



Rochester Hills

Minutes

City Council Regular Meeting

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

*Kevin S. Brown, Dale A. Hetrick, Greg Hooper, Adam Kochenderfer, Stephanie Morita,
Mark A. Tisdell and Thomas W. Wiggins*

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, March 30, 2015

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

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

ROLL CALL

Present 7 - Kevin S. Brown, Dale Hetrick, Greg Hooper, Adam Kochenderfer, Stephanie
Morita, Mark A. Tisdell and Thomas W. Wiggins

Others Present:

*Tina Barton, City Clerk
Paul Davis, City Engineer/Deputy Director of DPS
Mike Hartner, Director of Parks and Forestry
Omar Ilyas, Rochester Hills Government Youth Council Representative
Gerald Lee, Forestry Operations Manager
John Staran, City Attorney*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

**A motion was made by Brown, seconded by Hetrick, that the Agenda be Approved as
Amended to add Legislative File 2015-0137 Acceptance of Resignation of Richard
Graham from the Green Space Advisory Board; and Legislative File 2015-0138
Acceptance of Resignation of Richard Graham from the Water and Sewer Technical
Review Committee to Nominations/Appointments. The motion carried by the following
vote:**

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

*Omar Ilyas, RHGYC Representative, announced that application forms for the
2015-2016 RHGYC are now available at the Clerk's Office and on the City's*

website. He reported that the RHGYC's annual 5K Run/Walk benefitting Blessings in a Backpack will be held at Bloomer Park on Saturday, June 13, 2015. Visit the City's website for registration and sponsorship information.

Rochester Auburn Hills Community Coalition (RAHCC):

Mr. Hetrick announced that the RAHCC will host a Court Night tomorrow evening, March 31, 2015, at the 52/3 District Court on Barclay Circle at 6:30 p.m. Parents and young adults are encouraged to attend to help them understand court system and implications of the law.

He stated that on a personal note, he will not be able to attend the Court Night, as he is slated to undergo a surgical procedure tomorrow morning, necessary as the result of an automobile accident he had 18 months ago. He expressed his appreciation for any good thoughts and prayers as he moves along in the recovery process.

Planning Commission:

President Hooper reported that the Planning Commission had a first reading of proposed Oil and Gas Ordinances, and requested a number of changes. He noted that the Ordinances will be back on the Planning Commission's agenda on April 7, 2015, for review of the changes and recommendation to City Council.

PUBLIC COMMENT for Items not on the Agenda

Melinda Hill, 1481 Mill Race, requested the rules for write-in candidates for City Council and Mayor be made clear. She commented that while she is aware that the City Charter states that term-limited individuals may run as write-in candidates, she would presume that the write-in candidate must run in the November general election. If successful in a bid for Mayor, the newly-elected individual would be allowed to serve and seek a second term as a regular candidate. She stated that a clarification of the Charter requirements for write-in candidacy should be made clear to the Rochester Hills voters prior to the filing deadline.

Clark Barrett, 1376 Kingspath, stated that after City Council and the Mayor initially commented that their hands were tied, when an oil rig appeared in Shelby Township it inspired action. He expressed his compliments to the Planning Commission for its work on developing ordinances. He commented that while new Michigan Department of Environmental Quality (MDEQ) regulations are in place and the former Council Vice President and now State Representative has suggested increasing well setbacks, more work needs to be done.

Mike Powers, 3632 Aynsley, commented that while he previously never involved himself with the activities of City Council, since getting involved 16 months ago he has become a less apathetic voter. He stated that more involvement by residents previously could have avoided the residents' current concerns. He noted that there are many homeowners' associations along the Tienken corridor and he commented that he will try to ensure those voters become involved.

Gail Hammill, 1434 Burhaven, stated that while she is quite happy with the draft Ordinances, she is concerned that they do not include provisions for air testing. She questioned what will happen to the moratorium when the Ordinances are in place and if the Ordinances will include regulation of processing facilities. She noted that the public should be notified if West Bay applies for any drilling permit. She commented that while she is grateful that a 1,000-foot setback away from any residential dwellings, places of worship or child care facilities is mandated, she would question how horizontal dwelling lawfully permitted by the MDEQ would be controlled. She stated that the ordinances should not contain any paragraphs that a good attorney could challenge. She commented that all activities should be kept in industrial areas.

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.

- 2012-0461** Request for Purchase Authorization - DPS/ENG: Increase to Blanket Purchase Order for catch basin cleaning in the amount of \$50,000.00 for a total not-to-exceed of \$218,000.00 through December 31, 2015; United Resource, LLC, Farmington Hills, MI

Attachments: [033015 Agenda Summary.pdf](#)
[061013 Agenda Summary.pdf](#)
[120312 Agenda Summary.pdf](#)
[Proposals Tabulation.pdf](#)
[120312 Resolution.pdf](#)
[061013 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0095-2015

Resolved, that the Rochester Hills City Council hereby authorizes the increase to the Blanket Purchase Order for catch basin cleaning to United Resource, LLC, Farmington Hills, Michigan in the amount of \$50,000.00 for a total not-to-exceed \$218,000.00 through December 31, 2015.

- 2015-0120** Request for Purchase Authorization - DPS/ENG: Blanket Purchase Order/Contract for engineering design for the proposed special assessment district paving of Norton Lawn and Hickory Lawn in a not-to-exceed amount of \$67,300.00 to Orchard, Hiltz & McCliment, Inc., Livonia, MI

Attachments: [033015 Agenda Summary.pdf](#)
[Agreement - Norton Lawn and Hickory Lawn SAD.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0096-2015

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order/Contract for engineering design for the proposed special assessment district paving of Norton Lawn and Hickory Lawn in a not-to-exceed amount of \$67,300.00 to Orchard, Hiltz & McCliment, Inc., Livonia, MI, and further authorizes the Mayor to execute a contract on behalf of the City.

Passed the Consent Agenda

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

The Following Consent Agenda Item was Discussed and Adopted by Separate Motion.

2015-0126 Request for Purchase Authorization - DPS/ENG: Blanket Purchase Order for Hamlin Road Tree Removal in the amount not-to-exceed \$63,000.00; CHOP, Byron Center, MI

Attachments: [033015 Agenda Summary.pdf](#)
[As Read Bid Tabulation.pdf](#)
[Tree Removal Bid Estimated Cost Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

Public Comment:

Scot Beaton, 655 Bolinger, questioned whether the Hamlin Road work will result in a roadway designed for 50 mile per hour speeds. He mentioned the design of the roadway will include changes to swales, cutting down of hills, and some curb and gutter work. He commented that removing \$60,000 worth of trees will change the character of the area, and he pointed out that some of the homes on the roadway have an historic nature. He suggested Council consider replacing some of the trees removed utilizing the City's Tree Fund.

President Hooper questioned what the design speed limit is for Hamlin Road.

Paul Davis, City Engineer/Deputy Director of DPS, responded that the road as posted for 40 miles per hour and that will not change.

President Hooper questioned whether the road will incorporate enclosed ditches.

Mr. Davis responded that the roadway between Hamlin Court and Rochester Road will have curb and gutter. Sections between Rochester Road and Dequindre will include some curbing east of John R to bring the pathway closer to the road. He pointed out that the two-mile stretch is mostly an overlay with some new pathway construction. He stated that the design will maintain ditching; however, some areas will incorporate curbing to facilitate pathway installation.

President Hooper commented that the main tenet in the road's design is to have continuous pathway.

Mr. Davis responded that while continuous pathway is the City's goal, it is not possible throughout the whole project. He explained that the City was not able to gain owners' cooperation for two properties, and he noted that the City is proceeding through condemnation efforts. He stated that to keep the project on line, pathway was removed from Hamlin Court to Crestline on the north side. He commented that as right-of-way is acquired through the court system, the intent is to add that mile section back in between John R and Dequindre.

In response to public comment requesting use of the Tree Fund to replant trees along the roadway, **President Hooper** noted that Council will consider proposed revisions to the City's Tree Fund Policy in the near future. He stated that residents should rest assured that trees will be planted wherever physically possible on Hamlin Road.

Mr. Davis commented that the project will include replacement of existing watermain between Hamlin Court and Rochester Road, and include some tree removal for pathway and for storm sewer installation. He stated that if Council desires, staff will look for areas after the project is complete that can be chosen for tree planting.

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Enactment No: RES0097-2015

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for Hamlin Road Tree Removal Project to CHOP, Byron Center, Michigan in the amount not-to-exceed \$63,000.00 and further authorizes the Mayor to execute a contract on behalf of the City.

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

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Ms. Morita stated that it would be helpful if Council would explore having joint meetings with the Planning Commission, perhaps once every other year, to discuss their processes.

Mr. Kochenderfer expressed his appreciation to the Planning Commission and the residents for their work on developing Oil and Gas Ordinances. He wished Mr. Hetrick the best for his upcoming surgery, and expressed his hope that everyone would have a good Easter Holiday and Passover.

Mr. Hetrick expressed his thanks to everyone for their good wishes.

Mr. Tisdell commented that relative to trust and the process regarding oil and gas exploration, as former Council Member Melinda Hill will attest to, a lease

was signed in 2005 by unanimous vote after eight minutes of public comment. He stated that based on that process, Council was not anticipating anything different when it considered a lease in 2012. He pointed out that an environmental engineer provided a significant review. He mentioned that the objective of the current moratorium is to provide time for the passage of Oil and Gas Ordinances; and he noted that a six month moratorium period seems to be the amount of time that is sustainable in court challenges. He pointed out that there must be a stated reason and identifiable objective for a moratorium; and he noted that once ordinances are in place, a moratorium would not be needed or would be allowed to expire. He stated that the City can't negate or disallow drilling; and any Ordinances must be sustainable if challenged. He mentioned that there are over 400 leases signed in the City, and all are non-developmental. He commented that no permit has been requested. He stated that Ed Anzek, Director of Planning and Economic Development, provided maps that noted current setbacks and show no place that a well could be located in the Tienken corridor. He noted that the City is notified by the State if a permit is applied for, and would hope that everyone who has expressed concern would be notified as well.

In response to public comment regarding the City's Charter and elections, **President Hooper** noted that the City Attorney will provide an interpretation of the Charter, hopefully by the next Council meeting.

He commented that Mr. Tisdell is correct that a moratorium will cease once Oil and Gas Ordinances are in place. He pointed out that no processing facilities will be allowed under the Ordinance. He mentioned that the State Supervisor of Wells published a recent memorandum that adds additional duties on operators of wells, including a requirement to notify everyone in writing within 1,320 feet or one-quarter mile from a proposed well. He noted that horizontal drilling is allowed; and to prohibit it by Ordinance is exclusionary and would set the City up for a major lawsuit and potential financial liability.

He wished Mr. Hetrick the best as he undergoes surgery.

ATTORNEY'S REPORT

City Attorney John Staran had nothing to report.

NOMINATIONS/APPOINTMENTS

2015-0127 Request to Confirm the Mayor's reappointment of William Boswell and David Reece to the Planning Commission, each for a three-year term to expire March 31, 2018

Attachments: [033015 Agenda Summary.pdf](#)
[Boswell CQ.pdf](#)
[Reece CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

President Hooper stated that he has had the opportunity and privilege to serve with William Boswell and David Reece on the Planning Commission. He stated that they are excellent members, and he wholeheartedly supports their reappointment.

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdel and Wiggins

Enactment No: RES0098-2015

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of William Boswell and David Reece to the Planning Commission, each for a three-year term to expire March 31, 2018.

2015-0128 Request to Confirm the Mayor's reappointment of Charles Tischer to the Economic Development Corporation for a six-year term to expire March 31, 2021

Attachments: [033015 Agenda Summary.pdf](#)
[Tischer CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdel and Wiggins

Enactment No: RES0099-2015

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's reappointment of Charles Tischer to the Economic Development Corporation, for a six-year term to expire March 31, 2021.

2015-0129 Request to Confirm the Mayor's appointment of Jeremy Brown and Donald Price, and the reappointment of Michael Damone, Michael Kaszubski and Darlene Janulis to the Local Development Finance Authority, each for a four-year term to expire March 31, 2019

Attachments: [033015 Agenda Summary.pdf](#)
[Brown CQ.pdf](#)
[Damone CQ.pdf](#)
[Janulis CQ.pdf](#)
[Kaszubski CQ.pdf](#)
[Price CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdel and Wiggins

Enactment No: RES0100-2015

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's appointment of Jeremy Brown and Donald Price, and the reappointment of Michael Damone, Michael Kaszubski and Darlene Janulis to the Local Development Finance Authority, each for a four-year term to expire March 31, 2019.

- 2015-0137 Acceptance of Resignation of Richard Graham from the Green Space Advisory Board

Attachments: [Austin CQ.pdf](#)
[Hunter CQ.pdf](#)
[Lyons CQ.pdf](#)
[Mazur-Abear CQ.pdf](#)
[McGunn CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[033015 Agenda Summary.pdf](#)
[Graham Resignation.pdf](#)
[033015 Resolution.pdf](#)

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Resolved, that the Rochester Hills City Council hereby accepts the resignation of Richard Graham as a member of the Green Space Advisory Board effective April 1, 2015.

- 2015-0138 Acceptance of Resignation of Richard Graham from the Water and Sewer Technical Review Committee

Attachments: [Goldman CQ.pdf](#)
[Helsom CQ.pdf](#)
[Hokschi CQ.pdf](#)
[Paurazas CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[033015 Agenda Summary.pdf](#)
[Graham Resignation.pdf](#)
[033015 Resolution.pdf](#)

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Resolved, that the Rochester Hills City Council hereby accepts the resignation of Richard Graham as a member of the Water and Sewer Technical Review Committee effective April 1, 2015.

NEW BUSINESS

- 2015-0130 Request for Approval of the Older Persons Commission (OPC) Millage Renewal Plus Additional Millage Ballot Proposal

Attachments: [033015 Agenda Summary.pdf](#)
[Presentation.pdf](#)
[Ballot Proposal Language.pdf](#)
[Resolution \(Draft\).pdf](#)

Renee Cortright, Executive Director for the Older Persons' Commission

(OPC), and **Tim Soave**, Financial Director for the OPC, were in attendance. Ms. Cortright acknowledged Governing Board Members Micheline Sommers and Jack Dalton and Transportation Manager Tom Martin were also in attendance.

Ms. Cortright's presentation provided an overview and history of the OPC's Transportation Service and voter-approved millages. She noted that voters approved a Transportation Millage of 0.09 in Rochester Hills and Oakland Township in 2005; and the City of Rochester approved a general fund appropriation for the Transportation Service.

She reviewed eligibility for and services provided by the program, noting that additional transportation services are provided for Rochester Avon Recreation Authority SCAMP participants and Oakland Community College students with special needs.

Ms. Cortright pointed out that OPC minibuses traveled 372,988 miles in 51,541 trips in 2013, and 400,162 miles with 53,658 trips in 2014. She pointed out that this number translates to 150 to 200 trips per day Monday through Friday, with additional side trips on the weekends. She noted that many people rely on the transportation service for rides to dialysis appointments.

A chart displayed noted the demographics of those in the Rochester Hills area eligible for the service now, and highlighted projected increases in population for 2015 and 2020. She pointed out that between 2015 and 2025, it is expected that an additional 1,500 individuals will live in the service area. She commented that many people want to be a part of the Older Persons Center and stated that shows that the community is somewhere that they can age in place.

Ms. Cortright highlighted 2015 program funding, noting that revenues are under expenditures by approximately \$111,812, including a \$50,000 one-time appropriation for a new vehicle. She stated that the OPC continues to look for areas and ways to supplement the program.

She outlined the renewal proposal, noting that the request will be to continue to levy the 0.0891 mill as reduced by the Headlee Amendment, plus an addition of 0.0109 mill, to bring the levy to 0.01 mill. She displayed a chart that showed the impact of the proposed additional levy to homeowners, noting that with a taxable value of \$100,000, the increase would mean \$0.50 annually for a total millage amount of \$5.00.

She stated that the OPC has received many testimonials for its transportation program, and commented that it allows those who are homebound to be a part of the community, have a place to go, and be able to make their doctor appointments and get their own groceries.

Council Discussion:

Mr. Kochenderfer expressed his appreciation for the presentation and thanked the OPC for the services they provide. He commented that his family has been personally touched by the OPC, noting that his wife's uncle had Multiple Sclerosis and the transportation service was critical in allowing him to get to his many

appointments. He stated that there is a large cost to keep the program going and keep it sustainable to the community.

Ms. Morita questioned whether even with the full millage the service will still be in the red.

Mr. Soave responded that for 2016, if the levy is approved by the voters, the program will be approximately \$28,000 in the red. He noted that it is intended to try to encourage an increase to the fares contributed, and he stated that any shortage will be covered by other OPC funds. He pointed out that \$50,000 of the 2015 deficiency of \$111,813 is the cost of an additional vehicle which will not be needed for 2016.

Ms. Morita questioned how the OPC is looking to increase contributions.

Ms. Cortright responded that it is an education process to ensure that riders are shown that there is a cost involved to provide the service and contributions are needed from them to keep the transportation service viable.

Mr. Wiggins commented that as he sits as Council Representative to the Rochester Avon Recreation Authority Board, he knows that providing transportation services for the SCAMP program is important. He questioned what percentage of riders donate.

Mr. Soave responded that as it is considered a pure anonymous donation, it is not known how many riders contribute. He explained that the boxes are emptied at the end of each day and donations are counted.

Mr. Wiggins questioned whether the proposed increase takes increased population into account. He noted that he would question whether the OPC will be right back where it started with a shortfall in three or four years.

Ms. Cortright responded that while it is a concern, the Board is mindful of asking for too much of an increase. She commented that the Board needs to sit back and work through the next five years.

Mr. Soave stated that the Board worked with Rochester Hills and other community finance staff to arrive at a ten-year budget projection. He stated that the Board believes that the millage will keep the program within range of being whole for ten years. He commented that it is hoped that public education can be accomplished to increase donations. He stated that the program should be in decent shape for the ten-year projection.

Mr. Hetrick stated that as a member of the OPC, he would echo comments of how great the facility is. He questioned what other funds would be tapped to make up any deficit amounts.

Mr. Soave responded that the OPC has only one fund and is treated financially as one unit. He explained that when the OPC undertakes budgeting and financial reporting, it is done as one unit or one operation. He commented that there are other areas of savings that are tapped to cover any shortfall. He stated that the intent is to ensure that the OPC in total ends up in the black.

Mr. Hetrick questioned whether it is acceptable for the transportation part of the OPC's services to run a deficit as long as the OPC as an organization remains in the black.

Mr. Soave responded that it is. He stated that transportation is one of the core services that the OPC intends to provide.

Mr. Hetrick questioned whether it might be prudent to ask for more funding.

President Hooper noted that the OPC needs to be consistent through all three communities it services.

Ms. Cortright responded that Oakland Township will be levying their millage in 2016, and the OPC will be going before Rochester's City Council in November of 2015 regarding the renewal of their appropriation from the General Fund.

President Hooper noted that Rochester Hills is the first to consider the request.

Ms. Cortright stated that the plan is to go levy for 11 years to not have two separate ballot initiatives in two different years in two communities.

Mr. Brown expressed his appreciation to those who came out this evening to support the OPC. He noted that the Board did have quite a bit of discussion to find creative ways to encourage residents to make additional donations. He commented that staff has taken it to heart and the Board will leave it to staff's hands to create those initiatives to encourage donations. He pointed out that over the last six to eight months, quite a few ways have been identified to save additional funds and find cost savings in the event that the transportation activities end up in the red.

Mr. Kochenderfer stated that he does not see the transportation service as running a deficit; he sees it as not self-supporting. He commented that the City provides many services where fees are not sufficient to run an entire department. He stated that he is comfortable with the proposal presented this evening.

Mr. Tisdell questioned how much new transportation vehicles cost.

Mr. Soave responded that the \$50,000 amount allocated was put into the budget a couple of years ago to represent a smaller size bus. He stated that costs have increased, and noted that the OPC has applied for a grant for an \$80,000 bus. He explained that the OPC normally purchases a handicap-accessible bus. He mentioned that the OPC has been successful in getting buses from SMART. If it is successful in obtaining one to two more buses from SMART, it may not need the \$50,000 budget allocation for a vehicle. He explained that a part of SMART's normal program is to provide buses to local transportation agencies.

Mr. Tisdell pointed out that if it is successful in obtaining a bus from SMART, the deficit would not be \$111,000; and a \$1.00 incremental donation would eliminate a deficit of \$51,000.

Mr. Soave added that the OPC also budgets for 100 percent employment. He stated that it is possible that not all salary dollars budgeted for will be used and the shortfall would be less than \$51,000.

Mr. Tisdell quoted from the 1983 founding documents for the OPC, noting that the stated purpose of the OPC is to provide activities, and services shall include transportation.

Mr. Wiggins questioned whether any bus purchase could go through the City for a discount, or if it had to be made through the retail market.

Mr. Soave responded that there is not a retail market as there is a limited group of manufacturers for these vehicles. He commented that the OPC has not had to purchase a bus in three or four years and has been able to obtain vehicles through SMART. He stated that if it had to go to market to purchase a bus, all avenues would be explored, including the Michigan Department of Transportation, SMART, or the City's purchasing capabilities.

Mr. Wiggins questioned how often buses are needed.

Mr. Soave responded that the plan for the next ten years is to purchase a bus every three years, depending on the drivers' needs. He commented that it is possible that this timeline could be stretched out.

President Hooper noted that the average trip is seven to eight miles, and these buses are local to the community. He stated that the service is well-needed and well-used.

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Enactment No: RES0103-2015

Resolved, that the Rochester Hills City Council hereby approves the placement of the Older Persons Commission (OPC) Millage Renewal Plus Additional Millage Ballot Proposal on the August 4, 2015 Primary Election ballot as follows:

BALLOT QUESTION

Older Persons Commission (OPC) Millage Renewal Plus Additional Millage

Shall the City of Rochester Hills renew and continue to levy 0.0891 mills (\$0.0891 per \$1,000) (reduced by the Headlee Amendment from the original 0.09 mills) and also levy a new additional 0.0109 mills (\$0.0109 per \$1,000) for a total of 0.1 mills (\$.10 per \$1,000) to provide funds to the Older Persons Commission to enable it to maintain or increase handicapped and senior transportation services, on the taxable value of all property assessed for taxes in the City for eleven (11) years, beginning 2016 and continuing through 2026, inclusive, which will provide an estimated revenue of \$307,000 if levied in full in the first year of such levy?

_____ Yes
_____ No

(Explanatory Note: Pursuant to MCL 211.24f(5), the city is authorized to submit a single question asking for the renewal of a millage and an additional millage so long as the additional millage is not greater than 0.5 mills. The 2005 ballot approved 0.09 mills, which has been reduced by Headlee to the present OPC transportation millage of 0.0891 mills. The OPC would like to increase the total millage back to the original 0.09 mills, plus add an additional .01 mills for a total millage of 0.1 mills. As the difference between these two is 0.0109 mills, the city may pursuant to statute, request for a renewal of the present millage and additional 0.0109 mills in one ballot question.)

Be It Further Resolved, that if there is not a City-wide Primary Election on August 4, 2015 that the OPC Transportation Millage proposal shall be moved to the November 3, 2015 General Election.

2015-0102 Request for Purchase Authorization - PARKS/FORESTRY: Blanket Purchase Order for 2015 Street Tree Planting in the amount not-to-exceed \$60,000.00; Michigan Lawn Maintenance, Inc. dba Sherman Nursery Farms, Columbus, MI

Attachments: [033015 Agenda Summary.pdf](#)
[Supplemental Proposals Tabulation.pdf](#)
[Proposals Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

Mike Hartner, Director of Parks and Forestry, introduced **Gerry Lee**, Forestry Operations Manager; and noted that they were in attendance to answer questions regarding 2015 Street Tree Planting.

President Hooper noted that the request is for spring tree planting. He stated that Council will consider a request for fall planting at a later date.

Mr. Hartner responded that fall planting will be brought forward during the second quarter.

President Hooper noted that Council will also consider its overall policy regarding the Tree Fund and any changes proposed to the policy.

Ms. Morita noted that Mayor Barnett recently announced a street tree program and questioned whether tonight's request will provide those trees.

Mr. Hartner noted that the One Home One Tree program is not a part of tonight's request. He mentioned that part of what the Mayor suggested is that the City plant street trees as a part of its normal cooperative tree planting program. He stated that the majority of those trees will be proposed for fall planting.

Ms. Morita questioned whether some of these trees will be a part of the free tree program.

Mr. Hartner responded that they would, along with those planted as a part of a grant from DTE Energy.

Ms. Morita commented that she is taking advantage of the Street Tree program at her home, and will be paying for her tree. She encouraged anyone who has room for a tree in their front yard to contact the City and take advantage of the program. She noted that not only did Mr. Lee come out to her home, he made a recommendation for the type of tree best suited for her soil.

Mr. Hetrick questioned whether this program will cover subdivision streets that abut a main street such as Livernois even within backyards.

Mr. Hartner responded that it would if a tree is in the road right-of-way, whether a major road or local road, in an area where the City will be maintaining the tree. He stated that the tree cannot be planted in anyone's backyard; however, it can be planted in the road right-of-way.

President Hooper commented that he had two street trees planted in his yard over 25 years ago. He noted that Council will be having a policy discussion in the future regarding the Street Tree Program.

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

Aye 7 - Brown, Hetrick, Hooper, Kochenderfer, Morita, Tisdell and Wiggins

Enactment No: RES0104-2015

Resolved, that the Rochester Hills City Council authorizes a Blanket Purchase Order for 2015 Street Tree Planting to Michigan Lawn Maintenance, Inc. dba Sherman Nursery Farms, Columbus, Michigan in the amount not-to-exceed \$60,000.00 and further authorizes the Mayor to execute a contract on behalf of the City.

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

ANY OTHER BUSINESS

None.

NEXT MEETING DATE

Regular Meeting - Monday, April 20, 2015 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, President Hooper adjourned the meeting at 8:11 p.m.

GREG HOOPER, President
Rochester Hills City Council

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

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

Approved as presented at the April 20, 2015 Regular City Council Meeting.