



Rochester Hills

Minutes - Draft

City Council Regular Meeting

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

*Greg Hooper, Nathan Klomp, Adam Kochenderfer, James Rosen, Mark Tisdel,
Michael Webber and Ravi Yalamanchi*

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, January 9, 2012

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

*President Hooper called the Regular Rochester Hills City Council Meeting to order
at 7:03 p.m. Michigan Time.*

ROLL CALL

Present 6 - Greg Hooper, Nathan Klomp, Adam Kochenderfer, James Rosen, Mark Tisdel
and Michael Webber

Absent 1 - Ravi Yalamanchi

Others Present:

Ed Anzek, Director of Planning and Economic Development

Bryan Barnett, Mayor

Tara Beatty, Executive Assistant

Scott Cope, Director of Building and Ordinance Compliance

Bob Grace, Director of MIS

Jane Leslie, City Clerk

Jacqueline Markey, Rochester Hills Government Youth Council Representative

Jack Sage, Ordinance Inspector

Keith Sawdon, Director of Finance

Allan Schneck, Director of DPS/Engineering

Mr. Yalamanchi provided prior notice that he would be unable to attend.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdel and Webber

Absent 1 - Yalamanchi

PUBLIC COMMENT

State Representative Tom McMillin gave the following report:

- The Michigan House of Representatives will begin their 2012 Session on January 11, 2012.
- As Chairperson for the Oversight, Reform and Ethics Committee and the Education Committee, he encourages anyone with concerns in these areas to contact him.
- He expressed appreciation for Council's action in December regarding Smart Meters, noting that while Lansing may not have been hearing much about the meters, he has been hearing concerns from his constituents for the last six months. He noted that he will soon be introducing a bill to the State House of Representatives which will outline what the Michigan Public Service Commission's authority should be to control these meters.
- He mentioned that Mayor Barnett and the City Administration have done yeoman's work on spurring forward the Livernois Road Bridge Reconstruction Project.
- He announced that he will be holding local office hours at City Hall in the Auditorium on January 23, 2012 from 4:00 p.m. to 6:00 p.m.; and that for the residents' convenience, these office hours rotate between Rochester Hills, Rochester, Oakland Township and the Older Persons Center.
- Residents wishing to contact him with comments and concerns may phone his office toll-free at 1-866-969-0450.
- He expects that the State Budget will be completed in record time before breaking for summer. While a "best practices" policy was put in for the current State budget to allow local municipalities to receive additional revenue sharing, he expects that the bar will be raised higher for the upcoming budget. He mentioned that the idea of "best practices" is well-defined in Rochester Hills, and commented that the City could actually serve as an example to other communities. He mentioned that the State does not want to tramp on local and city rights; however, it wishes to strike a balance for receiving State funding.

Dee Hilbert, 3234 Quail Ridge Circle, stated that residents should attend the upcoming Police and Road Funding public forum at City Hall on January 18, 2012 at 6:30 p.m. to express concerns and contribute ideas toward future funding for Police and Road Services. She expressed her appreciation to Council and to Representative McMillin for his update on actions at the State level regarding Smart Meters. She encouraged the community to continue to remain informed regarding these meters.

Greg Domka, 891 River Bend Drive, expressed his appreciation to Representative McMillin for his updates and commented that Council and Mayor Barnett put forth a monumental effort in November and December as individuals became more aware of Smart Meters. He stated that as a business person, he understands DTE's business case toward reducing costs, and noted that this area has some of the lowest utility rates in the country. He requested Council continue its efforts toward requesting that the Michigan Public Service Commission's authority be imposed on DTE to slow down the project's progress.

Jean Guo, 3326 Connors Drive, announced that the Shen Yun Performing Arts Chinese Classical Dance Company will hold four days' of performances on January 26th through 29th at the Detroit Opera House, heralding 5,000 years of culture, much of which was destroyed during the Chinese Revolution. She explained that Chinese Classical Dance is very different from Ballet. The art form includes storytelling, fairy tales and historical legends, and is entertaining and eye-opening for the entire family.

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Council Members expressed their condolences to City Clerk Jane Leslie on the recent passing of her husband, George John Leslie.

***President Hooper** wished everyone a Happy New Year noting that this is the first meeting for 2012. He announced that the Police and Road Funding Technical Review Committee, a committee consisting of community residents and Council representatives, will host an open forum on January 18th at 6:30 p.m. in the City Hall Auditorium to receive community input regarding future funding for Police and Road services. The committee has been in existence for almost four years now and this public forum is another one of their initiatives. Residents are encouraged to attend the forum and express their opinions.*

***Mr. Webber** concurred that the Police and Road Funding Technical Review Committee Special Forum scheduled for January 18th is a very important public forum for the future of Police funding. He expressed his appreciation to State Representative McMillin for his report, noting that working toward enacting legislation to allow an opt-out for Smart Meters is the way to go, as some residents may want the benefits of having a Smart Meter, while others do not want them.*

***Mr. Klomp** clarified that Council did not place a moratorium on Smart Meter installation; the resolution requesting they consider a moratorium was sent to the Michigan Public Service Commission, the governing board for DTE Energy.*

***Mr. Kochenderfer** expressed his thanks for those individuals commenting tonight, including State Representative McMillin. He commented that when Council passes resolutions requesting action, it is often feared that they will not spur the intended actions and will end up in a drawer somewhere. He stated that at the end of the day, it is good to see that the Smart Meter Resolution is being noticed in Lansing.*

***Mr. Rosen** wished everyone a happy and safe New Year.*

***Mr. Tisdell** wished everyone a Happy New Year. He thanked State Representative McMillin for his comments regarding Smart Meters. He noted*

that DTE has not added any new capacity since 1988 and commented that if DTE is unable to add capacity, the utility will jump at the chance to control demand. He pointed out that Former Michigan Governor Jennifer Granholm rescinded eight air quality certificates in 2008 for new electric facilities.

Jacqueline Markey, Rochester Hills Government Youth Council Representative (RHGYC), reported that the group is busy planning its Youth Summit to be held on Saturday, March 10th, and is hoping to get many students in grades eight through twelve involved. She reported that the RHGYC has held fund raisers for the Summit including pie sales for the holiday and returnable bottle and can drives. She announced that the group selected the Boys and Girls Club of America as the charity to receive the proceeds from the group's Fourth Annual 5K Run/Walk to be held on Saturday, June 16, 2012.

Mayor Barnett wished everyone a Happy New Year and commented that the City is moving at full-steam ahead for 2012. He made the following announcements:

- The Avon Road Bridge Project will move to a full road closure of Avon Road in February. An informational meeting for both this, and the Crooks Road Reconstruction Project is scheduled for Tuesday, January 24, 2012, from 4:00 p.m. to 7:00 p.m. in the City Hall Auditorium. The City has been working with the City of Rochester to coordinate this project with the Main Street Reconstruction Project, which will also commence in April. He expressed thanks to State Representative Tom McMillin for his assistance in getting this project off the ground. He mentioned that several of the tall utility poles that have been installed near the corner of Avon and Livernois are temporary and will be moved again after the completion of the Livernois Road Bridge.
- Residents are encouraged to attend the Police and Road Funding Forum scheduled for January 18th and share their vision for the direction of the community. Several millages will be expiring next year and residents will have decisions to make. There is no option to "do nothing".
- City Hall will be closed on Monday, January 16th, in observance of Martin Luther King Day.
- The Library's Bookmobile will be visiting City Hall every Monday from 11:30 a.m. to 12:30 p.m. Residents are encouraged to visit the Bookmobile here if it is more convenient.
- The City's unemployment rate has dipped below five percent, which is the second-lowest in the State of Michigan. The City is doing better than many of its counterparts in the County and State.
- Year-to-date figures for winter maintenance expenditures are at \$16,000 as of January 8th due to the continued mild weather. By this time last year, the City spent \$80,000 in snow removal materials alone. Appreciation goes to Allan Schneck, Director of DPS/Engineering, and his staff for the job they do to keep the City's roadways clear.

ATTORNEY MATTERS

None.

PRESENTATIONS

- 2012-0011 Presentation of a Certificate of Appreciation to the City of Rochester Hills; Jim Santilli, Executive Director of the Traffic Improvement Association, presenter

Attachments: [Agenda Summary.pdf](#)

Jim Santilli, Executive Director of the Traffic Improvement Association (TIA), stated that the organization was formed back in 1967 through the efforts of the President of Michigan State University-Oakland and 200 business leaders to address traffic safety. During that time, Oakland County had one of the highest traffic fatality rates in the nation. The TIA's Board of Directors is comprised of local, municipal and corporate officials and has financial support from the Road Commission for Oakland County (RCOC), local municipalities, Ford Motor Company, Chrysler, DTE Energy and other corporate sponsors. He reported that the TIA focuses on the "Three E's": Engineering, Education and Enforcement. The organization has a Licensed Traffic Engineer on staff available to assist communities and performs studies on traffic volume, turning movements, and speed. The TIA is one of the leading traffic safety agencies in the country for collecting traffic crash analysis data used by the RCOC, the City of Rochester Hills and the Oakland County Sheriff's Department. Educational programs are available for public and law enforcement officials, and the TIA manages Enforcement Grant monies for Oakland County. He reported that County Executive L. Brooks Patterson stated that the organization's success improving traffic safety in Oakland County today is due to business and government leaders coming together back in 1967 to form the TIA and heralds the hard work of the communities.

He commented that Allan Schneck, Director of DPS/Engineering for Rochester Hills, does a phenomenal job, along with Mark Matich, Traffic Technician, Paul Shumejko, Transportation Engineer, and Captain Michael Johnson, Oakland County Sheriff's Office. The TIA is here to recognize the City of Rochester Hills for its continued leadership and looks forward to a continuing relationship with the City. He presented Mayor Barnett and City Council with a plaque recognizing the City's efforts.

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.

- 2011-0586 Approval of Minutes - City Council Regular Meeting - December 5, 2011

Attachments: [CC Min 120511.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0001-2012

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on December 5, 2011 be approved as presented.

2012-0003 Approval of Minutes - City Council Special Meeting - December 12, 2011

Attachments: [CC Special Mtg Min 121211.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0002-2012

Resolved, that the Minutes of a Rochester Hills City Council Special Meeting held on December 12, 2011 be approved as presented.

2012-0004 Approval of Minutes - City Council Regular Meeting - December 12, 2011

Attachments: [CC Min 121211.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0003-2012

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on December 12, 2011 be approved as presented.

2011-0580 Request for Purchase Authorization - MIS: Blanket Purchase Order for various equipment, supplies and software purchases for MIS from State contracts and other cooperative supply sources in the amount not-to-exceed \$52,200.00 through December 31, 2012

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

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0004-2012

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for various equipment, supplies and software purchases for MIS from State contracts and other cooperative supply sources in the amount not-to-exceed \$52,200.00 through December 31, 2012.

2011-0592 Request for Purchase Authorization - BLDG: Inter-Local Agreement/Blanket Purchase Order for 2012 Oakland County Household Hazardous Waste (No Haz) Program in the amount not-to-exceed \$40,000.00; Oakland County Waste Resource Management Division, Waterford, MI

Attachments: [Agenda Summary.pdf](#)
[Inter Local Agreement.pdf](#)
[Program Costs.pdf](#)
[Resolution.pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0005-2012

Whereas, the northern cities, villages and townships in Oakland County are committed to protection of the natural environment and preventing toxic materials from entering our waterways and landfill resources; and

Whereas, the improper handling and disposal of toxic and poisonous household chemicals also poses health risks to our citizens; and

Whereas, recognizing there is a need to provide regular and easily accessible household hazardous waste collection services to North Oakland County residents; and

Whereas, collection events for household hazardous waste have become widely accepted as the best way to provide citizens with a safe method of disposal of these toxic and poisonous household chemicals and for the communities to realize the economies of scale; and

Whereas, Oakland County, through its Waste Resource Management Division, has joined these northern Oakland County communities in creating the North Oakland Household Hazardous Waste Consortium (No Haz); and

Whereas, the No Haz Consortium has developed a household hazardous waste collection program; and

Whereas, a No Haz Inter-Local Agreement has been drafted to address necessary legal, liability and responsibility issues for both the County and the participating communities, and identifies Oakland County's role in administering and managing the No Haz program; and

Whereas, the No Haz Inter-Local agreement establishes a No Haz advisory board to assist and advise Oakland County in the development of the No Haz program.

Now, Therefore, Be It Resolved, that our community, City of Rochester Hills, hereby approves the attached No Haz Inter-Local Agreement and authorizes its signature; and

Be It Further Resolved, that we hereby appoint Jack Sage as our official representative to the No Haz Advisory Board, to work with the Oakland County Waste Resource Management Division as needed to plan the No Haz program for 2012.

Be It Further Resolved, that the Rochester Hills City Council authorizes a blanket purchase order to Oakland County Waste Resource Management Division for the 2012 No Haz Program in the amount not-to-exceed \$40,000.00.

Passed the Consent Agenda

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

ORDINANCE FOR ADOPTION

2011-0572 Acceptance for Second Reading - An Ordinance to amend Sections 54-46, 94-142 and 110-173; to repeal Sections 54-158, 54-164, 54-235, 54-271 and 110-405; and to add new Section 54-165 to the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan; to abolish the requirement for cash bonds in connection with permits for roadside stands, demolition, construction of new multi-dwelling and non-residential buildings, sidewalks, and for signs; to abolish the double-fee penalty for work started prior to issuance of a building, plumbing or electrical permit; to make builders responsible for repairing defects in sidewalks; to add a zoning review fee; to repeal conflicting Ordinances; and to prescribe a penalty for violations

Attachments: [Agenda Summary.pdf](#)
[Ordinance \(Revised\).pdf](#)
[121211 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[121211 Resolution.pdf](#)
[Resolution.pdf](#)

Mr. Webber stated that the proposed Ordinance shows that the City is pro-business and pro-residents and will allow the City staff to be more efficient.

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

Enactment No: RES0006-2012

Resolved, that an Ordinance to amend Sections 54-46, 94-142 and 110-173; to repeal Sections 54-158, 54-164, 54-235, 54-271 and 110-405; and to add new Section 54-165 to the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan; to abolish the requirement for cash bonds in connection with permits for roadside stands, demolition, construction of new multi-dwelling and non-residential buildings, sidewalks, and for signs; to abolish the double-fee penalty for work started prior to issuance of a building, plumbing or electrical permit; to make builders responsible for repairing defects in sidewalks; to add a zoning review fee; to repeal conflicting Ordinances; and to prescribe a penalty for violations is hereby accepted for Second Reading and Adoption, and shall become effective on Friday, January 20, 2012, the day following its publication in the Rochester Post on Thursday, January 19, 2012.

NEW BUSINESS

2011-0495 Request for Approval of the Final Preliminary Plat for Clear Creek Subdivision No. 5, a 58-lot phase of Clear Creek on 56 acres, located north of Tienken and east of Sheldon, zoned R-1, One Family Residential, Elro Corporation,

Attachments: [Agenda Summary.pdf](#)
[Map.pdf](#)
[Plat Plans.pdf](#)
[Staff Report 010312.pdf](#)
[Back Up Information.pdf](#)
[Minutes PC 010312.pdf](#)
[Suppl Engineering Memo.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution.pdf](#)

*Ed Anzek, Director of Planning and Economic Development, stated that Elro Corporation (Elro) was represented tonight by **Jesse Kranz**, Vice President, and **Harry Terbrueggen**, Executive Vice President. He explained that this request is to approve the Final Preliminary Plat for the fifth and final phase of the Clear Creek Subdivision development. He displayed a rendering depicting all 331 lots, and pointed out that Mead Road is to the north and Sheldon Road is to the west of Phase 5. He noted that since Elro was last here in 2008 for Tentative Preliminary Plat Approval, Elro has been seeking the required approvals from outside agencies, including the Michigan Department of Environmental Quality (MDEQ). Elro has also been working with the City's Engineering Department to ready the construction drawings. He commented that Elro hopes to proceed as soon as they secure the necessary Land Improvement Permit from the Engineering Department.*

Mr. Anzek stated that Phase 5 consists of 58 lots on 56 acres. He explained that 15 to 16 acres of Phase Five is in wetlands, and will be dedicated to the homeowner's association and to the City of Rochester Hills. He mentioned that the only other change from the Tentative Preliminary Plat was made in response to MDEQ's requirement for off-site mitigation; which will allow areas to remain undisturbed. The off-site mitigation is a 1.3 to 1 ratio of the wetlands being disturbed and includes a portion in the corner of the site to accommodate Traceky Road as it continues in a northward bend toward Mead Road.

Mr. Terbrueggen stated that it is a pleasure to be back at City Hall to move forward with the development. He commented that Elro had active projects going in seven or eight communities before the economic downturn came. He noted that the only project that Elro has given any consideration to expanding is the Clear Creek project and he commented that this is a testament to the desirability of the community. He reported that building activity is continuing in Phases One through Four, and builders have requested that Elro make Phase Five available. He mentioned that even though the project ran into delays, these delays have actually been advantageous as market conditions have begun to improve.

He commented that concerns expressed during the Planning Commission meeting last week regarding speed and traffic impacts on Sheldon Road spurred a review of traffic conditions internally to the subdivision. He explained that a report was produced by the Engineering Department, and he and Mr. Kranz met with

Engineering Staff this morning. It was determined that nothing need be done additionally on Sheldon Road at this time, as City Staff did not feel that Sheldon Road, as a major collector, should have speed bumps. Elro will, however, be extending the pavement on Sheldon from the north end of Stoney Creek High School approximately 400 feet northward to the first subdivision intersection. He reported that upon review of the internal subdivision roads, including Traceky, the City did not have a determination whether speed bumps should be installed. Elro estimates that it will be approximately two years before that street is built out. Elro has agreed to revisit the issue at that time and if something is to be done for traffic calming, Elro will be responsible for participation in it. He pointed out that Elro has worked with the City to install the signs that display traffic speeds and noted that these signs have been well received by the residents. He suggested that it might be determined in the future that these signs may be a better answer to speed control on Traceky than speed bumps.

Mr. Terbrueggen mentioned that the Plat goes around the exception of a house on Sheldon Road. He commented that the home's residents were at the Planning Commission meeting to express their concerns. He explained that he attempted to contact the residents to let them know that Elro has no reason to remove or harm several very large evergreen trees located at their property's east line and at Elro's west line. He stated that Elro will go on record to say that those trees will not be harmed as the developer is not running any utilities or doing any significant grading in that area.

President Hooper noted that Council has not seen the Engineer's report.

Mr. Anzek responded that Paul Shumejko, Transportation Engineer, produced a memorandum that reported that the City did review traffic concerns and advised that Sheldon Road is not a good candidate for traffic calming devices such as bumps or narrowing or choking because it is a major rural arterial roadway. He mentioned that a traffic calming method used in the Country Club Village development where the roadway was widened and a small median island constructed would also not work as the lots are not equidistant from one another and driveways cannot be lined up. He also noted that Mr. Shumejko advised him today that it is his professional judgment that traffic will not be moving northward toward Mead Road as a point of destination and the residents of Phase Five will most likely move southward through the development. He pointed out that many of the internal roads are short with abbreviated movements and turns, all of which are natural calming devices. It was Mr. Shumejko's suggestion to recommend that prior to Elro Corporation turning the development over to the homeowner's association the question of speeds will be evaluated and analyzed; and if at that point in time any speed hump traffic calming devices are deemed appropriate, they will be installed with Elro Corporation taking financial responsibility for their cost, estimated at approximately \$2,000 each.

President Hooper noted that the last condition for approval should specify that prior to the turnover of the homeowners' association from Elro to the residents, there will be a discussion with the City's Traffic Engineer to determine whether traffic calming devices are necessary.

Mr. Anzek concurred with including this condition.

President Hooper noted that this condition would not be limited to a specific time frame and would depend on the success of the sale of the lots.

Mr. Terbrueggen responded that Elro would agree to this condition.

Mr. Kochenderfer stated that he built a home in Clear Creek Subdivision last year and absolutely loves living there. He commented that he has been talking with residents about this proposed Phase Five and noted that the residents' biggest overriding concerns are traffic and speeds on Traceky. He stated that he is happy to hear that these concerns will be addressed. He mentioned that one of his concerns is the lifespan of the City's local roads. He questioned whether these roads will have a longer lifespan than those built in the early- and mid-1980s.

Mr. Anzek responded that while he is not an engineer, he would expect that they should have a longer life cycle. He commented that roads built 30 or more years ago were constructed with a lesser foundation, lesser wear course and no edge drains to remove water. He pointed out that the City's Engineering Standards were updated two years ago and the subdivision's new roads will most likely be built better than Phase One's roads.

Mr. Terbrueggen commented that while design standards do not necessarily relate directly to life span, it is commonly accepted that the lifespan is 25 years. The base and sub base for a road is considered as important, or more important, than the concrete itself. He noted that from Elro's experience in Clear Creek, the roads should last even longer than 25 years, as the development is constructed on a former gravel pit. He mentioned that gravel and sand allows for the best drainage for roadways.

Mr. Kochenderfer noted that the speed detection signs on Clear Creek Drive do appear to work to slow traffic.

After the vote, Mayor Barnett commented that the Elro Corporation has been a fantastic partner with the City. He pointed out that the Final Plat includes a significant donation of land for green space preservation.

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

Enactment No: RES0007-2012

Resolved, that the Rochester Hills City Council hereby approves the Final Preliminary Plat for Clear Creek Subdivision No. 5, a 58-lot subdivision on 56 acres located north of Tienken, east of Sheldon, Parcel No. 15-02-200-015, based on plans dated received by the Planning and Economic Development Department on October 24, 2011 with the following findings and conditions:

Findings:

1. The Final Preliminary Plat is consistent with the street and lot layout of the previously approved Tentative Preliminary Plat.
2. The Final Preliminary Plat conforms to all applicable City Ordinances, standards, regulations and requirements.

Conditions:

1. That the applicant receives all appropriate MDEQ permits prior to Final Plat Approval.
2. That the applicant receives a Land Improvement Permit.
3. That the applicant receives all engineering related permits and approved construction documents required by Public Services prior to Final Plat Approval.
4. Address comments in the Fire Department memo dated November 17, 2011, prior to Final Approval by Staff.
5. All proposed street names must be approved by the City's Communications Division, prior to Final Approval by Staff.
6. Address comments in the Building Department memo dated November 15, 2011, prior to Construction Plan Approval.
7. Provision of a performance guarantee in the amount of \$275,600.00, as adjusted if necessary by the City, to ensure the proper installation of trees, for replacement of damaged trees, and for all other landscaping expenses. Such guarantee to be provided by the applicant prior to issuance of a Land Improvement Permit.
8. Prior to turnover of the Homeowners' Association from Elro to the homeowners themselves, the discussion will be held with the Traffic Engineer to revisit consideration of traffic calming devices throughout the subdivision.

2011-0589 Request for Purchase Authorization - MAYOR/FISCAL: Increase to Blanket Purchase Order for professional auditing services for audit costs related to federal grant activity in the amount of \$3,700.00 for a new not-to-exceed amount of \$219,214.00; Plante & Moran, PLLC, Southfield, MI

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

Keith Sawdon, Director of Finance, explained that this request will cover additional auditing work required that was not originally planned for related to federal grant monies the City has received.

Mayor Barnett stated that the radar speed signs mentioned during tonight's discussion for Clear Creek No. 5 were installed as a part of a Federal COPS Grant.

Mr. Sawdon added that the City received grant monies for work on the Avon Creek pond in front of City Hall and for energy improvements to City buildings.

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

Enactment No: RES0008-2012

Resolved, that the Rochester Hills City Council authorizes the increase to the Blanket Purchase Order for professional auditing services for audit costs related to federal grant activity to Plante & Moran, PLLC, Southfield, Michigan, in the amount of \$3,700.00 for a new not-to-exceed amount of \$219,214.00.

2011-0585 Request for Purchase Authorization - DPS/FLEET: Purchase of unleaded fuel and diesel in the amount not-to-exceed \$688,500.00 through January 31, 2013; Petroleum Traders Corporation, Fort Wayne, IN and RKA Petroleum Companies, Inc., Romulus, MI

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

Allan Schneck, Director of DPS/Engineering, stated that there is a typographical error in the documents submitted and explained that this purchase authorization will actually run through January 31, 2014. He explained that the solicitation was done through the Michigan Intergovernmental Trade Network (MITN) with the lead agency being the City of Sterling Heights.

Mr. Klomp questioned whether the amount originally budgeted is exceeded and inquired what the purpose is of purchasing fuel in advance. He requested an explanation of the bid process.

Mr. Schneck responded that the City's request is for the budgeted amount for 2012 of \$340,000 and for a projected amount for 2013 of \$348,500. He noted that economies of scale are attained when the City goes through MITN. Vendors reaching farther than just the State of Michigan can subscribe to the service. The Fort Wayne group put in a very competitive price in response to the bid request.

President Hooper questioned whether the price will be fixed for two years.

Mr. Schneck responded that the price is determined by the Oil Price Information Service (OPIS) and fluctuates with the price of crude oil. The bid guarantees a very small markup on the wholesale cost.

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

Enactment No: RES0009-2012

Resolved, that the Rochester Hills City Council hereby authorizes the purchase of unleaded fuel and diesel from Petroleum Traders Corporation, Fort Wayne, Indiana and

RKA Petroleum Companies, Inc., Romulus, Michigan in the amount not-to-exceed \$688,500.00 through January 31, 2014.

2012-0002 Request for Purchase Authorization - DPS/FLEET: Purchase of seven (7) new vehicles (replacements for 39-155, 39-159, 39-161, 39-162, 39-163, 39-165, 39-166) in the amount of \$142,857.00; Red Holman Buick GMC, Westland, MI; Lafontaine-Saline, Saline, MI

Attachments: [Agenda Summary.pdf](#)
[Overview 2012 Vehicle Purchases.pdf](#)
[2012 Vehicle Purchase.pdf](#)
[Resolution.pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that this solicitation was made through the Oakland County Cooperative Purchase Program, noting that early each year approximately 60 or 70 communities are asked if they intend to purchase vehicles. Oakland County then issues a large solicitation. Red Holman Buick GMC and Lafontaine-Saline were two vendors that responded to the solicitation.

Mr. Tisdell questioned whether Rochester Hills dealerships have the opportunity to bid on the vehicles and are made aware of the pricing made available to the City.

Mr. Schneck responded that bids are solicited through a publicly-advertised, open competitive process. He commented that the City shared bid results with local dealerships in the past and the dealerships responded that the pricing was very competitive and they might not be able to match it.

Mr. Tisdell questioned why the four-by-four trucks with relatively low miles are being replaced.

Mr. Schneck responded that mileage is only one component of the use of the vehicles. He noted that these trucks are used under extreme conditions to plow streets, haul equipment, and sit at idle for lengthy periods of time. He stated that mileage does not portray the actual condition of the vehicle and noted that these trucks are used to clear subdivision entrances, eyebrows and cul-de-sacs to allow the large trucks to clear streets more efficiently.

Mr. Tisdell questioned what the driver-to-vehicle ratio is for these trucks and whether the City uses the same drivers for both the large and small trucks.

Mr. Schneck responded that the Roads Division mans larger plow vehicles during winter operations. The Water and Sewer Metering group utilizes the smaller vehicles to supplement winter operations. He explained that the four-by-four trucks are used by all DPS personnel, depending on the scope of the work, which includes crack sealing and to transport castings, covers and other materials to job sites.

Mr. Rosen stated that dealers determine whether they wish to bid on these vehicles. He noted that the Red Holman group has been active with this type of business for 30 years and provide drop ship services. He mentioned that he

would be very surprised if the City's local dealers would want anything to do with bidding on these proposals. He questioned whether the four-by-four trucks are the only vehicles utilized for the small snow plowing jobs.

Mr. Schneck responded that other vehicles are also utilized and stated that the four-by-fours encompass approximately one-third of the snow plowing fleet.

Mr. Rosen suggested that for the future maintenance records should be reviewed to determine whether the durability of these vehicles have improved over the years.

Mr. Kochenderfer commented that the last thing he wants to see is to have a heavy snowfall and find one or two trucks knocked out of commission. He questioned what monies will be recouped by auctioning the vehicles off.

Mr. Schneck responded that the City has historically done very well, receiving approximately thirty percent of the actual purchase cost.

Mr. Webber commented that he believes the City has a good policy regarding replacement; however, he would like to see a review toward downsizing the City's fleet going forward. He requested Mr. Schneck comment on the Department's strategy for fleet downsizing.

Mr. Schneck responded that the City sees it as right-sizing the fleet. He noted that the City had 87 cars and trucks in 2008, 81 in 2009 and 2010, and 80 in 2011. He pointed out that three more vehicles are expected to be taken out of service this year, downsizing the fleet to 77. He explained that Departments are requested to look at utilization, and discussions have included the possibility of moving toward a motor pool. He noted that Bruce Halliday, Fleet Manager, is receptive to these ideas. He mentioned that when the City was growing, three-quarter ton vans were needed for transport of many water meters for installation. Now that the City has moved into a phase of mainly servicing meters, those vehicles can be downsized as well. He noted that the City has also explored the ideas of inter-governmental sharing of vehicles and services and the possibilities of employees utilizing their own vehicles when appropriate.

Mr. Webber commented that the City's initiatives show that comments made during budget meetings are not falling on deaf ears. He pointed out that the City must also incur costs to insure all its vehicles and commented that it is good to hear that the fleet will be reduced by three vehicles this year.

Mr. Klomp questioned how the vehicles will be sold and how the proceeds will be accounted for.

Mr. Schneck responded that they will be auctioned off on the Michigan Intergovernmental Trade Network's (MITN) website through the City's Purchasing Department. He commented that the City surpluses much of its equipment in this manner.

Mr. Sawdon noted that surplus funds will go back to the Fleet Fund. He mentioned that the First Quarter Budget Amendment scheduled to come before

Council on January 23, 2012 will show those vehicles being retired from a fund which has been built back up to purchase their replacement. The new vehicles will be purchased out of this fund.

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

Aye 6 - Hooper, Klomp, Kochenderfer, Rosen, Tisdell and Webber

Absent 1 - Yalamanchi

Enactment No: RES0010-2012

Resolved, that the Rochester Hills City Council authorizes the purchase of six (6) new vehicles (replacements for 39-159, 39-161, 39-162, 39-163, 39-165, 39-166) from Red Holman Buick GMC, Westland, Michigan in the amount of \$124,563.00 and the purchase of one (1) new vehicle (replacement for 39-155) from Lafontaine-Saline, Saline, Michigan in the amount of \$18,294.00 for a total vehicle purchase of \$142,857.00.

COUNCIL COMMITTEE REPORTS

Rochester-Avon Recreation Authority (RARA):

Mr. Klomp reported that Ron Jewell, RARA Executive Director, will be coming before Council soon for an update on RARA activities.

ANY OTHER BUSINESS

Mayor Barnett distributed information received from the Older Persons' Commission (OPC) regarding their budget and noted that the OPC budget discussion was going before the City of Rochester's Council tonight.

He commented that the Ordinance accepted tonight for second reading to eliminate the need for construction bonds in many instances will save the City much in employee time. He noted that last year 800 bonds were issued and he pointed out that these bond monies have not been used in 11 years. He noted that the Ordinance is expected to save over \$60,000 and expressed his appreciation for Council's consideration and approval. He noted the work of Scott Cope, Director of Building and Ordinance Compliance and his staff, stating that they are constantly looking at new ways to do business.

NEXT MEETING DATE

Regular Meeting - Monday, January 23, 2012 - 7:00 PM

ADJOURNMENT

There being no further business before Council, President Hooper adjourned the meeting at 8:18 p.m.

GREG HOOPER, President
Rochester Hills City Council

*JANE LESLIE, Clerk
City of Rochester Hills*

*MARY JO WHITBEY
Administrative Secretary
City Clerk's Office*

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