first is an amendment to the Sign Ordinance to allow for rear signage for the buildings that now have rear access, as well as projecting signage in the City.

Ms. Mungioli questioned if this Ordinance only applies to the new BD District and whether or not the City has an Ordinance that addresses rear facing signs in other areas of the City.

Ms. Roediger responded that the FB Overlay District also allows for wall signage.

A motion was made by Blair, seconded by Bowyer, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0377-2019

Resolved that an Ordinance to amend Sections 134-6 and 134-7 of Chapter 134, Signs, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to modify provisions for wall signs and projecting signs, repeal conflicting Ordinances, and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

2019-0413 Request for Acceptance for Second Reading and Adoption - an Ordinance to amend Chapter 138 Zoning of the Code of Ordinances of the City of Rochester Hills to replace the C-I Commercial Improvement District with the BD Brooklands District

Attachments: [120219 Agenda Summary.pdf](#)
[Proposed BD Ordinance.pdf](#)
[111819 Agenda Summary.pdf](#)
[102919 Auburn Rd Zoning memo to City Council.pdf](#)
[102119 Draft Auburn Rd Parking memo \(updated\).pdf](#)
[Oct 2019 Final Survey Results.pdf](#)
[Rochester Hills Market Analysis 2016 reduced.pdf](#)
[Memo Giffels 091219.pdf](#)
[Minutes PC 091719.pdf](#)
[Minutes PC 102819 CI to BD.pdf](#)
[Public Hearing Notice.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning & Economic Development Director, explained that this is something the City Staff, consultants, and the Planning Commission have been working on for the better part of the year to go along with the improvements made to Auburn Road. She mentioned that they have held a lot of meetings with public involvement while drafting the proposed amendment. She stated the framework is set for the private side of the Auburn Road Corridor, in the Brooklands District, to allow for a mixture of uses to help incentivize development in that area.

Ms. Mungoli reiterated her concerns regarding monitoring the parking. She stated she wants to make sure this is an active part of what the City is doing, and not a passive one waiting for complaints. She questioned how the City will continue to get feedback from the residents in this area now that the project is almost done.

Ms. Roediger responded that Brooklands is a pretty unique neighborhood community in Rochester Hills and noted that they have a very active Facebook page called Proud To Be From Brooklands. She mentioned that some of the Council are very active on this Facebook page and her department monitors the comments on it. She commented that part of updating a Zoning District is the number of conditional uses that may be proposed. She explained that every time there is a conditional use proposed in that district, all of the neighbors within 300 feet of what is being proposed would be notified and would be brought in to be part of the discussion. She stated that in addition to that, Pamela Valentik, Economic Development Manager, is very engaged with the local business community in this district and has met with them repeatedly over the last couple of years. She stated Ms. Valentik will continue to maintain that relationship with the local business community.

Ms. Mungoli stated there does not appear to be homeowners associations in the Brooklands community.

Ms. Roediger responded she was correct.

Ms. Munglioli expressed her concern that if the City restricts notifications to those within 300 feet, only a few homes would be notified as opposed to the community as a whole. She stated her desire to reach out to the homeowners in the Brooklands area in an attempt to get email addresses to develop a communication channel in addition to Facebook. She noted that Facebook may be the method of communication for some, but not all.

Ms. Roediger stated that over the past two years the City has gathered an email list of all the people who attended a meeting pertaining to this project.

Mr. Hetrick inquired whether the Zoning amendment will include conditional zoning for three-story buildings.

Ms. Roediger responded that the amendment would allow for a third-story stepback as a conditional use.

Mr. Deel announced that Auburn Road is now open in both directions. He stated that he has been impressed with the execution of this project and the process that the City has gone through to get to this point. He noted that the City has been holding public open houses for this project before he was on Council. He highlighted the active engagement between the professionals and the residents to gather input to create a very walkable, nice looking area in the City. He expressed his appreciation for the hard work that City staff has done to ensure they are engaging with the residents.

Ms. Roediger thanked Council for their support and stated this project has been very hands-on for both the Planning & Economic Development Department and the Department of Public Service, along with the consultants from OHM.

Vice President Morita stated that the Planning Commission had a huge role in the drafting of this Ordinance, and mentioned that the City is fortunate to have such a professional Planning Commission with the correct mix of talents; architects, engineers, and developers.

A motion was made by Deel, seconded by Walker, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 6 - Blair, Bowyer, Deel, Morita, Munglioli and Walker

Nay 1 - Hetrick

Enactment No: RES0378-2019

Resolved, that an Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to amend Section 138-4.100, Table 3. Zoning Districts, to replace the CI Commercial Improvement District with the New BD Brooklands District; amend Section 138-4.209 to replace CI Commercial Improvement with the new BD Brooklands District; amend Section 138-4.301 (B) to replace CI with the new BD Brooklands District; amend Section 138-5.100, Table 6, Schedule of Regulations, to replace the CI Commercial Improvement District with the new BD Brooklands District; amend Section 138-5.101 (F)(2) and (3) to replace CI with the new BD Brooklands District; amend Section 138-5.101 (I) to replace CI with the new BD Brooklands District; replace

Article 6 Supplemental District Standards, Chapter 3 CI Commercial Improvement District in its entirety with the new BD Brooklands District; and to repeal conflicting or inconsistent Ordinances and prescribe a penalty for violations is hereby accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

- 2019-0414** Request for Acceptance for Second Reading and Adoption - an Ordinance to amend Chapter 138, Zoning, of the Code of Rochester Hills to rezone various parcels on Auburn Rd. from Culbertson to Dequindre from CI Commercial Improvement District and/or B-5 Automotive Service Business and/or B-2 General Business District with a FB-2 Flexible Business Overlay to a new district: BD Brooklands District

Attachments: [120219 Agenda Summary.pdf](#)
[Ordinance Amendment .pdf](#)
[111819 Agenda Summary.pdf](#)
[Rezoning Map.pdf](#)
[Minutes PC 102819 .pdf](#)
[Minutes PC 091719.pdf](#)
[Public Hearing Notice.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

***Sara Roediger**, Planning & Economic Development Director stated this will allow the City to take some 50 odd parcels and apply the ordinance that was just approved and rezoned these properties to that district.*

A motion was made by Bowyer, seconded by Deel, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 6 - Blair, Bowyer, Deel, Morita, Mungoli and Walker

Nay 1 - Hetrick

Enactment No: RES0379-2019

Resolved, that an Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan to rezone the following parcels from Commercial Improvement District (CI) and/or Automotive Service Business (B-5) and/or General Business District (B-2) with a Flexible Business Overlay (FB-2) to a new district - BD -Brooklands District and to repeal conflicting or inconsistent Ordinances and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

15-25-455-040
 15-25-455-046
 15-25-456-025
 15-25-456-029
 15-25-456-030
 15-25-456-040
 15-25-456-041
 15-25-457-019
 15-25-457-025

15-25-457-034
15-25-458-023
15-25-458-027
15-25-458-031
15-25-480-018
15-25-480-019
15-25-481-017
15-25-482-025
15-25-483-006
15-25-483-008
15-25-483-010
15-36-201-008
15-36-201-039
15-36-201-047
15-36-201-048
15-36-201-049
15-36-202-008
15-36-202-009
15-36-202-010
15-36-202-011
15-36-202-012
15-36-202-013
15-36-202-047
15-36-203-004
15-36-203-007
15-36-203-008
15-36-203-011
15-36-203-061
15-36-203-068
15-36-204-001
15-36-204-002
15-36-204-003
15-36-204-004
15-36-204-005
15-36-204-006
15-36-204-007
15-36-204-008
15-36-204-059
15-36-226-003
15-36-226-004
15-36-226-005
15-36-226-047
15-36-227-064
15-36-228-054
15-36-229-059
15-25-458-022
15-36-203-044
15-36-229-061

2019-0246 Request for Acceptance for Second Reading and Adoption - an Ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills to add a new R-5 Residential District

Attachments: [120219 Agenda Summary.pdf](#)
[Finalized PC Rec Ordinance 091819.pdf](#)
[111819 Agenda Summary.pdf](#)
[Memo Giffels 081419.pdf](#)
[FLU Map R5 Only.pdf](#)
[Minutes PC 091719.pdf](#)
[Minutes PC 060519.pdf](#)
[Public Hearing Notice.pdf](#)
[111819 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Sara Roediger, Planning & Economic Development Director, stated this is one of the recommendations to come out of the City's Master Plan in an attempt to address affordable housing to create a new R5 District. This would allow for some smaller single family lot homes and some other alternatives for bungalow style and duplex homes. She explained that they are creating the district, not rezoning any property to the district, at this point. She noted that the Master Plan does identify a handful of areas in the City where it may be appropriate; however, the City will consider rezonings as they are presented and deemed appropriate.

A motion was made by Hetrick, seconded by Walker, that this matter be Accepted for Second Reading and Adoption by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0380-2019

Resolved, that an Ordinance to amend Chapter 138, Zoning, of the City of Rochester Hills, Oakland County, Michigan to amend Section 138-3.104(B)(2) to include the new R-5 District; amend Section 138-4.100, Table 3. Zoning Districts, to include the R-5: One-Family Residential District; insert new text into Section 138-4.200 RE, R-1, R-2, R-3 and R-4 One Family Residential Districts to add the R-5 District; amend Section 138-4.300, Table 4. Permitted Uses by Zoning District to add a new R-5 column with permitted and conditional Uses; amend Section 138-4.400(C) to include the R-5 district; amend Section 138-4.401 to include the new R-5 District; amend Section 138-4.402(C) to include the new R-5 District; amend Section 138-4.412(A) to include the new R-5 District; amend Section 138-4.415(A) to include the new R-5 District; amend Section 138-5.100, Table 5. Schedule of Regulations - Residential Districts to add a new row R-5; amend Section 138-5.101 (A) Footnotes to the Schedule of Regulations to include the R-5 District; amend Section 138-6.102 Setbacks for the RM-1 District to include the R-5 District; amend Article 6 Supplemental District Standards, to add a new Chapter 7, R-5 One-Family Flex Residential; amend Section 138-10.102 Height for Detached Accessory Structures to add the R-5 District; amend Section 138-10.106 Gazebos to add the R-5 District; and to amend Article 13, Section 138-13.100 to add a new Definition; and to repeal conflicting or inconsistent Ordinances and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective on Monday, December 9, 2019, following its publication in the Oakland Press on Sunday, December 8, 2019.

PUBLIC COMMENT for Items not on the Agenda

State Representative Michael Webber congratulated the newly elected and re-elected City Council members. He stated that he is a former Rochester Hills

City Council member and noted that he is currently in his third and final term as a State Representative. He provided the following legislative update:

- They have completed the budget process and Governor Whitmer signed the budget for the start of the fiscal year on October 1st.
- The Road Funding discussion will not begin until January 2020.
- He sponsored House Bill 4691 for storm water legislation. It is currently at the Committee level and members are working on improvements to the Bill.
- The first hearing on House Bill 5229, amending the Municipal Partnership Act, is taking place tomorrow. Both he and Mayor Barnett have been getting emails expressing concerns similar to the Regional Transit Authority (RTA); individuals are concerned they will be taxed but not see the benefits of that service. He requested that members of the community reach out to him to share their thoughts on this issue via email to michaelwebber@house.mi.gov or by calling (517) 373-1773.

James Tokarski, 2560 Eastern Avenue, stated he wanted to be the first to thank the City of Rochester Hills for the work that has gone into making improvements in the Brooklands District. He explained that he and his wife have lived at this address for the last 27 years. He mentioned that he attended the meetings that were held and spoke with Mr. Deel and Ms. Mungioli personally. He expressed his appreciation for the weekly, and sometimes bi-weekly, project update emails. He pointed out that it was a smooth project and now that Auburn Road is opened, it looks fantastic. He stated that he is looking forward to seeing more of the project implemented and mentioned that he would like his name on the list of those wanting to stay involved in this project.

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.

- 2019-0508** Request for Purchase Authorization - MIS: Project Budget for purchase of equipment, supplies and software in the amount not-to-exceed \$63,100.00 through December 31, 2020; State Contracts, National Cooperative Contracts and Other Supply Sources

Attachments: [120219 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Enactment No: RES0381-2019

Resolved, that the Rochester Hills City Council hereby authorizes a project budget for the purchase of equipment, supplies and software utilizing State Contracts, National Cooperative Contracts and Other Supply Sources in the amount not-to-exceed \$63,100.00 through December 31, 2020.

- 2019-0509** Request for Purchase Authorization - MIS: Blanket Purchase Order for annual

support and software maintenance for the City's Equalizer - Building, Field Inspection, Assessing, Tax, Special Assessments, Misc. Receivables and Cash Receipting Software in the amount not-to-exceed \$30,000.00 through December 31, 2021; BS&A Software, Bath, MI

Attachments: [120219 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0382-2019

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order for annual support and software maintenance for the City's Equalizer - Building, Field Inspection, Assessing, Tax, Special Assessments, Misc. Receivables and Cash Receipting Software to BS&A Software, Bath, Michigan in the amount not-to-exceed \$30,000.00.

2019-0500 Request for Acceptance of the Sanitary Sewer Easement granted by Edward Holowinski and Jozefa Holowinski, his wife, for Bedford Square/Tienken Ct. Water Main Replacement

Attachments: [120219 Agenda Summary.pdf](#)
[Sanitary Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0383-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Sanitary Sewer Easement for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer on, under, through and across land more particularly described as Parcel #15-03-477-028, granted by Edward Holowinski and Jozefa Holowinski, his wife, whose address is 2610 Lahser Rd., Bloomfield, Michigan, 48302, for Bedford Square/Tienken Ct. Water Main Replacement.

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

2019-0501 Request for Acceptance of the Water Main Easement granted by Edward Holowinski and Jozefa Holowinski, his wife, for Bedford Square/Tienken Ct. Water Main Replacement

Attachments: [120219 Agenda Summary.pdf](#)
[Water Main Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0384-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Water Main Easement for the construction, operation, maintenance, repair and/or replacement of a water main on, under, through and across land more particularly described as Parcel #15-03-477-028, granted by Edward Holowinski and

Jozefa Holowinski, his wife, whose address is 2610 Lahser Rd., Bloomfield, Michigan, 48302, for Bedford Square/Tienken Ct. Water Main Replacement.

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

- 2019-0502** Request for Acceptance of the Water Main Easement granted by Chinoski Properties, LLC, a Michigan limited liability company, for Bedford Square/Tienken Ct. Water Main Replacement

Attachments: [120219 Agenda Summary.pdf](#)
[Water Main Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0385-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Water Main Easement for the construction, operation, maintenance, repair and/or replacement of a water main on, under, through and across land more particularly described as Parcel #15-03-477-012, granted by Chinoski Properties, LLC, a Michigan limited liability company, whose address is 1130 Tienken Ct., Suite 110, Rochester Hills, Michigan, 48306, for Bedford Square/Tienken Ct. Water Main Replacement..

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

- 2019-0503** Request for Acceptance of the Sanitary Sewer Easement granted by Hamlin Conservation Park, LLC, a Michigan limited liability company, for Legacy Apartments

Attachments: [120219 Agenda Summary.pdf](#)
[Sanitary Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0386-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Sanitary Sewer Easement for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer on, under, through and across land more particularly described as Parcel #15-29-101-023, granted by Hamlin Conservation Park, LLC, a Michigan limited liability company, whose address is Signature Square II, Suite 300, 25101 Chagrin Blvd., Beachwood, Ohio 44122, for Legacy Apartments.

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

- 2019-0504** Request for Acceptance of the Sanitary Sewer Easement granted by LRH Development, LLC, a Michigan limited liability company, for Legacy Apartments

Attachments: [120219 Agenda Summary.pdf](#)
[Sanitary Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0387-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Sanitary Sewer Easement for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer on, under, through and across land more particularly described as Parcel #15-29-101-022, granted by LRH Development, LLC, a Michigan limited liability company, whose address is Signature Square II, Suite 300, 25101 Chagrin Blvd., Beachwood, Ohio 44122, for Legacy Apartments.

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

- 2019-0505** Request for Acceptance of the Watermain Easement granted by LRH Development, LLC, a Michigan limited liability company, for Legacy Apartments

Attachments: [120219 Agenda Summary.pdf](#)
[Watermain Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0388-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Watermain Easement for the construction, operation, maintenance, repair and/or replacement of a watermain on, under, through and across land more particularly described as Parcel #15-29-101-022, granted by LRH Development, LLC, a Michigan limited liability company, whose address is Signature Square II, Suite 300, 25101 Chagrin Blvd., Beachwood, Ohio 44122, for Legacy Apartments.

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

- 2019-0506** Request for Acceptance of the Pedestrian Pathway Easement granted by LRH Development, LLC, a Michigan limited liability company, for Legacy Apartments

Attachments: [120219 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0389-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Pedestrian Pathway Easement for the construction, operation, maintenance, repair and/or replacement of a pathway on, under, through and across land more particularly described as Parcel #15-29-101-022, granted by LRH Development, LLC, a Michigan limited liability company, whose address is Signature Square II, Suite 300, 25101 Chagrin Blvd., Beachwood, Ohio 44122, for Legacy Apartments.

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

- 2019-0507** Request for Approval of a Storm Water System Maintenance Agreement

between the City of Rochester Hills and LRH Development, LLC, a Michigan limited liability company, for Legacy Apartments

Attachments: [120219 Agenda Summary.pdf](#)
[Storm Maint Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0390-2019

Resolved, that the Rochester Hills City Council hereby approves the Storm Water System Maintenance Agreement between the City of Rochester Hills and LRH Development, LLC, a Michigan limited liability company, whose address is Signature Square II, Suite 300, 25101 Chagrin Blvd., Beachwood, Ohio 44122 for Legacy Apartments, Parcel #15-29-101-022.

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

2019-0512 Request for Acceptance of the Temporary Turnaround Easement granted by L & R Homes, Inc., a Michigan corporation, for Pine Woods Condominiums

Attachments: [120219 Agenda Summary.pdf](#)
[Temp Turnaround Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0391-2019

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Temporary Turnaround Easement for the operation, maintenance, repair and/or replacement of a paved 40' radius temporary turnaround for fire and emergency access on, under, through and across land more particularly described as Parcel Numbers: 15-34-101-073, 15-34-101-074 and 15-34-101-075, granted by L & R Homes, Inc., a Michigan corporation, whose address is 2490 Walton Boulevard, Suite 103, Rochester Hills, Michigan 48309, for Pine Woods Condominiums.

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

2019-0529 Request for Approval of Winter Maintenance Agreement for Livernois Road between the Road Commission for Oakland County and the City of Rochester Hills for 2019-2020

Attachments: [120219 Agenda Summary.pdf](#)
[Winter Maintenance Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0392-2019

Resolved, that the Rochester Hills City Council hereby approves the 2019-2020 Winter Maintenance Agreement between the City of Rochester Hills and the Road Commission for Oakland County (RCOC) for Livernois Road and further authorizes the Mayor to execute the contract on behalf of the City.

2019-0531 Request for Adoption of the Resolution to waive penalties for non-filing of Property Transfer Affidavits

Attachments: [120219 Agenda Summary.pdf](#)
[Property Trans Affidavit Form.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0393-2019

Whereas, MCL 211.271a(10) requires the buyer, grantee, or other transferee of the property shall notify the appropriate assessing office in the local unit of government in which the property is located of the transfer of ownership of the property within 45 days of the transfer of ownership, on a form prescribed by the state tax commission that states the parties to the transfer, the date of the transfer, the actual consideration for the transfer, and the property's parcel identification number or legal description and

Whereas, MCL 211.27b(1) requires that if the buyer, grantee, or other transferee in the immediately preceding transfer of ownership of property do not notify the appropriate assessing office of the transfer, then penalties as described in MCL 211.27b(1)(c) or (d) are levied and

Whereas, MCL 211.27b(5) provides that the governing body of a local tax collecting unit may waive, by resolution, the penalty levied under MCL 211.27b(1)(c) or (d).

Now, Therefore, Be It Resolved, that the City of Rochester Hills waives the penalty for failure to file the Property Transfer Affidavit following a transfer of ownership pursuant to the local unit's authority contained in MCL 211.27b.

Passed the Consent Agenda

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mr. Deel thanked Mr. Tokarski for his kind words tonight. He stated that he talked to both Mr. Tokarski and his wife many times and they had provided him with a lot of information and offered constructive comments. He expressed his appreciation for their involvement and stated they can feel free to contact him at any time.

Dr. Bowyer thanked Mr. Tokarski for his comments. She pointed out the stark differences between Auburn Road being a City-owned road and Livernois Road being a County-owned road. She noted that when she drove Auburn Road she noticed all of the trees, but when she drove Livernois she noticed all of the sign pollution.

She announced the following upcoming events:

- The Rochester Hills Museum at Van Hoosen Farm presents a Visit With Santa and Mrs. Claus on Saturday, December 7, from 9:00 a.m. to 4:00 p.m.
- The Rochester Hills Museum at Van Hoosen Farm will host an Old-Fashioned Christmas on Saturday, December 21 from noon to 3:00 p.m. There will be a hay ride and the Calf Barn will be open.
- Outdoor Engagement activities for January include:
 - * Reptile Roundup on Saturday, January 11, 2020, from 1:00 p.m. to 4:00 p.m.
 - * Snowfort and Campfire on Monday, January 20, 2020 from 1:00 p.m. to 2:30 p.m

Mr. Hetrick thanked Mr. Tokarski for expressing his appreciation for the transformation that is occurring in the Auburn Corridor in the Brooklands District. He announced the following events:

- Cass Community Social Services is hosting a breakfast on December 8, 2019 from 11:00 a.m. to 1:30 p.m. Tickets are \$45.
- Hometown Christmas Parade will also take place on December 8th. He stated his wife is a Board member for Authors in April and they will have a Authors in April float in the Parade.

Mayor Barnett made the following announcements:

- Congratulated Mr. Blair and Ms. Mungoli on their new positions on Council, and Dr. Bowyer, Mr. Hetrick and Mr. Walker for being re-elected.
- He thanked the residents for their support and stated he is ecstatic to be given another four-year term as Mayor.
- He thanked Clerk Barton and her team for a well-run election. He also expressed his appreciation for all of the election workers.
- He thanked Mr. Tokarski for his kind comments regarding Auburn Road and the Brooklands District. He stated it is the City's commitment to make sure that the Brooklands District is given every opportunity to be successful.
- Livernois Road is open and the work on it has been completed a season and a half ahead of schedule. He stated that although it is not a city-owned road, they are having conversations with the County regarding the numerous signs that have been placed on the road.
- He presented pictures of Auburn Road and stated that it is going to take a while to become what the dream is for that area, but the seeds have been planted and the investment has been made.
- Congratulated Allan Schneck and the DPS team for once again hosting a wonderful Paint the Plows event.
- Last week the City hosted the Mayor of our Sister City in Tuz, Montenegro. He spoke at their festival over the weekend, where there were approximately 800 members from St. Paul's Albanian Catholic Church.
- Recognized Tim Willis of the Oakland County Sheriff's Office, stating that he was recently presented with the Domestic Violence Hero Award at the Silent Witness Award Ceremony.
- He extended his thanks to the Village of Rochester Hills and to all of those who came out to celebrate bringing Santa to town. He noted it is a great event to welcome people to the community.
- The Hometown Christmas Parade is this weekend, starting on Thursday with the Grand Marshall Gala. The Grand Marshalls this year are George and Betty Seifert.

The Seiferts are fantastic supporters of the City, contributing financially to many aspects of the City.

ATTORNEY'S REPORT

City Attorney Dan Christ had nothing to report.

NOMINATIONS/APPOINTMENTS

- 2019-0588** 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
Dr. Bowyer requested Council consider a resolution to waive Council's Rules of Procedure requiring a two-week period for a vote on citizen nominations to allow for a vote at next week's Regular Council Meeting.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

Enactment No: RES0394-2019

Resolved, that the Rochester Hills City Council 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.

- 2019-0518** Nomination/Appointment of one (1) Citizen Representative to the Building Authority for a six-year term to expire December 31, 2025

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Dorris CQ.pdf](#)
[Duperon CQ.pdf](#)
[Harris CQ.pdf](#)
[Holmes CQ.pdf](#)
[Kalas CQ.pdf](#)
[McCracken CQ.pdf](#)
[McGunn CQ.pdf](#)
[Zimmerman CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make one appointment to the Building Authority for a six-year term ending December 31, 2025.

Vice President Morita Opened the Floor for Nominations.

Dr. Bowyer nominated Michael McGunn.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Michael McGunn would be appointed to

the Building Authority.

A motion was made by Bowyer, seconded by Walker, that this matter be Adopted by Resolution to appoint Michael McGunn to the Building Authority to serve a six-year term to expire December 31, 2025. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0395-2019

Resolved, that the Rochester Hills City Council hereby appoints Michael McGunn to the Building Authority to serve a six-year term to expire December 31, 2025.

2019-0519 Nomination/Appointment of seven (7) Citizen Representatives to the Deer Management Advisory Committee, each for a one-year term to expire December 31, 2020

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Balaban CQ.pdf](#)
[Barno CQ.pdf](#)
[Decker CQ.pdf](#)
[Donovan CQ.pdf](#)
[Duperon CQ.pdf](#)
[Granader CQ.pdf](#)
[Hunter CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[Kubicina CQ.pdf](#)
[McCracken CQ.pdf](#)
[Merritt CQ.pdf](#)
[Moore CQ.pdf](#)
[Nachtman CQ.pdf](#)
[Paille CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make seven (7) appointments to the Deer Management Advisory Committee, each for a one-year term ending December 31, 2020.

Vice President Morita Opened the Floor for Nominations.

Mr. Hetrick nominated Monique Balaban, Deborah Barno, Allen Decker, Sean Donovan, Scott Hunter, James Nachtman and Jim Kubicina.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Monique Balaban, Deborah Barno, Allen Decker, Sean Donovan, Scott Hunter, James Nachtman and Jim Kubicina would be appointed to the Deer Management Advisory Committee.

A motion was made by Hetrick, seconded by Mungioli, that this matter be Adopted by Resolution to appoint Monique Balaban, Deborah Barno, Allen Decker, Sean Donovan, Scott Hunter, Jim Kubicina and James Nachtman to the Deer Management Advisory Committee, each to serve a one-year term to expire December 31, 2020. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0396-2019

Resolved, that the Rochester Hills City Council hereby appoints Monique Balaban, Deborah Barno, Allen Decker, Sean Donovan, Scott Hunter, Jim Kubicina and James Nachtman, each to serve a one-year term to expire December 31, 2020.

2019-0520 Nomination/Appointment of three (3) Citizen Representatives to the Green Space Advisory Board, each for a three-year term to expire December 31, 2022

Attachments: [120919 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Bruce CQ.pdf](#)
[Duperon CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[Merritt CQ.pdf](#)
[Stephens CQ.pdf](#)
[120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Bagley CQ.pdf](#)
[Calderwood CQ.pdf](#)
[Frederiksen CQ.pdf](#)
[Granader CQ.pdf](#)
[Harris CQ.pdf](#)
[Long CQ.pdf](#)
[Lyons CQ.pdf](#)
[McCracken CQ.pdf](#)
[Mendez CQ.pdf](#)
[Minton CQ.pdf](#)
[Moore CQ.pdf](#)
[Nachtman CQ.pdf](#)
[Tillison CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make three (3) appointments to the Green Space Advisory Board, each for a three-year term ending December 31, 2022.

Vice President Morita Opened the Floor for Nominations.

Public Comment:

Zef Ivanaj, 567 Lockport Road, introduce himself noting that he has been a resident of Rochester Hills for the last five (5) years. He currently serves on the Cumberland Hills Homeowner's Association as the Secretary, and is also a Treasurer for a nonprofit that deals directly with our Sister City in Tuz, Montenegro. He noted his experience is in engineering and audits, and hopes

to serve the City.

Dr. Bowyer nominated Joe Bruce, Terry Stephens, indicating that they are returning to the Green Space Advisory Board. She also nominated Jeff Duperon.

Mr. Deel nominated Zef Ivanaj.

Mr. Hetrick nominated Andrea Merritt.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that as there were more than three (3) nominees, this item would return to the December 9, 2019 Regular City Council Meeting for a vote.

Discussed; Nominated Joe Bruce, Jeff Duperon, Zef Ivanaj, Andrea Merritt and Terry Stephens.

2019-0521 Nomination/Appointment of four (4) Citizen Representatives to the Historic Districts Commission, each for a three-year term to expire December 31, 2022

Attachments: [120919 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Calderwood CQ.pdf](#)
[Lyons CQ.pdf](#)
[Altherr-Rogers CQ.pdf](#)
[Stephens CQ.pdf](#)
[Tischer CQ.pdf](#)
[120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[HDC Appt Memo.pdf](#)
[Frederiksen CQ.pdf](#)
[Long CQ.pdf](#)
[McCracken CQ.pdf](#)
[Zimmerman CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make four (4) appointments to the Historic Districts Commission, each for a three-year term ending December 31, 2022.

Vice President Morita Opened the Floor for Nominations.

Dr. Bowyer nominated Kelly Lyons, Katherine Altherr-Rogers, Tom Stephens and Charles Tischer.

Mr. Hetrick nominated Christina Calderwood.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that as there were more than four (4)

nominees, this item would return to the December 9, 2019 Regular City Council Meeting for a vote.

Discussed, Nominated Christina Calderwood, Kelly Lyons, Katherine Altherr-Rogers, Tom Stephens and Charles Tischer.

2019-0522 Nomination/Appointment of four (4) Citizen Representatives to the Historic Districts Study Committee, each for a two-year term to expire December 31, 2021

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[HDSC Appt Memo.pdf](#)
[Frederiksen CQ.pdf](#)
[Lyons CQ.pdf](#)
[McCracken CQ.pdf](#)
[Merritt CQ.pdf](#)
[Stephens CQ.pdf](#)
[Thompson CQ.pdf](#)
[Webster CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make four (4) appointments to the Historic Districts Commission, each for a two-year term ending December 31, 2021.

Vice President Morita Opened the Floor for Nominations.

Dr. Bowyer nominated Kelly Lyons, Tom Stephens, Jason Thompson and LaVere Webster.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Kelly Lyons, Tom Stephens, Jason Thompson and LaVere Webster would be appointed to the Historic Districts Study Committee.

A motion was made by Bowyer, seconded by Hetrick, that this matter be Adopted by Resolution to appoint Kelly Lyons, Tom Stephens, Jason Thompson and LaVere Webster to the Historic Districts Study Committee, each to serve a two-year term to expire December 31, 2021. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungiolli and Walker

Enactment No: RES0397-2019

Resolved, that the Rochester Hills City Council hereby appoints Kelly Lyons, Tom Stephens, Jason Thompson and LaVere Webster to the Historic Districts Study Committee, each to serve a two-year term to expire December 31, 2021.

2019-0523 Nomination/Appointment of two (2) Citizen Representatives to the Human

Resources Technical Review Committee, each for a one-year term to expire December 31, 2020

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Calderwood CQ.pdf](#)
[Chambers CQ.pdf](#)
[Dorris CQ.pdf](#)
[Gooden CQ.pdf](#)
[Hooper CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[McCracken CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make two (2) appointments to the Human Resources Technical Review Committee, each for a one-year term ending December 31, 2020.

Vice President Morita Opened the Floor for Nominations.

Mr. Hetrick nominated Denise Chambers and Greg Hooper.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Denise Chambers and Greg Hooper would be appointed to the Human Resources Technical Review Committee.

A motion was made by Hetrick, seconded by Bowyer, that this matter be Adopted by Resolution to appoint Denise Chambers and Greg Hooper to the Human Resources Technical Review Committee, each to serve a one-year term to expire December 31, 2020. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0398-2019

Resolved, that the Rochester Hills City Council hereby appoints Denise Chambers and Greg Hooper to the Human Resources Technical Review Committee, each to serve a one-year term to expire December 31, 2020.

2019-0524 Nomination/Appointment of two (2) Citizen Representatives to the Liquor License Technical Review Committee, each for a one-year term to expire December 31, 2020

Attachments: [120919 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Blackstone CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[Pixley CQ.pdf](#)
[120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Dorris CQ.pdf](#)
[Hooper CQ.pdf](#)
[Lewis CQ.pdf](#)
[Lopez CQ.pdf](#)
[McCracken CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make two (2) appointments to the Liquor License Technical Review Committee, each for a one-year term ending December 31, 2020.

Vice President Morita Opened the Floor for Nominations.

Mr. Deel nominated Thomas Blackstone and Vern Pixley.
Vice President Morita nominated Zef Ivanaj.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that as there were more than two (2) nominees, this item would return to the December 9, 2019 Regular City Council Meeting for a vote.

Discussed; Nominated Thomas Blackstone, Zef Ivanaj and Vern Pixley.

2019-0525 Nomination/Appointment of two (2) Citizen Representatives to the Older Persons' Commission, each for a three-year term to expire December 31, 2022

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Dalton CQ.pdf](#)
[Hoksch CQ.pdf](#)
[Long CQ.pdf](#)
[Paille CQ.pdf](#)
[Sommers CQ.pdf](#)
[Stephens CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make two (2) appointments to the Older Persons' Commission, each for a three-year term ending December 31, 2022.

Vice President Morita Opened the Floor for Nominations.

Mr. Hetrick nominated John Dalton and Micheline Sommers.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that John Dalton and Micheline Sommers would be appointed to the Older Persons' Commission, each for a three-year term ending December 31, 2022.

After the vote, **Vice President Morita** invited Mr. Dalton to come to the Speaker podium and speak.

Jack Dalton, 2602 New England Drive, thanked Council for giving him the opportunity to once again serve on the OPC. He stated the OPC is a jewel in our City. He shared that he retired June 30, 2019 from the Oakland County Sheriff's Office on a part time basis.

A motion was made by Hetrick, seconded by Blair, that this matter be Adopted by Resolution to appoint John Dalton and Micheline Sommers to the Older Persons' Commission, each to serve a three-year term to expire December 31, 2022. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungiola and Walker

Enactment No: RES0399-2019

Resolved, that the Rochester Hills City Council hereby appoints John Dalton and Micheline Sommers to the Older Persons' Commission, each to serve a three-year term to expire December 31, 2022.

2019-0526 Nomination/Appointment of seven (7) Citizen Representatives to the Public Safety and Infrastructure Technical Review Committee for one-year terms to expire December 31, 2020

Attachments: [120919 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Chalmers CQ.pdf](#)
[Duperon CQ.pdf](#)
[Graves CQ.pdf](#)
[Hooper CQ.pdf](#)
[Smith CQ.pdf](#)
[Stephens CQ.pdf](#)
[Struzik CQ.pdf](#)
[Tokarski CQ.pdf](#)
[120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Blackstone CQ.pdf](#)
[Boulanger CQ.pdf](#)
[Dorris CQ.pdf](#)
[Harris CQ.pdf](#)
[Hokschi CQ.pdf](#)
[Holmes CQ.pdf](#)
[Lopez CQ.pdf](#)
[McCracken CQ.pdf](#)
[Moore CQ.pdf](#)
[Neubauer CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make seven (7) appointments to the Public Safety and Infrastructure Technical Review Committee, each for a one-year term ending December 31, 2020.

Vice President Morita Opened the Floor for Nominations.

Mr. Hetrick nominated Bill Chalmers, Jeff Duperon, Jayson Graves, Greg Hooper, Ryan Smith, Tom Stephens, Scott Struzik

Ms. Mungoli thanked all of the people that have applied for all of these committees. She stated that Ms. Stephens, Ms. Barno and Mr. Tokarski reached out to ask for her support on their appointments. She noted that the City has 72 City Council appointments to make. She expressed concern that diversity was not well represented on any of these Committees. She requested the City Council and the future leadership of the Council look at how the Committee Appointment structure is set up for next year. She nominated James Tokarski.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that as there were more than seven (7) nominees, this item would return to the December 9, 2019 Regular City Council Meeting for a vote.

Discussed; Nominated Bill Chalmers, Jeff Duperon, Jayson Graves, Greg Hooper, Ryan Smith, Tom Stephens, Scott Struzik and James Tokarski.

2019-0527 Nomination/Appointment of one (1) Citizen Representative to the Rochester Hills Museum Foundation for a two-year term to expire December 31, 2021

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Calderwood CQ.pdf](#)
[Duperon CQ.pdf](#)
[Frederiksen CQ.pdf](#)
[Long CQ.pdf](#)
[McCracken CQ.pdf](#)
[Pixley CQ.pdf](#)
[Stephens CQ.pdf](#)
[Tischer CQ.pdf](#)
[Zimmerman CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make one (1) appointment to the Rochester Hills Museum Foundation for a two-year term ending December 31, 2021.

Vice President Morita Opened the Floor for Nominations.

Vice President Morita nominated Vern Pixley.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Vern Pixley would be appointed to the Rochester Hills Museum Foundation.

A motion was made by Hetrick, seconded by Mungoli, that this matter be Adopted by Resolution to appoint Vern Pixley to the Rochester Hills Museum Foundation to serve a two-year term to expire December 31, 2021. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

Enactment No: RES0400-2019

Resolved, that the Rochester Hills City Council hereby appoints Vern Pixley to the Rochester Hills Museum Foundation to serve a two-year term to expire December 31, 2021.

2019-0528 Nomination/Appointment of seven (7) Citizen Representatives to the Water System Advisory Council, each for a one-year term to expire December 31, 2020

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Duperon CQ.pdf](#)
[Harris CQ.pdf](#)
[Hokschi CQ.pdf](#)
[Hooper CQ.pdf](#)
[Hurst CQ.pdf](#)
[Ivanaj CQ.pdf](#)
[McCracken CQ.pdf](#)
[Paille CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Tischer CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that Council is requested to make seven (7) appointments to the Water System Advisory Committee, each for a one-year term ending December 31, 2020.

Vice President Morita Opened the Floor for Nominations.

Mr. Hetrick nominated Jeff Duperon, Orville Hokschi, Greg Hooper, Philip Hurst, John Paille, C. Neall Schroeder and Zef Ivanaj

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced that Jeff Duperon, Orville Hokschi, Greg Hooper, Philip Hurst, John Paille, C. Neall Schroeder and Zef Ivanaj would be appointed to the Water System Advisory Council.

A motion was made by Hetrick, seconded by Bowyer, that this matter be Adopted by Resolution to appoint Jeff Duperon, Orville Hokschi, Greg Hooper, Philip Hurst, Zef Ivanaj, John Paille and C. Neall Schroeder to the Water System Advisory Council, each to serve a one-year term to expire December 31, 2020. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

Enactment No: RES0401-2019

Resolved, that the Rochester Hills City Council hereby appoints Jeff Duperon, Orville Hokschi, Greg Hooper, Philip Hurst, Zef Ivanaj, John Paille and C. Neall Schroeder to the Water System Advisory Council, each to serve one-year terms to expire December 31, 2020.

2019-0534 Request to Confirm the Mayor's Reappointment of Dr. Steven Fite to the Rochester Hills Museum Foundation for a two-year term to expire on December 31, 2021

Attachments: [120219 Agenda Summary.pdf](#)
[Dr. Stephen Fite CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0402-2019

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Dr. Steven Fite to the Rochester Hills Museum Foundation for a two-year year term to expire on December 31, 2021.

Election of City Council President and Vice-President

2019-0532 Election of City Council President for a one-year term to expire December 7, 2020

Attachments: [120219 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Election Procedure - Roberts Rules.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita Opened the Floor for Nominations for City Council President for 2020.

Mr. Hetrick nominated Ryan Deel.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced Ryan Deel would be appointed City Council President for 2020.

A motion was made by Hetrick, seconded by Blair, that this matter be Adopted by Resolution to appoint Ryan Deel as City Council President for a term to expire December 7, 2020. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0403-2019

2019-0533 Election of City Council Vice-President for a one-year term to expire December 7, 2020

Attachments: [Nomination Form - Vice Pres.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita Opened the Floor for Nominations for City Council Vice-President for 2020.

Mr. Deel nominated Dr. Susan Bowyer.

Seeing No Further Nominations, Vice President Morita Closed the Floor for Nominations.

Vice President Morita announced Dr. Susan Bowyer would be appointed City Council Vice-President for 2020.

A motion was made by Deel, seconded by Walker, that this matter be Adopted by Resolution to appoint Susan Bowyer as City Council Vice-President for a term to expire December 7, 2020. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungiolli and Walker

Enactment No: RES0404-2019

Council Appointments to Independent Boards and Commissions

- 2019-0540** Appointment of one (1) City Council Member to the Advisory Traffic & Safety Board for a one-year term to expire December 7, 2020
Attachments: [Nomination Form - ATSB.pdf](#)
Appointed David Blair to the Advisory Traffic and Safety Board for a one-year term to expire December 7, 2020.
- 2019-0541** Appointment of one (1) City Council Member to the Avondale Youth Assistance for a one-year term to expire December 7, 2020
Attachments: [Nomination Form - AYA.pdf](#)
Appointed Stephanie Morita to the Avondale Youth Assistance for a one-year term to expire December 7, 2020.
- 2019-0542** Appointment of one (1) City Council Member to the Brownfield Redevelopment Authority for a one-year term to expire December 7, 2020
Attachments: [Nomination Form - Brownfield.pdf](#)
Appointed Stephanie Morita to the Brownfield Redevelopment Authority for a one-year term to expire December 7, 2020.
- 2019-0543** Appointment of one (1) City Council Member to the Board of Trustees to the Van Hoosen Jones Stoney Creek Cemetery Trust for a one-year term to expire December 7, 2020
Attachments: [Nomination Form - Cemetery Trust.pdf](#)
Appointed David Blair to the Board of Trustees to the Van Hoosen Jones Stoney Creek Cemetery Trust for a one-year term to expire December 7, 2020.
- 2019-0544** Appointment of one (1) City Council Member to the Green Space Advisory Board for a one-year term to expire December 7, 2020
Attachments: [Nomination Form - GSAB.pdf](#)
Appointed Susan Bowyer to the Green Space Advisory Board for a one-year term to expire December 7, 2020.
- 2019-0545** Appointment of one (1) City Council Member to the Board of Trustees to the Green Space Perpetual Care Trust for a one-year term to expire December 7, 2020

Attachments: [Nomination Form - Green Space Trust.pdf](#)

Appointed Susan Bowyer to the Board of Trustees to the Green Space Perpetual Care Trust for a one-year term to expire December 7, 2020.

2019-0546 Appointment of one (1) City Council Member to the Mayor's Diversity and Inclusion Committee for a one-year term to expire December 7, 2020

Attachments: [Nomination Form - Diversity & Inclusion.pdf](#)

Appointed Stephanie Morita to the Mayor's Diversity and Inclusion Committee for a one-year term to expire December 7, 2020.

2019-0547 Appointment of one (1) City Council Member to the Rochester Hills Museum Foundation for a one-year term to expire December 7, 2020

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

Appointed Stephanie Morita to the Rochester Hills Museum Foundation for a one-year term to expire December 7, 2020.

2019-0548 Appointment of one (1) City Council Member to the Naming Standing Committee for a one-year term to expire December 7, 2020

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

Appointed David Blair to the Naming Standing Committee for a one-year term to expire December 7, 2020.

2019-0549 Appointment of two (2) City Council Members to the Older Persons' Commission (OPC), each for a one-year term to expire December 7, 2020

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

Appointed Dale Hetrick and David Walker to the Older Persons' Commission, each for a one year term to expire December 7, 2020.

2019-0550 Appointment of one (1) City Council Member to the Personnel Board for a two-year term to expire December 7, 2021

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

Appointed Dale Hetrick to the Personnel Board for a two-year term to expire December 7, 2021.

2019-0551 Appointment of two (2) City Council members to the Pine Trace Committee, each for a one-year term to expire December 7, 2020

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

Appointed Susan Bowyer and David Walker to the Pine Trace Committee, each for a one-year term to expire December 7, 2020.

2019-0552 Appointment of one (1) City Council Member to the Planning Commission for a one-year term to expire December 7, 2020

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

Appointed Susan Bowyer to the Planning Commission for a one-year term to expire December 7, 2020.

- 2019-0553** 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 7, 2020

Attachments: [Nomination Form - Retiree Health Care Trust.pdf](#)

Appointed Ryan Deel to the Board of Trustees to the Retiree Health Care Trust for a one-year term to expire December 7, 2020.

- 2019-0554** Appointment of one (1) City Council Member to the Rochester Area Youth Assistance for a one-year term to expire December 7, 2020

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

Appointed Theresa Mungioli to the Rochester Area Youth Assistance for a one-year term to expire December 7, 2020.

- 2019-0555** Appointment of one (1) City Council Member to the Rochester/Auburn Hills Community Coalition for a one-year term to expire December 7, 2020

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

Appointed David Walker to the Rochester/Auburn Hills Community Coalition for a one-year term to expire December 7, 2020.

- 2019-0556** Appointment of one (1) City Council Member to the Rochester Avon Recreation Authority for a one-year term to expire December 7, 2020

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

Appointed Theresa Mungioli to the Rochester Avon Recreation Authority for a one-year term to expire December 7, 2020.

- 2019-0557** Appointment of one (1) City Council Member - Alternate - to SEMCOG for a two-year term to expire December 1, 2021

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

Appointed Dale Hetrick as Alternate - to SEMCOG for a two-year term to expire December 7, 2021.

- 2019-0558** Appointment of three (3) City Council Members to the Sister City Committee/Auburn Hills, each for a one-year term to expire December 7, 2020

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

Appointed Susan Bowyer, Dale Hetrick and Stephanie Morita to the Sister City Committee/Auburn Hills, each for a one-year term to expire December 7, 2020.

- 2019-0559** Appointment of three (3) City Council Members to the Sister City Committee/Rochester, each for a one-year term to expire December 7, 2020

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

Appointed David Blair, Theresa Mungoli and David Walker to the Sister City Committee/Rochester, each for a one-year term to expire December 7, 2020.

- 2019-0560** Appointment of two (2) City Council Members to the Southeastern Oakland County Resources Recovery Authority (SOCCRA), each for a one-year term to expire December 7, 2020

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

Appointed Ryan Deel and Theresa Mungoli to the Southeastern Oakland County Resources Recovery Authority (SOCCRA), each for a one-year term to expire December 7, 2020.

- 2019-0561** Appointment of City Council Members as one (1) Delegate and one (1) Alternate to the Trailways Commission, each for a one-year term to expire December 7, 2020

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

Appointed David Walker as Delegate and Theresa Mungoli as Alternate to the Trailways Commission, each for a one-year term to expire December 7, 2020.

- 2019-0562** Appointment of one (1) City Council Member to the Rochester Hills Government Youth Council for a one-year term to expire December 7, 2020

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

Appointed Ryan Deel to the Rochester Hills Government Youth Council for a one-year term to expire December 7, 2020.

- 2019-0563** Appointment of one (1) City Council Member to the Zoning/Sign Board of Appeals for a one-year term to expire December 7, 2020

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

Appointed Dale Hetrick to the Zoning/Sign Board of Appeals for a one-year term to expire December 7, 2020.

Council Appointments to Technical Review Committees

- 2019-0564** Appointment of one (1) City Council Member to the Capital Improvement Project for a one-year term to expire December 7, 2020

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

Appointed Ryan Deel to the Capital Improvement Project for a one-year term to expire December 7, 2020.

- 2019-0565** Appointment of one (1) City Council Member to the Cemetery Citizens Advisory Technical Review Committee for a one-year term to expire December 7, 2020

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

Appointed David Blair to the Cemetery Citizens Advisory Technical Review Committee for a one-year term to expire December 7, 2020.

- 2019-0566 Appointment of two (2) City Council Members to the Deer management Advisory Committee (DMAC), each for a one-year term to expire December 7,

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

Appointed Dale Hetrick and Theresa Mungioli to the Deer Management Advisory Committee (DMAC), each for a one-year term to expire December 7, 2020.

- 2019-0567 Appointment of two (2) to three (3) City Council Members to the Human Resources Technical Review Committee, each for a one-year term to expire December 7, 2020

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

Appointed Dale Hetrick, Stephanie Morita and Theresa Mungioli to the Human Resources Technical Review Committee, each for a one-year term to expire December 7, 2020.

- 2019-0568 Appointment of two (2) to three (3) City Council Members to the Liquor License Technical Review Committee, each for a one-year term to expire December 7, 2020

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

Appointed David Blair, Ryan Deel and David Walker to the Liquor License Technical Review Committee, each for a one-year term to expire December 7, 2020.

- 2019-0569 Appointment of two (2) City Council Members to the Public Safety and Infrastructure Technical Review Committee, each for a one-year term to expire December 7, 2020

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

Appointed David Blair and Dale Hetrick to the Public Safety and Infrastructure Technical Review Committee, each for a one-year term to expire December 7, 2020.

- 2019-0570 Appointment of three (3) City Council Members to the Strategic Planning and Policy Review Committee, each for a one-year term to expire December 7, 2020

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

Appointed Susan Bowyer, Ryan Deel and Stephanie Morita to the Strategic Planning and Policy Review Committee, each for a one-year term to expire December 7, 2020.

- 2019-0571 Appointment of two (2) to three (3) City Council Members to the Water System Advisory Council, each for a one-year term to expire December 7, 2020

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

Appointed Susan Bowyer, Dale Hetrick and David Walker to the Water System Advisory Council, each for a one-year term to expire December 7, 2020.

2019-0589 Resolution to Appoint City Council Members to Boards, Commissions and Technical Review Committees

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0405-2019

Resolved, that the Rochester Hills City Council Members are hereby appointed to the Independent Boards, Commissions and Technical Review Committees as stated above.

NEW BUSINESS

2017-0548 Request for Purchase Authorization - BUILDING: Increase to the contract/blanket purchase order for fire suppression and fire alarm plan review and inspection services in the amount of \$30,000.00 for a new not-to-exceed amount of \$255,000.00 through December 31, 2019; Fire Safety Consultants, Inc., Elgin, IL

Attachments: [120219 Agenda Summary.pdf](#)
[120417 Agenda Summary.pdf](#)
[120417 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Building/Ordinance/Facilities Director, stated that this increase is fire alarm and fire suppression plan view and inspection services. He noted that the City utilizes a consultant for this service on new construction projects. He pointed out that this is a pass-through cost and explained that it is due in part to an increase in construction and several large projects.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0406-2019

Resolved, that the Rochester Hills City Council hereby authorizes an increase to the contract/blanket purchase order for fire suppression and fire alarm plan review and inspection services to Fire Safety Consultants, Inc., Elgin, Illinois in the amount of \$30,000.00 for a new not-to-exceed amount of \$255,000.00 through December 31, 2019.

2019-0494 Request for Purchase Authorization - PARKS/NATURAL RESOURCES: Blanket Purchase Order/Contract for 2020 Street Tree Planting in the amount not-to-exceed \$165,000.00; Michigan Lawn Maintenance, dba Sherman Nursery Farms, Columbus, MI

Attachments: [120219 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Ken Elwert, Parks & Natural Resources Director, stated that funds for this tree program available to residents come from the Tree Fund and not the General Fund. He explained that developers put money into the Tree Fund, and the City, in turn, is able to offer these trees at no cost to residents that request them. He mentioned that the City has had a great experience working with Sherman Nursery in the past.

Dr. Bowyer pointed out that Sherman Nursery offers 80 different trees while some of the other companies that bid offer only 56 or 60 different trees. She questioned if Sherman Nursery is located in Columbus, Michigan, not Ohio as was stated on the bid form.

Mr. Elwert responded that was a typo on the bid summary; Sherman Nursery is located in Columbus, Michigan.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Munglioli and Walker

Enactment No: RES0407-2019

Resolved, that the Rochester Hills City Council authorizes a blanket purchase order/contract for 2020 Street Tree Planting to Michigan Lawn Maintenance, dba Sherman Nursery Farms, Columbus, Michigan in the amount not-to-exceed \$165,000.00 and further authorizes the Mayor to execute a contract on behalf of the City.

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

2019-0100 Request for Purchase Authorization - DPS/GAR: Increase to the blanket purchase order for purchase of 23A Road Gravel in the amount of \$22,000.00 for a new not-to-exceed amount of \$52,000.00 through December 31, 2020; Richmond Transport, Inc., Lenox, MI

Attachments: [120219 Agenda Summary.pdf](#)
[031119 Agenda Summary.pdf](#)
[Bid Tabulation.pdf](#)
[031119 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Public Services Director, stated that the City is changing the use of aggregates on gravel roads from 22A to 23A. He explained that the make up of 23A is better, it compacts nicer and contains a little bit more clay material than the 22A.

Dr. Bowyer questioned if the City's gravel requirements will go down due to the removal of a couple of gravel roads.

Mr. Schneck responded that it is really weather dependent. He explained that

crews spend more time on gravel roads grading and adding material due to the change of seasons and rain fall. He pointed out, however, in theory, with more paved roads less gravel is needed.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0408-2019

Resolved, that the Rochester Hills City Council hereby authorizes an increase to the blanket purchase order for 23A Road Gravel to Richmond Transport, Inc., Lenox, Michigan in the amount of \$22,000.00 for a new not-to-exceed amount of \$52,000.00 through December 31, 2020.

2019-0572 Adoption of the 2020 City Council Meeting Schedule

Attachments: [120219 Agenda Summary.pdf](#)
[2020 DRAFT City Council Meeting Dates.pdf](#)
[Resolution \(Draft\).pdf](#)

Council discussion ensued relative to the proposed City Council Meeting Schedule.

Vice President Morita concluded that there is one change to the proposed meeting schedule. She noted that the September meeting will be held on the 21st rather than the 28th.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0409-2019

Resolved, that the Rochester Hills City Council establishes the Year 2020 Regular Meeting Schedule for City Council on Monday evenings as follows:

Regular Meetings
January 13, 27
February 10, 24
March 16, 30
April 13, 27
May 4, 18
June 8, 22
July 13, 27
August 10, 24
September 14, 21
October 5, 19
November 16
December 7, 14

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 2020 Meeting Schedule pursuant to 15.265, Section 5 (3) of the Michigan Open Meetings Act, Public Act No. 267 of 1976, as amended.

ANY OTHER BUSINESS

None.

NEXT MEETING DATE

- Regular Meeting - Monday, December 9, 2019 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Bowyer and seconded by Mungioli to adjourn the meeting at 9:23 p.m.

*RYAN DEEL, President
Rochester Hills City Council*

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

*CHRISTINE WISSBRUN
Administrative Associate II
City Clerk's Office*

Approved as presented at the May 4, 2020 Regular City Council Meeting.