



Rochester Hills

Minutes - Draft

City Council Regular Meeting

1000 Rochester Hills Dr
Rochester Hills, MI 48309
(248) 656-4600
Home Page:
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*David J. Blair, Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, Carol Morlan,
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, October 23, 2023

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

President Deel called the Regular Rochester Hills City Council Meeting to order at 7:01 p.m. Michigan Time.

ROLL CALL

Present 6 - David Blair, Susan M. Bowyer, Ryan Deel, Dale Hetrick, Carol Morlan and David Walker

Absent 1 - Theresa Mungioli

Others Present:

Bryan Barnett, Mayor

Matt Einheuser, Natural Resources Manager

Ken Elwert, Parks & Natural Resources Director

Bill Fritz, Public Services Director

Todd Gary, Deputy Fire Chief

Denise McDoniel, Financial Analyst

Leanne Scott, City Clerk

Joe Snyder, Chief Financial Officer

John Staran, City Attorney

Leslie Turnbull, Interim Human Resources Director

Michael Viazanko, Building/Ordinance/Facilities Director

Maria Willett, Chief of Staff

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Walker, seconded by Morlan, that the Agenda be Approved as Presented. The motion carried by the following vote:

Aye 6 - Blair, Bowyer, Deel, Hetrick, Morlan and Walker

Absent 1 - Mungioli

RECOGNITIONS

2023-0480 Proclamation in Recognition of Dr. Susan Bowyer for her years of service on City Council

Attachments: [102323 Agenda Summary.pdf](#)
[Proclamation.pdf](#)

Mayor Barnett, members of the City Council, City Clerk Scott, and City Attorney John Staran celebrated Vice President Bowyer and Mr. Hetrick for their years of service as members of the City Council.

Mayor Barnett remarked that Vice President Bowyer is an advocate for the City and has done an incredible job leading with her heart in all the matters that come before City Council. He presented Vice President Bowyer with a proclamation in recognition for her years of service to the City of Rochester Hills on the City Council.

Vice President Bowyer thanked the residents, the City employees, the City directors, Mayor Barnett, and the current and past City Council members who have supported her over the past eight years. She expressed that being on Council has allowed her to see how compassionate the residents are. She stated that it has been a pleasure and an honor to serve the City for the past eight years.

Mayor Barnett shared that Mr. Hetrick has been another incredible leader in the City. He praised Mr. Hetrick for his inquisitive nature and his ability to lead from the heart. He presented Mr. Hetrick with a proclamation in recognition for his years of service to the City of Rochester Hills on the City Council.

Mr. Hetrick explained that he was first involved with various Boards and Commissions at the City before being elected to City Council. He thanked his wife, the residents, the City staff, his fellow City Council members, and the Mayor for their help and support over the years.

Presented.

2023-0481 Proclamation in Recognition of Dale Hetrick for his years of service on City Council

Attachments: [102323 Agenda Summary.pdf](#)
[Proclamation.pdf](#)

See Legislative File 2023-0480 for the Recognition of Dr. Susan Bowyer and Dale Hetrick.

Presented.

PRESENTATIONS

2023-0489 Green Space Advisory Board - 2023 Status Report

Attachments: [102323 Agenda Summary.pdf](#)
[2023 GSAB Presentation.pdf](#)

Matt Einheuser, Natural Resources Manager, and **Jason Graves**, Chairperson, Green Space Advisory Board, were present.

Mr. Graves presented the following information regarding the Green Space Advisory Board:

- Our Green Spaces
 - Total Number of Green Space Parcels: 8
 - Clear Creek, Rivercrest, Harding, Childress, Cloverport, Auburn, Ruby, and Innovation Hills
 - Total Green Space Acreage: 138 Acres
- Outreach and Engagement
 - Volunteer Garlic Mustard Pull
 - Second Saturday Hikes
 - GSAB @ HOA Forum
 - Notes from Nature - Monthly E-Newsletter

Mr. Einheuser presented the following information regarding the Green Space Advisory Board:

- Stewardship
 - 1,533 person-hours
 - Treated 156 Acres
 - Invasives Removal/Treatment/Plantings/Prescribed Burns
 - All Green Spaces, Avon Nature Area, Innovation Hills Park, City-wide Phrag
- Monitoring
 - Comprehensive Monitoring currently underway
 - Updated Stewardship Plans
- Plant Monitoring Summary
 - 2020 Native Plants
 - Clear Creek: 66
 - Cloverport/Childress: 66
 - Harding: 78
 - Innovation Hills: 106
 - Ruby: 77
 - 2022 Native Plants
 - Clear Creek: 131
 - Cloverport/Childress: 115
 - Harding: 147
 - Innovation Hills: 171
 - Ruby: 98

- *Cloverport Streambank Stabilization*
 - *Awarded EGLE Grant*
 - *Stabilize Bank and Channel*
 - *Reduce sediment input into Clinton River*
- *Property Acquisition Update*
 - *1 Nominated property in 2023*
 - *Apply for/Present to DNR Trust Fund Grant for Rochester Road Bee Property*
 - *2024: Reassess Parcels of Interest*

Mr. Graves thanked the City Council for their continued support of the efforts of the Green Space Advisory Board.

Vice President Bowyer stated that she is very passionate about the City's Green Space and that since she has become a City Council member, the City has added about 23 acres of Green Space. She thanked staff for maintaining the Green Space properties that the City currently has.

President Deel remarked that the stewardship of the City's Green Spaces is one of the reasons why Rochester Hills is a great place.

Presented.

2023-0490 Presentation of the Deer Management Advisory Committee - 2023 Report

Attachments: [102323 Agenda Summary.pdf](#)
[2023 DMAC Presentation.pdf](#)

Matt Einheuser, Natural Resources Manager, and **Deborah Barno**, Chairperson, Deer Management Advisory Committee, were present.

Ms. Barno announced that the number of Deer/Vehicle Collisions is on a trajectory downward, largely in part due to a breakout in Epizootic Hemorrhagic Disease (EHD). She stated that this year there was a total of 102 reported collisions, with the most collisions occurring in the Fall months. She added that there were no reported injuries during these collisions.

She presented maps indicating the hot spots for deer/vehicle collisions within the City.

She discussed that the annual Aerial Deer Survey was unable to be completed in 2023 because the weather conditions were not favorable. She explained that complaints regarding deer are down this year as compared to previous years.

She presented the following 2023/2024 Deer Management Advisory Committee Recommendations:

- *Continued outreach through Spring and Fall press releases, articles, etc.*
 - *October 2023 - Deer Awareness Month*
- *2024 Deer Brochures included in the water bills (planned for every other year)*

- 2023 Spring "Gardening with Deer" Seminar w/ Bordine's
- Six Changeable Message Boards in high DVC areas from October 1, 2023 - January 1, 2024
- Look into additional outreach to new/student drivers
- Continue Aerial Deer Survey in January 2024

She thanked the members of the committee and the Parks & Natural Resources Department for their help with this committee.

Mr. Hetrick stated that the Gardening with Deer Seminar was a sold-out event and shows that it is a beneficial event to the residents. He questioned how much the Message Boards have helped reduce the number of crashes.

Mr. Einheuser explained that they don't have enough data to track that yet, however, in the past there have been increases in the number of deer, yet the number of Deer/Vehicle Collisions has not increased.

President Deel thanked the Deer Management Advisory Committee for their presentation and shared that he supports the idea of reaching out to new/student drivers.

Presented.

PUBLIC HEARINGS

2023-0452 Community Development Block Grant (CDBG) Program Year 2024 Application

Attachments: [102323 Agenda Summary.pdf](#)
[Allocation Spreadsheet.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Mr. Hetrick and **Mr. Walker** requested to be recused from this agenda item, as they are Board Members of the Older Persons' Commission (OPC) and the OPC receives funds from the Community Development Block Grant (CDBG).

Denise McDoniel, Financial Analyst, introduced the 2024 Community Development Block Grant program. She shared that in the application process, communities must hold a public hearing and that the governing body must pass a resolution approving the planned use of funds. She explained that the allocation from Oakland County is \$154,450 and that the Oakland County Community and Home Improvement division is lowering the public service gap from 30% to 15% of the total allocation. She announced that City Administration is recommending the following allocations to programs:

- \$15,000 to services for victims of domestic violence, dating violence, sexual assault, or stalking
- \$8,000 to yard services
- \$131,450 to minor home repair

She continued that the City proposes to allocate \$10,000 to the Neighborhood House from the General Fund to continue the support of their clothes closet.

She shared the following highlights from the 2022 program year funding:

- 42 individuals assisted in the victims of domestic violence, dating violation, sexual assault, or stalking program*
- 178 individuals assisted through the Neighborhood House's clothes closet*
- 47 senior residents received snow removal assistance*
- 32 minor home repair projects completed*

President Deel Opened the Public Hearing at 7:45 p.m.

Michael Dreon, 2072 Ridgefield Court, stated he is the Executive Director of Neighborhood House. He shared that the core services offered by Neighborhood House are the food pantry, the clothes closet, and the main office, which facilitates transportation services, eviction prevention options, utility assistance, and sustainability programs. He explained that Rochester Hills residents account for more than half the client base and that assistance grew by 125% for Rochester Hills clients using the clothes closet. He expressed his thanks for the City's support.

President Deel Closed the Public Hearing at 7:49 p.m.

Vice President Bowyer expressed her appreciation for Neighborhood House.

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

Aye 4 - Blair, Bowyer, Deel and Morlan

Abstain 2 - Hetrick and Walker

Absent 1 - Munglioli

Enactment No: RES0274-2023

Whereas, Oakland County is preparing an Annual Action Plan to meet application requirements for the Community Development Block Grant (CDBG) program, and other Community Planning and Development (CPD) programs; and

Whereas, Oakland County has requested CDBG-eligible projects from participating communities for inclusion in the Action Plan; and

Whereas, the City of Rochester Hills has duly advertised and conducted a public hearing on October 23, 2023, for the purpose of receiving public comments regarding the proposed use of Program Year 2024 Community Development Block Grant funds (CDBG) in the approximate amount of \$154,450; and

Whereas, the City of Rochester Hills found that the following projects meet the federal objectives of the CDBG program and are prioritized by the community as high priority need.

<u>Account Number</u>	<u>Project Name</u>	<u>Amount</u>
731227	Minor Home Repair	\$ 131,450
732170	Yard Services	\$ 8,000
730137	Services for Victims of Domestic Violence, Dating Violence, Sexual Assault or Stalking	\$ 15,000
		\$ 154,450

Resolved, that the City of Rochester Hills CDBG application is hereby authorized to be submitted to Oakland County for inclusion in Oakland County's Annual Action Plan to the U.S. Department of Housing and Urban Development, and that the Mayor is hereby authorized to execute all documents, agreements, or contracts which result from this application to Oakland County.

2023-0456 FY 2023 3rd Quarter Budget Amendment

Attachments: [102323 Agenda Summary.pdf](#)
[Overview.pdf](#)
[Amendments.pdf](#)
[ARPA Summary.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, presented the 3rd Quarter Budget Amendments. He explained that this is the Budget Amendment where the prior Fiscal Year's true-ups are presented. He shared that there is \$1.7 million to be credited back to various funds Citywide.

He stated that the 3rd Quarter Budget Amendments are proposed to increase total revenues by \$3.3 million and to increase total expenditures by \$2 million. He added that this leaves a net impact on fund balance of a positive \$1.3 million Citywide.

He explained that the total revenue increase of \$3.3 million included the following:

- \$3.2 million from transfers-in
- Remaining from the Insurance Net Asset Distribution

He reported that the total expenditures increase of \$2 million included the following:

- \$1.5 million decrease in Operating Expenditures
- \$1.7 million decrease are look-back credits
- \$300,000 increase in Capital Projects
- \$3.2 million increase in transfers-out

He shared that also included in the 3rd Quarter Budget Amendments is the allocation of the City's American Rescue Plan Act (ARPA). He provided the following highlights regarding ARPA Funding:

- \$6.2 million received from the U.S. Department of Treasury
- Communities have until December 31, 2024 to expend or contractually obligate all funds received, or they will be remitted back to the U.S. Department of Treasury
- There is a new ruling under the Revenue Loss category whereby up to \$10 million of a community's ARPA funding can be allocated towards revenue loss, which in turn must be used for government services
- The City has focused on using the one-time ARPA funds for one-time Capital Projects
- The final ARPA allocation presented includes the followings:
 - \$150,000 (\$50,000 per year) in CDBG Supplemental Funding
 - \$300,000 for a Not-for-Profit Assistance Grant
 - \$1.2 million for the Drexelgate Parkway and Pathway Project
 - \$560,000 for the Drexelgate Water Main Project
 - \$1.3 million for three ambulances
 - \$2.6 million for four separate Facilities Projects
- The State of Michigan has offered a one-time financial incentive to communities who have allocated or expended their ARPA funds by December 1, 2023 (one year early)
- Per Federal Guidelines, if a community receives over \$750,000 of Federal Funds in one Fiscal Year, that community must obtain and pay for a single audit. If the City were to allocate the remaining ARPA funds in Fiscal Year 2023, it would reduce the likelihood of the City needing an additional single audit next year.
- The City proposes the following changes to the allocation of ARPA Funding in 2023:
 - Reallocating the \$2.6 million from four separate Facilities Projects into the one Bloomer Park Parking Lot Project
 - Allocate the funding for the final year of the CDBG Supplemental Funding (\$50,000) and the Not-for Profit Assistance Grant (\$300,000) to Revenue Loss in the General Fund for Fiscal Year 2023
- \$350,000 earned in investment revenue on ARPA funds over the past two years

President Deel Opened the Public Hearing at 8:00 p.m. Seeing no Public Comment, President Deel Closed the Public Hearing at 8:01 p.m.

Mr. Hetrick stated that the \$350,000 earned in investment revenue from the ARPA funds is great news.

President Deel also remarked that it is great news.

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

Aye 6 - Blair, Bowyer, Deel, Hetrick, Morlan and Walker

Absent 1 - Munglioli

Enactment No: RES0275-2023

Whereas, in accordance with the provisions of Public Act 2 of 1968, the Uniform

Budgeting and Accounting Act, and the Charter for the City of Rochester Hills, Chapter III Section 3.7, the City Council may amend the budget during the fiscal year, either on its own initiative or upon recommendation of the Mayor; and

Whereas, the Public Hearing for the proposed FY 2023 3rd Quarter Budget Amendments was noticed on October 5, 2023; and

Whereas, the proposed FY 2023 3rd Quarter Budget Amendments were available for public viewing beginning on October 13, 2023; and

Whereas, at its October 23, 2023 meeting City Council held a Public Hearing on the proposed FY 2023 3rd Quarter Budget Amendments.

Now, Therefore, Be It Resolved that the Rochester Hills City Council hereby approves the following FY 2023 fund totals as amended:

TOTAL BUDGET SUMMARY	Current Budget	Change	Amended Budget
101 - General Fund	\$ 31,654,950	\$ (152,490)	\$ 31,502,460
202 - Major Road Fund	\$ 9,306,330	\$ (777,970)	\$ 8,528,360
203 - Local Street Fund	\$ 11,057,350	\$ (189,050)	\$ 10,868,300
206 - Fire Department Fund	\$ 14,123,800	\$ 44,990	\$ 14,168,790
207 - Special Police Fund	\$ 10,956,410	\$ (8,680)	\$ 10,947,730
208 - Parks Infrastructure Millage Fund	\$ 681,070	\$ 16,210	\$ 697,280
213 - RARA Millage Fund	\$ 754,240	\$ 10,760	\$ 765,000
214 - Pathway Maintenance Fund	\$ 745,160	\$ 10,250	\$ 755,410
232 - Tree Fund	\$ 169,000	\$ -	\$ 169,000
244 - Drain Maintenance Fund	\$ 805,810	\$ (11,700)	\$ 794,110
265 - OPC Millage Fund	\$ 1,683,810	\$ 23,840	\$ 1,707,650
285 - ARPA Fund	\$ 6,209,530	\$ 337,980	\$ 6,547,510
286 - EGLE Fund	\$ -	\$ 60,000	\$ 60,000
299 - Green Space Fund	\$ 372,030	\$ -	\$ 372,030
331 - Drain Debt Fund	\$ 222,120	\$ -	\$ 222,120
402 - Fire Capital Fund	\$ 3,380,980	\$ 12,990	\$ 3,393,970
403 - Pathway Construction Fund	\$ 799,730	\$ -	\$ 799,730
420 - Capital Improvement Fund	\$ 9,754,060	\$ 2,320,990	\$ 12,075,050
510 - Sewer Department	\$ 16,755,970	\$ (203,450)	\$ 16,552,520
530 - Water Department	\$ 23,286,180	\$ (227,080)	\$ 23,059,100
593 - Water & Sewer Capital Fund	\$ 25,144,400	\$ (2,558,760)	\$ 22,585,640
595 - Water & Sewer Debt Fund	\$ 1,159,370	\$ -	\$ 1,159,370
596 - Solid Waste Fund	\$ 688,640	\$ -	\$ 688,640
631 - Facilities Fund	\$ 26,659,930	\$ 3,305,420	\$ 29,965,350
636 - MIS Fund	\$ 3,544,750	\$ (79,220)	\$ 3,465,530
661 - Fleet Fund	\$ 8,198,390	\$ (13,850)	\$ 8,184,540
677 - Insurance Fund	\$ 454,000	\$ -	\$ 454,000
736 - Retiree Healthcare Trust Fund	\$ 263,330	\$ -	\$ 263,330
752 - Cemetery Perpetual Care Trust Fund	\$ 5,000	\$ -	\$ 5,000
761 - Green Space Perpetual Care Trust Fund	\$ 336,560	\$ -	\$ 336,560
243 - Brownfield Revolving Fund	\$ -	\$ -	\$ -
844 - Brownfield Redevelopment Fund (Legacy)	\$ 327,960	\$ 102,640	\$ 430,600
848 - LDFA Fund	\$ 1,130,910	\$ -	\$ 1,130,910
870 - RH Museum Foundation Fund	\$ 100	\$ -	\$ 100
GRAND TOTAL - ALL FUNDS	\$210,631,870	\$ 2,023,820	\$212,655,690

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

President Deel introduced RHGYC Representative, Janelle Hayes.

Ms. Hayes stated that she is in the 10th grade at Stoney Creek High School. She shared that the RHGYC recently volunteered at the Rochester Hills Fire Department Open House. She announced that they will also be volunteering at the Community Foundation of Greater Rochester's Tailgate Party this Thursday from 5:00 p.m. to 8:30 p.m. She added that they are looking to volunteer with the Neighborhood House in the future.

Advisory Traffic & Safety Board:

Mr. Blair shared that the Advisory Traffic & Safety Board met a couple weeks ago and discussed street lighting and dead-end signage.

He stated that he attended the Rochester Hill Fire Department Open House and it was a very educational event.

Rochester Hills Museum Foundation:

Ms. Morlan shared that she attended the Stonewall Pumpkin Festival and the Masquerade Ball at the Museum and both were great events.

Older Persons' Commission (OPC):

Mr. Hetrick announced that he will be relinquishing his role as Chairman of the OPC once his term on City Council ends. He stated that the Transportation Millage has been has made a huge improvement in helping the OPC deliver services to the community. He added that the OPC has hired a Transportation Director to manage transportation services.

He discussed that the OPC is over 20 years old and that money has been set aside to fund various Capital Projects that will be needed in the future.

He shared that the OPC's Summer Soiree is a way to fundraise for the Meals on Wheels Program.

PUBLIC COMMENT for Items not on the Agenda

Mark Ott, 3300 South Boulevard, explained that he has been a resident of the City for the last 37 years and that he purchased a parcel of land at 3300 South Boulevard. He questioned if a neighborhood impact study was done prior to the purchase of land by the City at 3308 South Boulevard. He stated that he was never informed of the impending purchase of 3308 South Boulevard by the City. He expressed that the fundamental priority of government is to protect their citizens. He explained that when they built the Pine Trace Golf Course, they

installed screening, but it has not stopped the golf balls from destroying his property. He stated that the purchase of this property by the City has changed the course of his family's future.

***Barbara Ott**, 3300 South Boulevard, stated that she lives in the southeast corner of the property that was recently purchased by the City. She explained that she has learned there is a possibility of a driving range being installed at the back of her property and that she is concerned about the safety of her family. She shared that her door wall and windows have been broken from golf balls entering her yard. She added that when her daughter was younger a golf ball almost hit her. She stated that if one of her family members is injured, it is a legal liability to the City. She explained that she was told if they do not sell their house, the value of their home will depreciate. She expressed that neither she nor her husband want to move and asked the City to consider not putting a driving range behind her home.*

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.

2023-0491 Request for Approval of a Fireworks Display Permit for Light the Village, November 17, 2023, American Fireworks Company of Hudson, Ohio, Applicant

Attachments: [102323 Agenda Summary.pdf](#)
[Fire Dept.Memo.pdf](#)
[FOTC Permit Application.pdf](#)
[Pyrotechnic Application.pdf](#)
[Map.pdf](#)
[Insurance.pdf](#)
[SDS.pdf](#)
[BATF License.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0276-2023

Whereas, American Fireworks Company of Hudson, Ohio, is providing the fireworks display for The Village of Rochester Hills, Rochester Hills, Michigan; and

Whereas, American Fireworks Company has provided the necessary insurance with the City of Rochester Hills; and

Whereas, the Rochester Hills Fire Department has no objection to the issuance of a fireworks permit providing their safety procedures are followed.

Therefore, Be It Resolved, that the Rochester Hills City Council does hereby approve a permit for American Fireworks Company to provide a fireworks display for The Village of Rochester Hills on Friday, November 17, 2023, subject to the following conditions:

1. The display shall be in conformance with the 2021 Edition of NFPA 1126, and the 2021 International Fire Code.
2. During the firing of the display, all personnel on the discharge site shall wear head protection, eye protection, hearing protection, foot protection, and shall wear cotton, wool, or similarly flame-resistant, long-sleeved, long-legged clothing.
3. No smoking shall be allowed in the discharge area where fireworks or other pyrotechnic materials are present.
4. No person shall be allowed in the discharge area while under the influence of alcohol, narcotics, or drugs that could adversely affect judgment, movement or stability.
5. The HVAC units on the rooftop of the building where the fireworks will be launched from shall be turned off prior to the show and shall be turned on once the all clear is received.
6. No drones or other unmanned aerial vehicle (UAV) will be operated near or above the area where the pyrotechnic materials are being launched from or stored.
7. Subject to onsite inspection the night of the display.

2023-0482 Request For Approval of Traffic Approval Control Order PK-118-23

Attachments: [102323 Agenda Summary.pdf](#)
[Map.pdf](#)
[Traffic Control Order.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0277-2023

Whereas, Traffic Control Order No. PK-118-23 have been issued by the Transportation Engineer under the provisions of the Rochester Hills Code of Ordinances, Chapter 98, Michigan Vehicle Code, MCL 257.1 et seq.: and

Whereas, said Traffic Control Order covers:

Ronnoco Road within Skyview #2 Subdivision, Section 3

PK-118-23 No Parking along the east side of Ronnoco Road right-of-way from the northern terminus, south for 50 feet.

Whereas, said Traffic Control Order shall not be effective after the expiration of ninety (90) days from the date of issuance, except upon approval by this Council; and

Whereas, the City Engineer and Transportation Engineering Manager has considered the issues pertaining to the Traffic Control Order and recommends that the Order be approved;

Resolved, that the Rochester Hills City Council approves the issuance of the Traffic Control Order.

Now, Therefore, Be It Resolved, that a certified copy of this Resolution is filed together

with the Traffic Control Order, with the City Clerk of Rochester Hills, Oakland County, Michigan.

- 2023-0483** Request for Approval for Traffic Control Order TM-40-23 - Turning Movement Restrictions at the intersection of Brewster Road and North Fairview Lane to match school schedule

Attachments: [102323 Agenda Summary.pdf](#)
[Map.pdf](#)
[Traffic Control Order .pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0278-2023

Whereas, Traffic Control Order No. TM-40-23 in accordance within the provisions of Chapter VI of Act No. 300, Public Acts of Michigan of 1949, as amended (Michigan Vehicle Code), and under the provisions of the City of Rochester Hills Code of Ordinances, Chapter 98 (Rochester Hills Traffic Code); and

Whereas, said Traffic Control Order covers:

TM-40.1 NO TURN ON RED from northbound Brewster Rd onto N. Fairview Lane at their intersection between the hours of 7:00 AM to 8:30 AM and from 2:30 PM to 4:00 PM, School Days Only.

TM-40.2 NO TURN ON RED from westbound N. Fairview Lane onto Brewster Road at their intersection between the hours of 7:00 AM to 8:30 AM and from 2:30 PM to 4:00 PM, School Days Only.

Whereas, said Traffic Control Order shall not be effective after the expiration of ninety (90) days from the date of issuance, except upon approval by this Council; and

Whereas, the City Engineer and Transportation Engineering Manager has considered the issues pertaining to the Traffic Control Order and recommends that the Order be approved;

Resolved, that the Rochester Hills City Council approves the issuance of the Traffic Control Order.

Now Therefore, Be It Resolved, that a certified copy of this Resolution is filed together with the Traffic Control Order, with the City Clerk of Rochester Hills, Oakland County, Michigan.

The following four (4) Legislative Files are related to Serra Works of Rochester Hills, LLC

- 2023-0493** Request for Acceptance of the Highway Easement granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, for Serra Ford New Dealership

Attachments: [102323 Agenda Summary.pdf](#)
[Highway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0279-2023

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills hereby accepts a Highway Easement granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, whose address is 102 Silver Lake Road, Ste. 300, Fenton, MI 48430, for Serra Ford New Dealership, Parcel #15-27-477-073.

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

- 2023-0494** Request for Acceptance of a Pedestrian Pathway Easement granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, for Serra Ford New Dealership

Attachments: [102323 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0280-2023

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 pedestrian pathway on, under, through and across land more particularly described as Parcel #15-27-477-073, granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, whose address is 102 Silver Lake Road, Ste. 300, Fenton, MI 48430, for Serra Ford New Dealership.

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

- 2023-0495** Request for Acceptance of the Water Main Easement granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, for Serra Ford New Dealership

Attachments: [102323 Agenda Summary.pdf](#)
[Water Main Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0281-2023

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 #15-27-477-073, granted by Serra Works of Rochester Hills, LLC, a Michigan limited liability company, whose address is 102 Silver Lake Road, Ste. 300, Fenton, MI 48430, for Serra Ford New Dealership.

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

- 2023-0496** Request for Approval of a Storm Water Detention System Maintenance

Agreement between the City of Rochester Hills and Serra Works of Rochester Hills, LLC, a Michigan limited liability company, for Serra Ford New Dealership

Attachments: [102323 Agenda Summary.pdf](#)
[Storm System Maintenance Agreement.pdf](#)
[Map.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0282-2023

Resolved, that the Rochester Hills City Council hereby approves the Storm Water Detention System Maintenance Agreement between the City of Rochester Hills and Serra Works of Rochester Hills, LLC, a Michigan limited liability company, whose address is 102 Silver Lake Road, Ste. 300, Fenton, MI 48430, for Serra Ford New Dealership, Parcel #15-27-477-073.

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

Passed the Consent Agenda

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

Aye 6 - Blair, Bowyer, Deel, Hetrick, Morlan and Walker

Absent 1 - Mungioli

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mr. Walker shared that he attended ribbon cutting events for two new businesses in the City: Hawaii Fluid Art on October 17, 2023 and Breadless on October 12, 2023.

Mr. Hetrick stated that he is nearing the end of his term as a City Council Member at Rochester Hills and wanted to recognize the different City Departments at the City. He started with the Clerk's Office and shared that Leanne Scott was named Clerk of the Year. He continued that he worked with Clerk Scott on the Redistricting Committee.

He continued with the Mayor's Office and stated that they are always helpful and terrific.

He shared that the Human Resource's Department has excelled in recruiting the top four percent of applicants to work for the City.

He stated that the Assessing Department works hard to assess the billions of dollars in properties within the City.

He stated that the Oakland County Sheriff's Office and the Rochester Hills Fire Department have helped him personally and saved his life.

Mr. Blair stated that he attended the Hoot N' Howl Hayride and it was a fantastic event to learn more about nature.

Clerk Scott reminded everyone that the General Election is in a couple of weeks. She explained that there are now three ways to vote: by absentee ballot, during the nine days of early voting, or in-person at the precinct on Election Day. She added that early voting begins on October 28, 2023 at the Rochester Hills Public Library from 8:30 a.m. to 4:30 p.m. every day, with the exception of Thursday where the hours are 12:00 p.m. to 8:00 p.m. She encouraged voters to return their absentee ballots. She announced that the precincts are being consolidated from 32 precincts to 22 precincts, but none of the precinct locations are changing.

Mayor Barnett provided the following City updates:

- He attended the Rochester Hill Fire Department Open House and it was a great event that helped to educate City residents
- He was the keynote speaker at Leadership Oakland, which is comprised of up and coming leaders within Oakland County.
- The Community Foundation of Greater Rochester's Tailgate Party is October 26, 2023 at Cherry Creek Golf Course, which promotes giving within the City
- Trick-or-Treating is on October 31 from 6:00 p.m. to 8:00 p.m.
- The Department of Public Services was at the Falcon Frenzy at Rochester High School to educate the City on what they are doing in the community
- The Department of Public Services has been working on some Pathways, the Drexelgate Pathway project, and the new bridge on Dutton Road.

ATTORNEY'S REPORT

City Attorney John Staran had nothing to report.

NEW BUSINESS

- 2023-0492** Request for Nonprofit Designation for a Charitable Gaming License from the State of Michigan for Charlotte's Wings

Attachments: [102323 Agenda Summary.pdf](#)
[Letter - 10112023.pdf](#)
[Proposed Articles of Incorporation and Bylaws.pdf](#)
[Bylaws.pdf](#)
[IRS Determination Letter.pdf](#)
[Financial Statement.pdf](#)
[Restated Articles of Incorp. 090817.pdf](#)
[Resolutions of Directors 04242014.pdf](#)
[Articles of Incorp filed 03122008.pdf](#)
[Cert. of Amend to the Art of Inc filed 06102009.pdf](#)
[Nature and Purpose.pdf](#)
[Explanation of Gaming Activity.pdf](#)
[Directors Resolutions 10032023.pdf](#)
[Blank Resolution.pdf](#)
[City Council Policy.pdf](#)
[Resolution \(Draft\).pdf](#)

Clerk Scott explained that Charlotte's Wings is requesting to be recognized as a nonprofit in the City for the purpose of obtaining a Charitable Gaming License from the State.

Jennifer Buck, Charlotte's Wings, and **Janelle Napolitano**, Charlotte's Wings, were present.

Ms. Buck shared that she is the Executive Director of Charlotte's Wings and that Janelle Napolitano is the Treasurer of Charlotte's Wings. She stated that they are seeking a Charitable Gaming License for fundraising efforts for their nonprofit based in Rochester Hills. She explained that the nonprofit was founded in 2008 and supports children in over 40 hospital and hospice settings across Michigan. She noted that the nonprofit has donated over 140,000 books to children in these settings since their founding. He announced that a fundraiser is scheduled for November 11, 2023 and that part of the fundraiser will be a raffle, which is why they are requesting nonprofit status from the City.

President Deel questioned what type of event will be on November 11, 2023.

Ms. Buck responded that the event will be at Palazzo di Bocce and that there will be dinner, a silent auction, and a raffle.

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

Aye 6 - Blair, Bowyer, Deel, Hetrick, Morlan and Walker

Absent 1 - Mungioli

Enactment No: RES0283-2023

Resolved, that the request from Charlotte's Wings located at 616 Live Oak, Rochester Hills, Michigan, Oakland County, asking that they be recognized as a nonprofit organization in the community for the purpose of obtaining a charitable gaming license, be considered for approval.

2023-0467 Request for Purchase Authorization - Contract/Blanket Purchase order for

professional financial auditing services for the City's fiscal years ending December 31, 2023, 2024, 2025 in the amount not-to-exceed \$187,700.00; Rehmann Robson, LLC, Detroit, MI

Attachments: [102323 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, stated that this is a three-year contract/blanket purchase order for auditing services covering Fiscal Years 2023, 2024, and 2025. He explained that every five years the City solicits proposals for auditing services. He continued that the proposals were reviewed and scored by staff in the City's Fiscal and Accounting divisions. He shared that two firms were invited for interviews, Yeo & Yeo, PC (the City's current audit service provider) and Rehmann Robson. He expressed that it was a very difficult decision that ultimately came down to price, which led to the selection of Rehmann Robson. He added that Yeo & Yeo, PC has consistently provided the City with exceptional service over the past five years.

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

Aye 6 - Blair, Bowyer, Deel, Hetrick, Morlan and Walker

Absent 1 - Mungioli

Enactment No: RES0284-2023

Resolved, that the Rochester Hills City Council hereby authorizes a contract/blanket purchase order for professional financial auditing services to Rehmann Robson, LLC, Detroit, Michigan for the City's fiscal years ending December 31, 2023, 2024, and 2025 in the amount not-to-exceed \$187,700.00 and further authorizes the Mayor to execute an agreement 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.

ANY OTHER BUSINESS

NEXT MEETING DATE - Regular Meeting - November 13, 2023 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Walker and seconded by Morlan to adjourn the meeting at 8:46 p.m.

RYAN DEEL, President
Rochester Hills City Council

*LEANNE SCOTT, MMC, Clerk
City of Rochester Hills*

*AARON GEER
Administrative Coordinator
City Clerk's Office*

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