



City of Rochester Hills  
AGENDA SUMMARY  
NON-FINANCIAL ITEMS

1000 Rochester Hills Dr.  
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Legislative File No: 2018-0447

**TO:** Mayor and City Council Members  
**FROM:** John D. Staran, City Attorney  
**DATE:** October 16, 2018  
**SUBJECT:** Ordinance to Amend Chapter 102 Utilities of the Code of Ordinances

**REQUEST:**

City Council is asked to consider whether to accept for first reading a proposed ordinance to amend Chapter 102 Utilities of the Code of Ordinances to repeal and delete references to the “Maine Formula,” fire service fee and the quarterly billing thereof.

**BACKGROUND:**

Prior to 2000, the City charged itself a fire service fee for providing extra water system capacity available for fighting fires. The City’s Financial Services Committee and Water & Sewer Advisory Committee recommended eliminating the fire service fee, and by Resolution 1999-0447 and a corresponding ordinance amendment, the City Council elected to phase out the fire service fee 25% per year for 4 years, beginning in 2001. In 2009, after the fire service fee had been fully phased out, the City further amended the City Code to, among other things; delete a Note about the 4-year phase out of the fire service fee. But, due to apparent clerical oversight, the fire service fee and billing provisions in the City Code were not also deleted and have been carried over in the City Code ever since. Likewise, an obsolete definition of the “Maine Formula” remains in the Code despite no other use of or reference to the term.

In order to correct these clerical errors, a remedial ordinance amendment has been drafted for Council’s consideration.

**RECOMMENDATION:**

I recommend that the City Council accept the proposed ordinance for first reading to correct and amend Sections 102-26 and 102-124 of Chapter 102 Utilities of the City Code of Ordinances to repeal and delete references to the Maine Formula, fire service fee and quarterly billing thereof.

APPROVALS:	SIGNATURE	DATE
Department Review		
Department Director		
Mayor		
Deputy Clerk		