



# Rochester Hills Minutes City Council

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Home Page:  
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*John L. Dalton, Bryan K. Barnett, Jim Duistermars, Melinda Hill,  
Barbara L. Holder, Linda Raschke, Gerald Robbins*

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Wednesday, July 21, 2004

7:30 PM

1000 Rochester Hills Drive

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## CALL TO ORDER

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

## ROLL CALL

**Present:** John Dalton, Bryan Barnett, Jim Duistermars, Melinda Hill, Barbara Holder and Linda Raschke

**Absent:** Gerald Robbins

Council Member Robbins provided previous notice he would be late.

Others Present:

*Pat Somerville, Mayor  
John Staran, City Attorney  
Bev Jasinski, City Clerk  
Alan Buckenmeyer, Parks Operations Manager  
Scott Cope, Director of Building/Ordinance Enforcement  
Derek Delacourt, Planner  
Jean Farris, Supervisor of Procurement  
Mike Hartner, Director of Parks & Forestry  
Julie Jenuwine, Interim Finance Director  
Pam Lee, Director of Human Resources  
Roger Rousse, Director of DPS/Engineering  
Bob White, Supervisor of Ordinance Services*

## PLEDGE OF ALLEGIANCE

## APPROVAL OF AGENDA

*Resolved, that the Rochester Hills City Council hereby approves the Agenda of the Regular Rochester Hills City Council Meeting of July 21, 2004 as presented.*

**A motion was made by Hill, seconded by Barnett, to Approve the Agenda as Presented.**

**The motion carried by the following vote:**

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

## PUBLIC COMMENT

*Mr. Gerald Carvey, 936 Ironstone, representing the Open Space Committee, confirmed that the Committee approves the Open Space millage proposal language for the*

*November ballot that was approved by City Council at the meeting dated July 14, 2004.*

## LEGISLATIVE & ADMINISTRATIVE COMMENTS

*Ms. Hill announced that Oakland Township would be holding a final open house on their Master Land Use Plan on Thursday, July 22nd.*

*Mr. Barnett announced various summer activities for RARA:*

- \* Baseball program (1,300 student participants)*
- \* Dance program (140 classes/10 camps)*
- \* Flag football leagues forming*
- \* Dodgeball leagues forming*

*He praised all City staff members and residents for their participation in the Festival of the Hills celebration and thanked everyone for their thoughts and prayers following the death of his father-in-law.*

*Ms. Holder praised the Fire Department and DPS workers for their efforts during the Festival of the Hills celebration. She reminded residents about the Fire Department's "Fill The Boot" program to raise funds to fight Muscular Dystrophy. She described the programs available at the City's Public Safety Building on Livernois, noting that residents can stop by to have their blood pressure checked twenty-four (24) hours a day.*

## ATTORNEY MATTERS

*City Attorney John Staran gave a brief overview of City litigation matters he has been working on, including preparing ballot language for the November election. He specifically noted that he would be "putting the finishing touches" on the revision of the City's non-conforming sign ordinance.*

## RECOGNITIONS

### 2004-0610 Honorary Proclamation Recognizing - MDA Firefighter "Fill The Boot" Program

**Attachments:** Agenda Summary.pdf; 0610 Proclamation.pdf

*President Dalton invited his fellow Council members to join Mayor Somerville in recognizing the efforts of the City of Rochester Hills Firefighters for their annual "Fill The Boot" week to raise funds for the Muscular Dystrophy Association (MDA).*

*Mayor Somerville read the following proclamation:*

*Whereas, firefighters have long been America's heroes, and they risk their lives daily for the safety and well-being of our country; and*

*Whereas, for 50 years, firefighters nationwide have partnered with the Muscular Dystrophy Association (MDA) in the fight against neuromuscular diseases; and*

*Whereas, in 2003, firefighters raised more than 18 million throughout the country in support of the Muscular Dystrophy Association's many causes; and*

*Whereas, through their daily service to communities and their dedication to the Muscular Dystrophy Association, our local firefighters contribute greatly to the well-being of all citizens; and*

*Whereas, in support of the effort of our local firefighters, the Muscular Dystrophy Association announces July 30 - August 1 as "Fill The Boot" weekend.*

*Now, Therefore, Be It Resolved, that I, Pat Somerville, Mayor of the City of Rochester Hills, on behalf of the City, do hereby proclaim July 30 - August 1, 2004 as the MDA Firefighter "Fill The Boot" weekend, and applaud the dedicated service and contributions our firefighters provide to the citizens of Rochester Hills and the Muscular Dystrophy Association.*

*In Witness Whereof, I have hereunto set my hand and caused my seal to be affixed this 12th day of July 2004.*

**Presented**

**2004-0612**

Proclamation of Recognition - Lutheran High School Northwest, Division 4 Varsity Baseball Team 2004 State Champions

**Attachments:** Agenda Summary.pdf; 0612 Resolution.pdf

*President Dalton, Mayor Somerville and the Council members remained at the podium to pay tribute to the Lutheran High School Northwest, Division 4 Varsity Baseball Team 2004 State Champions.*

*President Dalton read the following proclamation:*

*WHEREAS, the Residents of Rochester Hills are proud of the accomplishments achieved by the students in our local schools; and*

*WHEREAS, the Lutheran High School Northwest Crusaders Team won the first Michigan High School Athletic Association State Championship for Lutheran High School Northwest for the 2004 school year.*

*NOW, THEREFORE, BE IT KNOWN, that the Mayor and City Council of the City of Rochester Hills hereby express our community's admiration for the teamwork, skill and talent of the Lutheran High School Northwest Crusaders and the dedication of their coaching staff; and*

*BE IT FURTHER KNOWN, that on behalf of the People of Rochester Hills, we express our pride in the accomplishments of these Athletes:*

*Team Members:*

*Erik Elsea , Evan Elsea, Mike Heinrich, Rob Huffmaster, Mike Lepor, Joshua Lilly, Bobby Lynch, Shane McCatty, Kyle McGowan, Michael Raezler, Jason Saylor, Mark Worosz*

*Head Coach:*

*Mark McLoughlin*

*Assistant Coach:*

*Mark Heinrich*

*Scorekeeper/Statistical:*

*Jim Lepor*

*Special recognition was given to Bat Boy Justin Lepor.*

**Presented**

## **CONSENT AGENDA**

All matters under Consent Agenda are considered to be routine and will be enacted by one motion, without discussion. If any Council Member or Citizen requests discussion of an item, it will be removed from Consent Agenda for separate discussion.

**2004-0556** Request for Purchase Authorization: BUILDING: Fire Suppression and Alarm Plan Review and Inspection Services, blanket purchase order not-to-exceed \$97,218.40; Fire Safety Consultants, Inc., Schaumburg, IL

**Attachments:** Agenda Summary.pdf; 0556 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Fire Safety Consultants, Inc. of Schaumburg, Illinois, for fire suppression and alarm plan review and inspection services, in the amount not-to-exceed \$97,218.40 through December 31, 2005.**

**Enactment No:** RES0224-2004

**2004-0595** Request for Purchase Authorization - DPS: Rock Salt, blanket purchase order not to exceed \$166,842.50; Primary Vendor: Morton Salt, Chicago, IL; Secondary Vendor: Cargill Salt, Inc., North Olmstead, OH

**Attachments:** Agenda Summary.pdf; Bid Tab.pdf; 0595 Historic Data.pdf; 0595 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order to Morton Salt, Inc., of Chicago, Illinois, as the Primary Vendor and Cargill Salt, Inc., of North Olmsted, Ohio, as the Secondary Vendor as the lowest, responsive, responsible bidders in a cooperative purchase from Michigan Intergovernmental Trade Network (formerly Tri-County Cooperative) for the purchase of rock salt in the total amount not-to-exceed \$166,842.50 through June 1, 2005.**

**Enactment No:** RES0225-2004

**2004-0589** Acceptance of the Watermain Easement granted by North Troy Properties, L.L.C., a Michigan limited liability company, for the Crooks Road Office Building, Parcel No. 15-29-477-030

**Attachments:** Agenda Summary.pdf; Easement.pdf; 0589 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by North Troy Properties, L.L.C., 29199 Ryan, Warren, Michigan 48092 for the construction, operation, maintenance, repair and/or replacement of a Watermain easement over, on, under, through and across land more particularly described as Parcel No 15-29-477-030.**

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

**Enactment No:** RES0226-2004

**2004-0592** Acceptance of the Pedestrian-Bicycle Pathway Easement granted by North Troy Properties, L.L.C., a Michigan limited liability company, Parcel No. 15-29-477-030, for Crooks Road Office Building

**Attachments:** Agenda Summary.pdf; Easement.pdf; 0592 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

Resolved that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Pedestrian-Bicycle Pathway easement granted by North Troy Properties, L.L.C., 29199 Ryan, Warren, Michigan 48092 for the construction, operation, maintenance, repair and/or replacement of a Pedestrian-Bicycle Pathway Easement over, on, under, through and across land more particularly described as Parcel No. 15-29-477-030.

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

Enactment No: RES0227-2004

2004-0593

Adoption of Resolution authorizing Parks and Forestry Director as the agent for the City of Rochester Hills for Oakland County's West Nile Virus Fund Program.

Attachments: Agenda Summary.pdf; 0593 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

Whereas, upon the recommendation of the Oakland County Executive, the Oakland County Board of Commissioners has established a West Nile Virus Fund Program to assist Oakland County cities, villages, and townships in addressing mosquito control activities; and

Whereas, Oakland County's West Nile Virus Fund Program authorizes Oakland County cities, villages, and townships to apply for reimbursement of eligible expenses incurred in connection with personal mosquito protection measures/activity, mosquito habitat eradication, mosquito larviciding, or focused adult mosquito insecticide spraying in designated community green areas; and

Whereas, the City of Rochester Hills, Oakland County, Michigan, has incurred expenses in connection with mosquito control activities believed to be eligible for reimbursement under Oakland County's West Nile Virus Fund Program;

Now Therefore Be It Resolved that the City Council of Rochester Hills authorizes and directs its Parks and Forestry Director, as agent for the City of Rochester Hills, in the manner and to the extent provided under Oakland County Board of Commissioner Miscellaneous Resolution 03060, to request reimbursement of eligible mosquito control activity under Oakland County's West Nile Virus Fund Program.

Enactment No: RES0228-2004

2004-0601

Request to transfer ownership of 2003 Class C Liquor License with dance permit, located at 2086 and 2210 Crooks, Rochester Hills, MI from Toscani L.L.C. to HR Restaurants, L.L.C.

Attachments: Agenda Summary CC.pdf; Agenda Summary AIS.pdf; Toscani-HR App-Entertainment-Lease.pdf; Toscani-HR LCC Resolution.pdf; 20040713 Minutes, AIS.pdf; 0601 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

Resolved that the request for HR Restaurants, L.L.C. to transfer ownership of 2003 Class C Licensed Business with dance Entertainment permit, located at 2086 and 2210 Crooks, Rochester Hills, MI 48309, Oakland County, from Toscani, L.L.C. be considered for approval.

It is the consensus of the Rochester Hills City Council that the application be recommended for issuance.

**Enactment No:** RES0229-2004

**2004-0620**

Request to accept the Dance Entertainment Permit Agreement, as required by Chapter 6, Alcoholic Liquor, of the Rochester Hills Code of Ordinances, from HR Restaurants, L.L.C.

**Attachments:** Agenda Summary CC.pdf; Toscani-HREntertainment.pdf; 0620 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Whereas, the Rochester Hills City Council accepts the Dance Entertainment Permit Agreement between the City of Rochester Hills and HR Restaurants, L.L.C., located at 2086 and 2210 Crooks Rd., Rochester Hills, MI 48309 (Mark Bojaj, Kolja Ivezaj).**

**Now, Therefore, Be It Resolved, that the Mayor and the City Clerk are hereby authorized to execute and deliver the agreement on behalf of the City.**

**Enactment No:** RES0230-2004

**2004-0602**

Request to transfer classification of 2003 Tavern Licensed Business to a Class C License located at 2076 W. Auburn Rd., Rochester Hills, MI, Europa Bistro, Inc.

**Attachments:** Agenda SummaryCC.pdf; Agenda Summary AIS.pdf; EuropaApp-LCCResolution.pdf; 20040713 Minutes, AIS.pdf; 0602 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the request from Europa Bistro, Inc. to transfer classification of 2003 Tavern Licensed Business, located at 2076 W. Auburn, Rochester Hills, MI 48309, Oakland County, to a Class C License be considered for Approval.**

**It is the consensus of the Rochester Hills City Council that the application be recommended for issuance.**

**Enactment No:** RES0231-2004

**2004-0603**

Request to transfer all Stock in 2003 Class C License Business from a private corporation to a public corporation, located at 84 N. Adams, Rochester Hills, MI 48309; Cosi, Inc.

**Attachments:** Agenda Summary CC.pdf; Agenda Summary AIS.pdf; 20040713 Minutes AIS.pdf; App Form 10Q LCC Res.pdf; 0603 Resolution.pdf

**This Matter was Adopted by Resolution on the Consent Agenda.**

**Resolved that the request from Cosi, Inc., (A Delaware Corporation) to transfer all stock in 2003 Class C Licensed Business located at 84 N. Adams, Rochester Hills, MI, 48309, Oakland County, from private corporation to public corporation be considered for approval.**

**It is the consensus of the Rochester Hills City Council that the application be recommended for issuance.**

**Enactment No:** RES0232-2004

## Passed The Consent Agenda

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

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

## UNFINISHED BUSINESS

**2004-0587**

Request for Purchase Authorization - PARKS: Construction Services for Vault Toilets and Accessible Pathways at Veterans Memorial Pointe and Bloomer Park through Community Development Block Grant Funded Program, contract/blanket purchase order not-to-exceed \$95,406.00; Cedroni Associates, Inc., Utica, MI

**Attachments:** 20040721 Agenda Summary.pdf; Spencer - CDBG.pdf; 20040714 Agenda Summary.pdf; Bid Tab.pdf; 20040628 Letter, THA.pdf; 0587 Resolution Ver 1 dtd 070904.pdf; 0587 Resolution Ver 2 dtd 071404.pdf; 0587 Resolution Ver 3 dtd 071904.pdf

*Mr. Alan Buckenmeyer, Parks Operations Manager, explained that Council had tabled the item under consideration to allow staff to investigate the possibility of using CDBG monies to off-set the short fall of funds for rebuilding the Spencer Park Beach House. Mr. Buckenmeyer referred to a memo provided by Joe Snyder, Financial Analyst, which indicated that the area in which the Beach House is located does not qualify for the use of these funds.*

**A motion was made by Hill, seconded by Barnett, that this matter be Adopted by Resolution.**

**Resolved, that the Rochester Hills City Council hereby authorizes award of a contract to Cedroni Associates, Inc., Utica, Michigan for construction services for vault toilets and accessible pathways at Veterans Memorial Pointe and Bloomer Park through Community Development Block Grant Funded Program in the amount not to exceed \$95,406.00 as the lowest, responsive, responsible bidder.**

**The motion carried by the following vote:**

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0233-2004

### (Mr. Robbins Entered at 9:21 p.m.)

**Present:** John Dalton, Bryan Barnett, Jim Duistermars, Melinda Hill, Barbara Holder, Linda Raschke and Gerald Robbins

**2004-0041**

Single Hauler Solid Waste Program Recommendation

**Attachments:** Agenda Summary.pdf; 0041 Powerpoint.pdf; 200401284 Minutes CC Work Session.pdf; 20030813 Minutes CC Work Session.pdf; 20030514 Minutes CC Work Session.pdf; 200300327 Minutes CDV.pdf; Responses to Flyer-Reject A Single Garbage Hauler 5-14-03.pdf; Frequentl

*President Dalton noted that many residents received fliers opposing the proposed single waste hauler plan containing misleading information. He asked that Mr. Scott Cope,*

*Director of Building/Ordinance Enforcement, respond to the inaccuracies in the flier.*

*Mr. Cope noted the following:*

- 1) Resource Recycling Systems, Inc. (RRSI) has provided a proposal to the City for "Vendor Contracting and Preliminary Setup: for a not to exceed amount of \$10,000.*
- 2) As the City reaches the final year of its first contract for a single hauler program the City will undertake a bidding process with no fewer than three (3) and possibly as many as ten (10) waste haulers. This level of competition has been shown to produce quality services at very affordable prices.*
- 3) The millage system of paying for a single waste hauler is no longer being considered.*
- 4) A great deal of time and effort is currently expended by City employees responding to resident complaints against their individual haulers. In addition, Sheriff's Department personnel and City ordinance inspectors spend a great deal of time each year licensing and inspecting garbage trucks for safety requirements.*
- 5) Other southeast Michigan communities with similar single waste hauler programs have seen a reduction in the bureaucracy associated with their programs.*
- 6) This issue keeps returning to Council because of concerns expressed by residents that the matter be addressed.*
- 7) The communities of Livonia, Royal, Farmington Hills and Sterling Heights all have contracts with Waste Management and express satisfaction with the service they receive.*
- 8) The primary objective in evaluating this program is to provide the best-cost savings to the greatest number of people along with enhancing the quality of life in the community by:*
  - \* Increasing services*
  - \* Improving quality control for City/residents*
  - \* Reducing wear and tear on roads*
  - \* Reducing ordinance enforcement*
  - \* Being environmentally responsible*

*(RECESS 8:15 P.M. - 8:22 P.M.)*

*Mr. Cope presented the following information regarding the proposed single waste hauler plan:*

*Senate Bill No. 561 (effective October 1, 2003)*  
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- \* New legislation affecting solid waste collection costs*
- \* Beginning January 1, 2004 - October 1, 2007 landfill owners are required to pay a surcharge each quarter to the State Treasurer*
- \* The landfill owner may pass through and collect this surcharge from any person who generated the solid waste*
- \* This surcharge has resulted in a twenty-four cent increase per year for each household*

*Housing Count*  
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Based on physical house-by-house count performed by Waste Management (WMI) and City Staff:

- \* Single Family Residential Units - 18,438
- \* Multi-Family Condominium Units - 3,820

\* Total - 22,258

*Billing Options*

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- \* WMI billing
- \* City billing (using current water & sewer billing system)
- \* Separate outside vendor billing

*Year 1 Total System Costs to City*

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*Residential Services:*

\$3,032,100 - WMI Billing  
 \$3,032,100 - City Billing  
 \$3,032,100 - Outside Vendor

*First Year Cost for Non-Payment (4% of Accounts):*

\$141,000 - WMI Billing  
 \$141,000 - City Billing  
 \$141,000 - Outside Vendor

*Contract Management:*

\$105,000 - WMI Billing  
 \$105,000 - City Billing  
 \$105,000 - Outside Vendor

*Household Haz Waste:*

\$55,000 - WMI Billing  
 \$55,000 - City Billing  
 \$55,000 - Outside Vendor

*Annual Billing:*

\$65,000 - WMI Billing  
 \$67,000 - City Billing (\$3,000 incremental cost/overall cost to City)  
 \$142,000 - Outside Vendor

*First Year Set-Up:*

\$77,800 - WMI Billing  
 \$98,400 - City Billing  
 \$53,400 - Outside Vendor

*Total:*

\$3,475,900 - WMI Billing  
 \$3,498,500 - City Billing  
 \$3,528,500 - Outside Vendor

*Cost to Each Housing Unit*

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*WMI Billing:*

\$3,475,900 - Total Cost to City  
22,500 - Number of Housing Units  
\$154.49 - Cost per Year for Each House

*City Billing:*

\$3,498,500 - Total Cost to City  
22,500 - Number of Housing Units  
\$155.49 - Cost per Year for Each House

*Outside Vendor:*

\$3,528,500 - Total Cost to City  
22,500 - Number of Housing Units  
\$156.83 - Cost per Year for Each House

*Estimated System Costs to City 2nd Year*  
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*Residential Services:*

\$3,107,903 - WMI Billing  
\$3,107,903 - City Billing  
\$3,107,903 - Outside Vendor

*Contract Management:*

\$108,000 - WMI Billing  
\$108,000 - City Billing  
\$108,000 - Outside Vendor

*Household Haz Waste:*

\$55,000 - WMI Billing  
\$55,000 - City Billing  
\$55,000 - Outside Vendor

*Annual Billing:*

\$67,000 - WMI Billing  
\$69,000 - City Billing (\$3,000 incremental cost/overall cost to City)  
\$146,000 - Outside Vendor

*Operating Expenses:*

\$38,400 - WMI Billing  
\$38,400 - City Billing  
\$38,400 - Outside Vendor

*Total:*

\$3,376,303 - WMI Billing  
\$3,378,303 - City Billing  
\$3,455,303 - Outside Vendor

*Estimated Cost to Each Housing Unit 2nd Year*  
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*WMI Billing:*

\$3,376,303 - Total Cost to City  
22,500 - Number of Housing Units  
\$150.06 - Cost per Year for Each House

*City Billing:*

\$3,378,303 - Total Cost to City  
22,500 - Number of Housing Units  
\$150.15 - Cost per Year for Each House

*Outside Vendor:*

*\$3,455,303 - Total Cost to City  
22,500 - Number of Housing Units  
\$153.57 - Cost per Year for Each House*

*Comparison of Billing Options*  
-----*WMI Billing System:*  
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- \* No control of purse strings*
- \* Less control of service*
- \* City must rely on WMI records for tax liens and collection of no pays*
- \* Lump sum payment for no pays*
- \* City must collect administrative fees from WMI*
- \* Additional Bill*
- \* Residents questions on billing complicated by three layers in billing process: WMI, billing contractor and City*
- \* City would get billing calls but have no control over problems*
- \* Updates on housing required from City*
- \* Less control would result in increased administrative burden*
- \* Level of City involvement?*
- \* Lowest start-up costs?*

*City Billing System:*  
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- \* City controls purse strings*
- \* More control of service*
- \* Easiest for residents: four (4) fewer bills per year, one (1) bill/one (1) check for water, sewer and solid waste*
- \* No-pay costs spread out over the year*
- \* One (1) source for billing questions*
- \* Direct City involvement*
- \* Easiest plan to implement and administer: system already set up*
- \* Least complicated to maintain*
- \* Least on-going administrative burden*
- \* Higher level of customer service; experience working with residents on billing issues; residents familiar with process*

*Separate Vendor Billing System:*

- \* Highest cost
- \* Additional bill
- \* City would get billing questions
- \* Updates on housing required from City

*Oakland County Communities  
Funding Type by Community Count*

- \* Contract Millage - 57%
- \* Subscription (current) - 35%
- \* Contract Billing (proposed) - 6%
- \* Municipal Millage - 2%

*Compare to Fall 2002 Rates in City  
Rate/Year for Comparable Services**Subscription:*

- WMI - \$252
- Allied - \$288
- Trash Taxi - \$198
- Billing - \$156

*Subdivision:*

- WMI - \$204
- Allied - \$224
- Trash Taxi - \$198
- Billing - \$156

*Phone Survey of Current Cost for Single Family Home*

*Waste Away - Refuse, Recycling, Compost - \$262.00/year*  
\* Bulk pick-up extra

*Great Lakes - Refuse, Recycling, Compost - \$288.00/year*  
\* One bulk item per week

*Waste Management - Refuse, Recycling, Compost - \$288.00/year*  
\* One bulk item per week

*SE Michigan Communities with a Single Hauler Solid Waste Program  
(not an all-inclusive list)*

- \* Berkley
- \* Dearborn Heights
- \* Farmington Hills
- \* Livonia
- \* Oxford
- \* Plymouth
- \* Redford Township
- \* Royal Oak
- \* St. Clair Shores

- \* *Shelby*
- \* *South Lyon*
- \* *Southfield*
- \* *Sterling Heights*
- \* *Troy*
- \* *Westland*
- \* *Wixom*
- \* *Wyandotte*

#### *Description of Services*

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- \* *Weekly curbside solid waste*
- \* *Weekly curbside recycling*
- \* *Weekly curbside yard waste (April - November)*
- \* *Fall leaf (bagged)*
- \* *Bulky waste/white goods*
- \* *Christmas tree pick-up*
- \* *Handicap/senior "back door" service*
- \* *Household hazardous waste (via NO-HAZ)*
- \* *Education and complaints (joint between hauler and City)*

#### *Expected Benefits/Results*

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- \* *Save residents money*
- \* *Increased services include HHW program "NO-HAZ"*
- \* *Improved quality control for City/residents*
- \* *Reduced wear and tear on roads*
- \* *Improved public safety for children*
- \* *Reduced ordinance enforcement*
- \* *Prepare/plan for imminent decrease in local landfills*
- \* *Prepare/plan for increase in disposal costs*
- \* *Shows City's understanding of environmental responsibility*
- \* *Good business decision*
- \* *Guaranteed rates for five years*

#### *Recommendations*

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- \* *Move ahead with single hauler system*
- \* *City billing system*
- \* *Bundled services with fall leaf included*
- \* *City does contractor management*
- \* *Service starts January 2, 2005*
- \* *Prices guaranteed through 2009*
- \* *Price proposals good until January 1, 2005*

#### *Next Steps*

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- \* *City Council direction to move forward with single hauler program*
- \* *MIS and accounting to complete software and billing revisions by end of July 2004 for the November billing start-up*
- \* *Contract with RRSI for vendor contract negotiation and start-up*
- \* *City staff, City Attorney, RRSI and vendor negotiate and finalize contract*

- \* *City Council review and action on finalized vendor contract*
- \* *Vendor and City staff develop notification and education program*
- \* *City staff and City Attorney revise solid waste ordinance*
- \* *MIS and accounting test billing system*
- \* *Vendor and City staff define route days*
- \* *Implement notification and education program*
- \* *Implementation of single waste hauler program January 1, 2005*

*PUBLIC COMMENT:*

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*Ms. Dee Dise, 901 Brookwood, questioned what would happen to existing contracts individual homeowners already have with waste haulers.*

*Mr. Art Dorsey, 1625 Huntington Park, explained that his trash service is included in his condominium association fee and wondered if it would be credited should the single waste hauler program go into effect.*

*Mr. Robert Dolmage, 591 Kentucky, indicated he was satisfied with his service and felt the City's plan would deny him his freedom of choice. He asked that the Council turn their attention to "more important matters" such as roads, police and fire service.*

*Ms. Shelby McFarlane 1375 Oak Rock, indicated her support for a single hauler in the City, explaining that she had never had problems with her trash pickup when she lived in Sterling Heights and Troy, but has experienced many problems with various haulers in Rochester Hills.*

*Ms. Sharle Jones, 3479 Bendelow and 3637 Bendelow, expressed her opposition to a single waste hauler, stating that she has never had a problem with her trash pickup and prefers to have freedom of choice.*

*Mr. Paul Franklin, 2136 Elkhorn, stated he was in favor of the single waste hauler plan if it decreased the damage to local streets, but asked that any contract negotiated with Waste Management address the issues of maximum trash container size and residents who leave the area for extended periods of time, such as those who spend the winter months in states with warmer climates.*

*Mr. Wallace Wells, 625 Spartan Drive, expressed his support for the single waste hauler program, noting the improved aesthetics as trash cans will not be out on the streets four or five days a week and damage to the roads will be reduced.*

*Rev. Dr. Pamela Whateley, 1600 North Livernois Road, noted her opposition to the plan and asked that residents be permitted to vote on the matter.*

*Ms. Mary Jo Dinha, 851 Dressler Lane, indicated she opposes the plan as it would result in a monopoly for Waste Management.*

*Mr. Tom Stevenson, 708 River Bend Drive, noting he was on the Ad Hoc Committee that examined this issue, indicated his support for the program, but asked that condominium complexes be exempted from the plan.*

*Mr. Lee Zendel, 1575 Dutton Road, argued that the estimated savings to residents*

resulting from a single waste hauler does not merit the need for government intervention in this matter.

Ms. Lois Golden, 645 Apple Hill Lane, expressed her opposition to the plan, noting that there will always be complaints about such issues. She indicated that a neighboring community, after implementing a similar plan, has had difficulty collecting fees from several residents.

Ms. Bev Jasinski, City Clerk, read the following letters from residents into the record:

\* Mr. Michael Bonner, 2320 Pleasant View Drive, expressed his opposition to the plan, noting that there are more pressing needs in the community upon which City Council should focus their attention.

\* Ms. Pat Turner, 2407 Culbertson, expressed her support for the plan, noting the reduced wear and tear on local roads as a result of decreased truck traffic.

\* Mr. James and Ms. Theresa Donnelly, 3260 Tamarron Drive, expressed their opposition to the plan, noting they did not want City Council to create a monopoly.

\* Ms. Millie and Mr. Roy Knudsen, 256 East Maryknoll, stated that they "enthusiastically support the single hauler solid waste program."

\* Ms. Dorothy Foisy, 2528 South Christian Hills Drive, expressed her support for the plan.

\* Ms. Diane Pederson, 1908 Vianne Drive, expressed her support for the plan.

(RECESS 9:32 P.M. - 9:46 P.M.)

COUNCIL DISCUSSION:  
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Council members and City staff made the following comments while discussing the solid waste hauler program:

\* Existing contracts homeowners have with solid waste haulers will be "null and void" should the proposed program be adopted.

\* The plan currently under consideration is a City-billed program and will not be funded by tax dollars.

\* Waste Management's pricing for condominium complexes in the City was "on hold" during the negotiations of this plan and are likely to increase if the plan is not implemented.

\* If a resident does not pay his waste hauler bill the amount due will be added to his City tax bill.

\* The contract sets a maximum trash container size of 32 gallons.

\* There will be no limit on the number of yard waste bags to be picked up under the proposed plan.

\* At this time the plan offers no accommodations for residents who leave the area for extended periods of time.

\* It is estimated that in most cases, the overall reduction in the cost of service as a result of the proposed plan will be less than what seasonal residents currently pay.

- \* *Other services in the City are handled in this same manner, and are not considered monopolies.*
- \* *The plan will save the majority of residents money.*
- \* *The City has more "clout" in negotiating with vendors and in handling complaints.*
- \* *Several other communities have similar waste hauling plans in place.*
- \* *There were fewer comments than one would anticipate following the distribution of the "misleading" flier.*
- \* *Many residents originally opposed to the program changed their minds once the benefits were explained to them.*
- \* *The resultant reduction in the number of garbage trucks on City streets will increase the life of those roads.*
- \* *Many residents are willing to pay more money to "do things their way."*
- \* *Under the proposed plan, complaints to the City would be addressed within 24 hours.*
- \* *It is necessary that the proposed plan be mandatory for City residents, as voluntary participation would make it extremely difficult to negotiate a reduced price with a single waste hauler.*
- \* *Implementation of the plan would eliminate trash at curbsides multiple days of the week.*
- \* *A citizen committee brought this issue forward; it was not initiated by the City Council or City staff.*
- \* *The condition of the City roads is a major concern.*
- \* *The issue does not present a hazardous threat to the community and, thus, does not require intervention from City Council.*
- \* *Money saved on trash haulers can be applied to the upcoming road millage.*
- \* *This plan will relieve residents of the burden of dealing directly with trash haulers.*
- \* *Trash hauler problems are the "Number 1" complaint in the City.*
- \* *It is City Council's responsibility to address the greater good of the community.*

*Mr. Staran explained that, with regard to putting the issue to a vote of the residents, there is no provision in the City Charter that permits City Council to initiate an initiative or referendum.*

**A motion was made by Barnett, seconded by Hill, that this matter be Adopted by Resolution.**

**Whereas, the Rochester Hills City Council finds that it is in the best interest of the residents of Rochester Hills to provide a Single Hauler Solid Waste Program,**

**Resolved that the Rochester Hills City Council authorizes the Mayor and the Administration to move forward with the implementation of the Single Hauler Solid Waste Program using the City (in-house) billing method.**



**The motion failed by the following vote:**

**Aye:** Dalton, Barnett and Hill

**Nay:** Duistermars, Holder, Raschke and Robbins

**(Mr. Robbins Departed at 11:05 p.m.)**

**Present:** John Dalton, Bryan Barnett, Jim Duistermars, Melinda Hill, Barbara Holder and Linda Raschke

**Absent:** Gerald Robbins

**NEW BUSINESS****2004-0539**

Final Site Condominium Plan (City File No. 97-004.2) - Country Club Village Phase II Site Condominiums, the balance of the site to include 199 lots, located South of Auburn and East of Rochester Road, zoned R-3, Single Family Residential, known as Parcel Nos. 15-35-203-001, 15-35-202-005 & 15-35-476-002, East Course Limited Partnership, Applicant.

**Attachments:** Agenda Summary CCV Phase II.pdf; Map aerial.pdf; Report Staff 20040629.pdf; Minutes PC 20040629.pdf; Site Plans CCV II.pdf; PocketPark.pdf; 0539 Resolution.pdf

*Mr. Robert Jenkins, 3621 Bendelow Road, asked that the following concerns regarding the ongoing construction of this project be addressed:*

- 1) Bendelow Road residents asked that the backyards of the new subdivision that face their homes be restricted from installing "obtrusive items" such as playscapes.*
- 2) Construction work on the new development has occurred on Sunday, despite a City ordinance prohibiting construction work on Sunday.*
- 3) There has been construction traffic on Bendelow Road despite an agreement that this would not be permitted.*
- 4) Does the City have data regarding the water table and, if so, has the water table been impacted by this construction?*

*Mr. Delacourt, Planner, addressed each of Mr. Jenkins's concerns:*

- 1) While it is true that Bendelow Road residents requested restrictions on playscapes, etc., City Staff was not in agreement with this restriction as the site plan calls for adequate buffering and screening in the form of landscaping.*
- 2) Mr. Delacourt was not aware that work had occurred on a Sunday, but noted that the Mayor does have the prerogative to approve an exception to that ordinance restriction.*
- 3) While construction traffic is prohibited on Bendelow Road, occasionally violations are to be expected. Mr. Delacourt noted that these complaints have been addressed with the developer and the level of complaints the City has received regarding this issue have been normal for a development that has a restriction on construction access.*
- 4) While Mr. Delacourt was not aware of any water table information collected by the City, he noted that all City data is public information and can be provided upon request.*

*Ms. Hill acknowledged that Council had received a memo from City Staff explaining that the work done on Sunday was an exception to the ordinance necessitated by a construction deadline. She noted it was unlikely to happen again.*

*Mr. Dale Inman, Centex Homes, confirmed that the Sunday work was required to complete paving before the asphalt plants closed.*

**A motion was made by Hill, seconded by Barnett, that this matter be Adopted by Resolution.**

**Resolved that the Rochester Hills City Council hereby approves the Final Plan for Country Club Village Phase II, City File No. 97-004.2, 199 lots in last phase of 256-lot development, located east of Rochester Road, south of Auburn, known as Parcel Nos. 15-35-203-001, 15-35-202-005, and 15-35-476-002, zoned R-3, Single Family Residential, based on plans dated received June 10, 2004 by the Planning Department with the following findings and subject to the following conditions.**

**Findings:**

- 1. The Phase II Final Plan is in compliance with the previously approved Preliminary Plan.**
- 2. After conformance with the following conditions, the Final Plan will conform to all applicable City ordinances, standards, regulations and requirements.**

**Conditions:**

- 1. That the applicant receives a Land Improvement Permit from the City's Engineering Services Division prior to commencing any work.**
- 2. Provision of a performance and maintenance guarantee in the amount of \$133,324.00 as adjusted if necessary by the City, to ensure the proper installation of replacement trees. Upon approval of the installation by the City's Landscape Architect, a maintenance guarantee equal to 25% shall be retained for a minimum of two years. Such guarantee to be provided by the applicant prior to issuance of a Land Improvement Permit.**
- 3. That tree protection fencing is inspected and approved prior to issuance of a Land Improvement Permit.**

**The motion carried by the following vote:**

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0235-2004

**2004-0599**

Adoption of Resolution upholding the requirement for constructing an eight-foot wide pathway along the westerly side of Crooks Road between Auburn Road and the Deerfield Elementary School

**Attachments:** Agenda Summary.pdf; Crooks DTE Hendrix Details.pdf; 0599 Resolution.pdf

*Mr. Roger Rousse, Director of DPS/Engineering, briefly explained that Detroit Edison will be installing utility poles along this particular stretch of Crooks Road and has asked that they be permitted to place their poles in a configuration that would reduce the standard width of the adjacent pathway from eight (8) feet to six (6) feet. It is the recommendation of City Staff that the pathway be maintained at that eight (8) foot width.*

*Ms. Hill expressed her disappointment with the appearance of the poles to be erected.*

**A motion was made by Hill, seconded by Barnett, that this matter be Adopted by**

**Resolution.**

Whereas, the Crooks Road reconstruction project proposes to remove and replace the existing eight-foot wide pathway along the westerly side of Crooks between Auburn Road and Deerfield Elementary School, and

Whereas, the Road Commission for Oakland County has indicated that the relocation of the Detroit Edison utility will be permitted at the road right-of-way line in an above ground aerial line and pole installation, and

Whereas, the Road Commission for Oakland County has inquired whether the City of Rochester Hills would want to reduce the minimum eight-foot wide pathway width to a six-foot wide pathway in the above referenced section, and

Whereas, the six-foot wide pathway would be a variance from the required eight-foot width required by the City's Master Plan for pathway construction and would also present some disadvantages for future maintenance of said pathway section.

Resolved, that the Rochester Hills City Council upholds the requirement for constructing an eight-foot wide pathway along the westerly side of Crooks Road between Auburn Road and Deerfield Elementary School.

The motion carried by the following vote:

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0236-2004

**2004-0600**

Request for extension of time or modifications of terms to correct the site deficiency of the storm water quality system for Millstream Village Development; Gary Cooper, Grand Sakwa

**Attachments:** Agenda.Summary.pdf; Agreement for Permanent Water Quality Basin .pdf; 2004.June25.erosionprblm.pdf; 0600 Resolution.pdf

*Mr. Roger Rousse, Director of DPS/Engineering, explained that the applicant has made substantial progress in correcting the site deficiencies of the storm water quality system at Millstream Village Development. Mr. Rousse noted that, as the developer would be in compliance within the time frame indicated by City Engineer Paul Davis, there was no need to grant the requested extension.*

*Mr. Gary Cooper, Grand Sakwa Properties, LLC, also assured Council that the necessary corrections would be completed within the City-mandated time frame.*

**A motion was made by Barnett, seconded by Duistermars, that this matter be Adopted by Resolution.**

**Resolved that the Rochester Hills City Council concurs with the recommendation of the Engineering Department and denies any extension of time or modification of terms to correct the site deficiencies of the storm water quality system listed in the letter to Gary Cooper with Grand Sakwa dated June 29, 2004.**

The motion carried by the following vote:

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0237-2004

**2004-0605**

Resolution of Intent to Create a Joint Local Development Finance Authority (LDFA) with City of Auburn Hills and to Hold a Public Hearing.

**Attachments:** Agenda Summary-Resolution of Intent to Establish.pdf; notice PH 20040818.pdf; Map Smartzone.pdf; Timeline.pdf; Legal Description of RH CTP.pdf; AH smartzone map 7-12[1].pdf; Agenda Summary-to set Public Hearing.pdf; AH Legal Description.pdf; 0605 Resoluti

*Mr. Dan Casey, Economic Development Manager, noting that he would make a formal presentation during the Public Hearing, briefly explained that Act 281 permits communities with Certified Technology Parks (CTP) to establish joint Local Development Financing Authorities (LDFA). He stressed that Oakland University is "clearly the driver in this process" as they are interested in developing a technology park they own in Auburn Hills. By partnering with Rochester Hills, which has a CTP, this development can take advantage of Tax Increment Financing (TIF) permitted under the LDFA program. Mr. Casey also noted that, while not required, the Automation Alley Coordinating Council had offered their general support for the plan.*

**A motion was made by Duistermars, seconded by Raschke, that this matter be Adopted by Resolution.**

**WHEREAS, Public Act 281 of 1986 is an act to prevent urban deterioration and encourage economic development including, but not limited to, high-technology industries and activity and to encourage neighborhood revitalization and historic preservation and to provide a mechanism for developing and implementing plans within a development area, and**

**WHEREAS, Public Act 281 of 1986 provides for the establishment of local development finance authorities as well as joint authorities and to prescribe its powers and duties; to provide for the creation and implementation of development plans; to authorize the acquisition and disposal of interests in real and personal property; to permit the issuance of bonds and other evidences of indebtedness by an authority; to prescribe powers and duties of certain state officers and agencies; and to authorize and permit the use of tax increment financing, and**

**WHEREAS, Section 3 (2) of Act 281 [MCL 125.2153] provides that a municipality may join with one or more other municipalities located within the same county to establish a joint authority under the Act, and**

**WHEREAS, Section 4 (7) of Act 281 [MCL 125.2154] provides that the city councils of two or more municipalities may declare by resolution their intention to create and provide for the operation of a joint authority, and**

**WHEREAS, the City Council of the City of Rochester Hills on July 21, 2004 approved a resolution of intent to hold a public hearing on August 18, 2004 to create a Joint Local Development Finance Authority and establish boundaries, and**

**WHEREAS, the City Council of the City of Auburn Hills on July 19, 2004 approved a resolution of intent to hold a public hearing on August 23, 2004 to create a Joint Local Development Finance Authority and establish boundaries, and**

**WHEREAS, notice of the City of Rochester Hills's public hearing was published on July 25, 2004 and July 29, 2004 in a newspaper of general circulation in the City of Rochester Hills, and notice of the hearing also was mailed on July 22, 2004 to the property tax payers of record in the proposed Authority District, and**

WHEREAS, Section 4 (7) of Act 281 [MCL 125.2154] provides that municipalities creating a joint authority shall enter into an agreement that includes provisions governing the number of members on the board, the method of appointment, the members to be represented by governmental units or agencies, the terms of initial and subsequent appointments to the board, the manner in which a member of the board may be removed for cause before expiration of his or her term, the manner in which the authority may be dissolved, and the disposition of assets upon dissolution, and

WHEREAS, Section 12 (10) of Act 281 [MCL 125.2162a] provides that the municipalities that have made a pledge to support the authority's tax increment bonds may approve by resolution an agreement among themselves establishing obligations each may have to the other party or parties to the agreement for reimbursement of all or any portion of a payment made by a municipality related to its pledge to support the authority's tax increment bonds, and

WHEREAS, the Council of the City of Rochester Hills authorizes the establishment of a Joint Local Development Finance Authority pending the approval of a Resolution of Intent by the Council of the City of Auburn Hills, and

WHEREAS, the City of Rochester Hills and Michigan Economic Development Corporation have entered into an agreement that establishes the boundaries of a certified technology park within the City, and

WHEREAS, a public hearing was held in the City Council Chambers at 1000 Rochester Hills Dr. in the City of Rochester Hills at 7:30 p.m. on August 18, 2004

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Rochester Hills determines that it is in the best interests of the public to increase property tax valuation, and to promote growth in an area of the City of Rochester Hills defined as a certified technology park, particularly growth related to industries engaged in high-technology, including, but not limited to, advanced manufacturing, advanced computing, research and development, life sciences and biotechnology, and

BE IT FUTHER RESOLVED that the Council of the City of Rochester Hills does hereby adopt a Resolution of Intent to create a joint local development finance authority with the City of Auburn Hills pursuant to Public Act 281 of 1986, pending the approval by its Council of a Resolution of Intent, and

BE IT FURTHER RESOLVED that the City of Rochester Hills's boundaries of the Joint Local Development Finance Authority District are coterminous with the boundaries of the Rochester Hills Certified Technology Park, further described as:

Part of sections 17, 18, 19, 21, 28, 29 and 30, T. 3 N., R. 11 E., City of Rochester Hills, Oakland County, Michigan.

More particularly described as being all of section 18 and that part of sections 17 and 19, described as beginning at the northwest corner of said section 18; thence easterly along the north line of said section 18, also being the centerline of Walton Boulevard, to the northeast corner of said section 18; thence southerly 2044.63 feet along the east line of said section 18, also being the centerline of Adams Road, to the southwest corner of Spring Hill Subdivision; thence easterly 1491.99 feet along the south line of said Spring Hill Subdivision to the southeast corner of said Spring Hill Subdivision, said point being on the west line of Spring Hill Subdivision No.2; thence southerly 820.73 feet to the southwest corner of said Spring Hill Subdivision No.2; thence easterly 727.90 feet along the south line of said Spring Hill Subdivision No.2 to the northwest corner of Meadowbrook Valley Sub No.2; thence southerly 1076.05 feet

along the west line of said Meadowbrook Valley Sub No.2 to the southwest corner of said Meadowbrook Valley Sub No.2, said point being the northwest corner of Meadowbrook Valley Sub No.1; thence continuing southerly 698.07 feet along the westerly line of said Meadowbrook Valley Sub No.1; thence westerly 407.80 feet along the north line of lots 15, 16, 17 and 18 of said Meadowbrook Valley Sub No.1 to a point on the westerly line of said Meadowbrook Valley Sub No.1; thence southerly 1036.25 feet along said westerly line of Meadowbrook Valley Sub No.1 to the southwest corner of said Meadowbrook Valley Sub No.1 and the south line of said section 17, also being the centerline of Avon Road; thence westerly along said south line of section 17 to the southwest corner of said section 17; thence southerly along the east line of said section 19, also being the centerline of Adams Road, to the centerline of Butler Road; thence westerly and southwesterly along said centerline of Butler Road to the west line of said section 19; thence northerly along said west line of section 19 and along the west line of said section 18 the point of beginning.

Also that part of section 19, 21, 28, 29 and 30 described as beginning at the southwest corner of said section 30; thence northerly along said west line of section 30 to the northwest corner of said section 30; thence North 00 degrees 22 minutes 28 seconds West, 225 feet along the west line of said section 19; thence North 52 degrees 09 minutes 50 seconds East, 260 feet; thence North 74 degrees 23 minutes 50 seconds East, 580 feet; thence North 64 degrees 33 minutes 42 seconds East 277.28 feet; thence southerly, in part along the west line of Rookery Woods Subdivision No.2 to a point on the centerline of Hamlin Road; thence easterly along said centerline of Hamlin Road to the centerline of Adams Road; thence continuing easterly along said centerline of Hamlin Road to the centerline of Crooks Road; thence continuing easterly along the centerline of Hamlin Road to the centerline of the Trail Corridor (formally Grand Trunk Western Railway); thence northeasterly along the centerline of said Trail Corridor to the centerline of Livernois Road; thence southerly along said centerline of Livernois Road to the centerline of Hamlin Road; thence continuing southerly along said centerline of Livernois Road to the centerline of Auburn Road; thence westerly along the centerline of said Auburn Road to the centerline of Crooks Road; thence continuing westerly along said centerline of Auburn Road to the point of beginning.

**BE IT FINALLY RESOLVED** that the boundaries of the Joint Local Development Finance Authority District shall include property located in the City of Auburn Hills, described as:

Part of Sections 13, 14, 15, 23, 24, 25 and 26, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, more particularly described as follows:

Beginning at the intersection of the Northerly right-of-way line of M-59 and the Westerly right-of-way line of Adams Road; thence Westerly 1,081.18 feet along the Northerly right-of-way line of M-59; thence along said North line the following three (3) courses: 1) Northwesterly 880.64 feet, 2) Northwest 150.0 feet, 3) Westerly 376 feet to the Centerline of N. Squirrel Road; thence Northerly 1,347.21 feet along said Centerline; thence Westerly 718.0 feet along the Northerly line of parcel No. 14-25-126-001 to the Easterly right-of-way line of Circle Drive E.; thence Northerly 452.80 feet along said Northerly line to the Centerline of Featherstone Road; thence 2,642.67 feet along said Centerline; thence south 1,876.91 feet; thence Southwesterly 712.57 feet; thence South 360.0 feet to the Northerly right-of-line of M-59; thence Westerly 2,755.75 feet to the Northerly right-of-way line of M-59; thence Westerly 1,357.0 feet along said Northerly line; thence Northerly 13,154.90 feet to the intersection of the Centerline of

Walton Blvd. and the Centerline of Lapeer Road; thence 2,672.89 feet along the Centerline of Walton Blvd. to the intersection of Centerline of Walton Blvd. and Centerline of I-75; thence Southerly 4,189.37 feet along the centerline of I-75 to the intersection of Centerline of I-75 and the Centerline of University Drive; thence along the Centerline of University Drive the following four (4) courses: 1) Northeasterly 2,543.43 feet, 2) Northeasterly 865.0 feet, 3) Northeasterly 906.88 feet, 4) Easterly 373.41 feet to the intersection of University Drive and Joswick Road; thence 477.67 feet along the Centerline of Joswick Road to the intersection of Joswick Road and Five points Drive; thence along the Centerline of Five Points Dr. the following three (3) courses: 1) Northeasterly 1,607.81 feet, 2) Northeasterly 187.22 feet, 3) Easterly 148.0 feet; thence 101.92 feet to the intersection of Five Points Dr. and N. Squirrel Road; thence along the Centerline of N. Squirrel Road South 3,684.49 feet to the intersection of the Centerline of N. Squirrel Road and Lonedale Road; thence along the Centerline of Lonedale Rd. East 2,310.68 feet to the intersection of Centerline of Lonedale Rd. and the Westerly right-of-line of Adams Road; thence along the Westerly Right-of-way line of Adams Road South 8,518.19 feet to the Point of Beginning.

The motion carried by the following vote:

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0277-2004

**2004-0621**

Designation of Voting Delegates to Michigan Municipal League business meeting to be held on Thursday, September 30, 2004 at the Grand Hotel, Mackinac Island, MI

**Attachments:** Agenda Summary.pdf; 20040706 Letter, MML.pdf; 0621 Resolution.pdf

*Ms. Melinda Hill was appointed as Delegate and Mr. Bryan Barnett was appointed as Alternate.*

**A motion was made by Holder, seconded by Raschke, that this matter be Adopted by Resolution.**

**Resolved that the Rochester Hills City Council hereby names Melinda Hill as the City of Rochester Hills Official Representative and Voting Delegate, and Bryan Barnett as the City of Rochester Hills Alternate Official Representative and Voting Delegate, for the Annual Meeting of the members of the Michigan Municipal League to be held on Mackinac Island, MI on Thursday, September 30, 2004 at 10:45 AM.**

The motion carried by the following vote:

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0239-2004

**2004-0624**

Adoption of Resolution to change July 28, 2004 Regular Work Session to Regular Meeting

**Attachments:** Agenda Summary.pdf; 0624 Resolution.pdf

**A motion was made by Duistermars, seconded by Hill, that this matter be Adopted by Resolution.**

**Resolved that the Rochester Hills City Council hereby agrees to change its**

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**Regular Work Session of July 28, 2004 to a Regular Meeting.**

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

**The motion carried by the following vote:**

**Aye:** Dalton, Barnett, Duistermars, Hill, Holder and Raschke

**Absent:** Robbins

**Enactment No:** RES0240-2004

## **ANY OTHER BUSINESS**

*Following a brief discussion, City Council members agreed to schedule the 2004 Budget Work Session meetings for the following days:*

*Monday, August 30, 2004 at 7:30 p.m.*

*Tuesday, August 31, 2004 at 7:30 p.m.*

*Wednesday, September 1, 2004 at 7:30 p.m.*

*Thursday, September 2, 2004 at 7:30 p.m.*

## **COUNCIL COMMITTEE REPORTS**

*Mr. Duistermars announced that the August Public Safety Committee meeting would be rescheduled to be held on July 26, 2004, as the regular meeting date of August 2nd fell too close to the Primary Election on August 3rd.*

*President Dalton explained to Council that he had requested that they be given a "preview" of the non-conforming sign ordinance amendments and urged them to direct any questions to City staff members so as to "move this along expeditiously."*

## **NEXT MEETING DATE**

*Regular Meeting - Wednesday, July 28, 2004 at 7:30 p.m.*

## **ADJOURNMENT**

*There being no further business before Council, President Dalton adjourned the meeting at 11:44 p.m.*

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*JOHN L. DALTON, President  
Rochester Hills City Council*

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*BEVERLY A. JASINSKI, Clerk  
City of Rochester Hills*



\_\_\_\_\_  
*MARGARET A. STRATE*  
*Administrative Secretary*  
*City Clerk's Office*

*Approved as presented at the September 15, 2004 Regular City Council Meeting.*