



Rochester Hills Minutes

1000 Rochester Hills Dr
Rochester Hills, MI 48309
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Home Page:
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City Council Regular Meeting

*Susan M. Bowyer Ph.D., Kevin S. Brown, Dale A. Hetrick, James Kubicina,
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 27, 2017

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

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

ROLL CALL

Present 7 - Susan M. Bowyer, Kevin S. Brown, Dale Hetrick, James Kubicina, Stephanie
Morita, Mark A. Tisdell and Thomas W. Wiggins

Others Present:

*Bryan Barnett, Mayor
Tina Barton, City Clerk
Sean Canto, Chief of Fire and Emergency Services
Scott Cope, Director of Building/Ordinance Compliance
Ken Elwert, Director of Parks and Forestry
Brianna Morris, Rochester Hills Government Youth Council Representative
Allan Schneck, Director of DPS/Engineering
John Staran, City Attorney
Pamela Valentik, Manager of Economic Development
Tamara Williams, Chief Assistant to the Mayor
Kelly Winters, Deputy Director of Building/Ordinance Compliance*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

President Tisdell introduced Brianna Morris, RHGYC Representative, and noted that she is a Senior at Avondale High School and will be attending Central Michigan University in the fall.

Ms. Morris reported that the RHGYC members will be joining the Mayor at the State of the City Address in April. She stated that the RHGYC is seeking sponsors for its annual 5K Run/Walk to be held at Bloomer Park in June.

Green Space Advisory Board (GSAB):

Dr. Bowyer reported that the GSAB Discovery Hike is scheduled for Saturday, April 29, 2017, at the Harding Green Space Property. Interested individuals should park behind the RiverCrest Professional Building on Avon Road and look for the tent. She stated that RHGYC members will be participating by leading attendees, and representatives from the Parks Department and Niswander Environmental will be there to help identify items of interest along the trails.

Rochester Area Youth Assistance (RAYA):

Mr. Kubicina reported that RARA representatives were honored to accept a donation of \$1,000 from the Rochester Area Optimists Club. Donations will help fund the recognition banquet set for tomorrow evening.

Rochester-Avon Recreation Authority (RARA):

Mr. Kubicina reported that RARA will hold a ribbon-cutting at its expanded facility, 480 Second Street, tomorrow at 4:00 p.m. With the addition the facility will double in size and feature two gymnasiums.

Older Persons' Commission (OPC):

Mr. Kubicina reported that the OPC will host a Monte Carlo Night on April 28, 2017 at the Royal Park Hotel. The event is the OPC's largest fund raiser for its Meals on Wheels program.

PUBLIC HEARINGS

- 2017-0158** Request for Approval of Grant Application to the State of Michigan Department of Natural Resources (MDNR) Land and Water Conservation Fund and Matching Funds for Riverbend Park and Supporting Amenities

Attachments: [032717 Agenda Summary.pdf](#)
[Suppl Presentation.pdf](#)
[Public Hearing Notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Ken Elwert, Director of Parks and Forestry, noted that the funding for the Land and Water Conservation Fund Grant originates from the royalties of oil and gas leases on the Outer Continental Shelf. He explained that the funding is distributed at the Federal level by the National Park Service, and is managed at the State level by

the Michigan Department of Natural Resources (MDNR). The City would pay up front for the project and be reimbursed by grant funds. He stated that the maximum grant for 2017 is \$150,000, representing a \$300,000 project with a \$150,000 project match. He mentioned that the City could expend more than the 50 percent match.

He reviewed the timeline, noting that the Grant Application is due on April 1, 2017. He pointed out that the MDNR will notify applicants regarding the status of their applications in January of 2018. If successful, a project agreement will be submitted to the City for signature sometime in Summer 2018, with construction to begin in Fall 2018.

Mr. Elwert reviewed the proposed project, noting that it encompasses two areas at Riverbend Park including a second boardwalk with a connection to the trail system, and an accessible kayak launch at a location along the Clinton River. He pointed out that while the project maximum is \$300,000, there may be some additional cost as well; therefore, the City match requested is \$170,000. He explained that the accessible kayak launch utilizes a roller system off the river which incorporates a transfer board for wheelchair bound individuals. He added that the system can also be used by anyone who does not wish to get in and out of their kayak in the water.

President Tisdell Opened the Public Hearing at 7:12 p.m.

Seeing No Public Input, President Tisdell Closed the Public Hearing at 7:13 p.m.

President Tisdell pointed out that these are budgeted dollars. He commented that it is his understanding that as the City moves forward with the Riverbend Park development, grant dollars would be pursued.

Mr. Elwert confirmed that no additional funding is requested beyond what funds have been appropriated.

Mr. Wiggins questioned whether the grants awarded typically provide the maximum requested.

Mr. Elwert responded that if the project merits it and scores well, historically the maximum is provided. He pointed out that a grant that was previously awarded was for a \$300,000 project.

Dr. Bowyer expressed her appreciation for the Administration's efforts to pursue these funds. She questioned whether the project would be ADA-compliant.

Mr. Elwert responded that it would be, and he noted that the kayak design will go above and beyond what is required for compliance.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0089-2017

Whereas, the development of Riverbend Park shows the City's continued desire to deliver the finest recreational opportunities to our residents; and

Whereas, the Parks & Forestry Department, based on detail in the Riverbend Park Strategic Framework has calculated the City's cost for this project to be approximately \$170,000.00 with \$150,000.00 of that amount being the required minimum 50% match to the grant; and

Whereas, one of the goals of the City of Rochester Hills Parks and Recreation Master Plan 2016-2020 includes development of high quality parks; and

Whereas, if awarded the grant, the City would competitively bid and purchase the materials and installation with reimbursement by the Michigan Department of Natural Resources of the grant amount upon completion; and

Whereas, the grant application deadline is March 30, 2017.

Be it Resolved, that Rochester Hills City Council does hereby support the application for a grant to the Michigan Department of Natural Resources Recreation Land and Water Conservation Fund Grant Program for the purpose of development of Riverbend Park and commits to the total estimate city project cost of \$170,000.00 including the 50% financial match required of \$150,000.00.

Further Resolved, that the Mayor or his designee is authorized to execute the application on behalf of the City.

ORDINANCE FOR ADOPTION

2017-0111 Acceptance for Second Reading and Adoption - An Ordinance to Amend Sections 54-32, 54-34, 54-45, 54-46, 54-49, 54-51, 54-54, 54-152, 54-153, 54-154, 54-155, 54-156, 54-157, 54-160, 54-161, 54-162, 54-163, 54-165, 54-191, 54-192, 54-196, 54-226, 54-227, 54-228, 54-229, 54-230, 54-231, 54-232, 54-261, 54-262, 54-264, 54-265, 54-266, 54-267, 54-268, 54-302, 54-314, 54-315, 54-316, 54-317, 54-346, 54-347, 54-376, 54-531, 54-533 and 54-587 of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for cemetery, copy costs, recording documents, and various documents, maps, permits, reviews, inspections, licenses, and services, and to repeal conflicting or inconsistent Ordinances

Attachments: [032717 Agenda Summary.pdf](#)
[Ordinance \(Revised\).pdf](#)
[031317 Agenda Summary.pdf](#)
[Ordinance 030817.pdf](#)
[031317 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Tina Barton, City Clerk, stated that the majority of the fee changes include those to bring the City into compliance with State-mandated costs for Freedom of Information Act (FOIA) charges, and for changes to Cemetery and other inspection and licensing fees for the Building and Fire Departments. She noted that one

minor correction was noted today that would be made in Section 54-51, where Mr. Hetrick brought it to her attention that the copy fee should reflect ten cents per page, and not ten cents per copy.

Public Comment:

Lee Zendel, 1575 Dutton Road, pointed out that on Page 27 of the proposed ordinance, the title for Section 54-587 is incorrect. He stated that the section title appearing is "Composting Facilities", and the fees below the title are for driveway approaches.

John Staran, City Attorney, responded that Mr. Zendel was correct. He noted that the correct title should be "Driveway Public Right-of-Way Approach Construction". He stated that the Ordinance could be accepted for second reading contingent on the change being made.

Vice President Morita stated that these particular items will keep the City up to date with State Code as well as changes that should be made to benefit the City. She commented that she would support accepting the Ordinance for second reading with the two changes noted.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0090-2017

Resolved, that an Ordinance to amend Sections 54-32, 54-34, 54-45, 54-46, 54-49, 54-51, 54-54, 54-152, 54-153, 54-154, 54-155, 54-156, 54-157, 54-160, 54-161, 54-162, 54-163, 54-165, 54-191, 54-192, 54-196, 54-226, 54-227, 54-228, 54-229, 54-230, 54-231, 54-232, 54-261, 54-262, 54-264, 54-265, 54-266, 54-267, 54-268, 54-302, 54-314, 54-315, 54-316, 54-317, 54-346, 54-347, 54-376, 54-531, 54-533 and 54-587 of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for cemetery, copy costs, recording documents, and various documents, maps, permits, reviews, inspections, licenses, and services, and to repeal conflicting or inconsistent Ordinances is hereby Accepted for Second Reading and Adoption with the word "copy" changed to "page" in Section 54-51(1) and a correction of the title of Section 54-587 to read "Driveway public right-of-way approach construction", and shall become effective on Monday, April 3, 2017, following its publication in the Oakland Press on Sunday, April 2, 2017.

2017-0117

Acceptance for Second Reading and Adoption - An Ordinance to Amend Section 58-58, Amendments of Chapter 58, Fire Prevention and Protection, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify violation fees, and to repeal conflicting Ordinances

Attachments: [032717 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[031317 Agenda Summary.pdf](#)
[031317 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Sean Canto, Chief of Fire and Emergency Services, stated that this Ordinance will repeal some conflicts between fines appearing elsewhere and incorporate a section that previously appeared in another portion of the City's Ordinance.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0091-2017

Resolved, that an Ordinance to amend Section 58-58, Amendments of Chapter 58, Fire Prevention and Protection, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify violation fees, and to repeal conflicting Ordinances is hereby Accepted for Second Reading and Adoption, and shall become effective on Monday, April 3, 2017, following its publication in the Oakland Press on Sunday, April 2, 2017.

2017-0112 Acceptance for Second Reading and Adoption - An Ordinance to Amend Section 79-7, Fees of Chapter 79, Special Events, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for applications, plan reviews and permits, and to repeal conflicting Ordinances

Attachments: [032717 Agenda Summary.pdf](#)
[Ordinance \(Revised\).pdf](#)
[031317 Agenda Summary.pdf](#)
[Ordinance 030817.pdf](#)
[031317 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Director of Building/Ordinance Compliance, stated that one additional change was noted subsequent to accepting the Ordinance for first reading regarding after-hours inspections for Special Events. He explained that the City's Union contract requires an employee scheduled for a weekend inspection to receive four hours of overtime pay to cover costs. He commented that while it is hoped that the inspections could be scheduled during working hours, often events are not set up until late Friday or early Saturday.

President Tisdell noted that the change is to bring inspection fees into cost compliance with Union contracts.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0092-2017

Resolved, that an Ordinance to amend Section 79-7, Fees of Chapter 79, Special Events, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify fees charged for applications, plan reviews and permits, and to repeal conflicting Ordinances is hereby Accepted for Second Reading and Adoption, and shall become effective on Monday, April 3, 2017, following its publication in the Oakland Press on Sunday, April 2, 2017.

2017-0113 Acceptance for Second Reading and Adoption - An Ordinance to Amend Sections 110-56, 110-171, 110-173, 110-201, 110-206, 110-286, 110-371, 110-401, 110-402, 110-403, 110-404 and 110-406 of Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and

supplement fees charged for various City services, and to repeal conflicting Ordinances

Attachments: [032717 Agenda Summary.pdf](#)
[Ordinance \(Revised\).pdf](#)
[031317 Agenda Summary.pdf](#)
[Ordinance 030817.pdf](#)
[031317 Resolution \(Draft\).pdf](#)
[Resolution \(Draft\).pdf](#)

Scott Cope, Director of Building/Ordinance Compliance, mentioned that the change requested by Vice President Morita at the first reading regarding legal document review has been incorporated to reflect passing on whatever the City's cost is for legal fees to the applicant.

Public Comment:

Lee Zendel, 1575 Dutton Road, questioned why these fee changes could not have been made in November or December of last year and how much revenue was lost by not making these changes.

Mr. Cope responded that he would estimate that it would be a few thousand dollars. He explained that the Administration strives to make all fee changes at one time. He noted that the City Clerk had mentioned that some fees would need to be changed and it prompted the other departments to review all fees.

President Tisdell questioned whether Ordinance changes for fees require the City Attorney's involvement.

John Staran, City Attorney, responded that it does, and he noted that it is much easier for these changes to be done all at once. He commented that the Administration would follow Council's direction as to whether the process would be started earlier next year.

Mayor Barnett responded that there is involvement by many departments in requesting fee changes. He commented that instead of viewing it as revenue lost, it could be viewed as money left in the pockets of the residents and business owners. He pointed out that some fees go years without being re-evaluated, and some must be reviewed by law. He stated that the Administration wishes to bring the fees forward at one time.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0093-2017

Resolved, that an Ordinance to amend Sections 110-56, 110-171, 110-173, 110-201, 110-206, 110-286, 110-371, 110-401, 110-402, 110-403, 110-404 AND 110-406 OF Chapter 110, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify and supplement fees charged for various City services, and to repeal conflicting Ordinances is hereby Accepted for Second Reading and Adoption, and shall become effective on Monday, April 3, 2017, following its publication in the Oakland Press on Sunday, April 2, 2017.

PLANNING AND ECONOMIC DEVELOPMENT

2017-0145 Request to Schedule a Public Hearing to consider the establishment of an Industrial Development District at Parcel Nos. 15-29-401-003 and 15-29-451-001, Rochester Hills, Michigan

Attachments: [032717 Agenda Summary.pdf](#)
[ARaymond LetterIntent 2017.pdf](#)
[IFT Application ARaymond2017.pdf](#)
[ARaymond Parcel Change notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Pamela Valentik, Manager of Economic Development, stated that A Raymond is a fifth generation family-owned business that has been operating in Rochester Hills for over 20 years. The company is currently in need of a permanent home for its North American headquarters and has been considering Michigan and Ohio. She explained that the City has received an application for a tax abatement for real property for a proposed 22,000 square foot facility to be located on Devondale Road. She noted that the company currently owns the property and the abatement would be for the new building.

She mentioned that Public Act 198 requires the establishment of an Industrial Development District prior to the consideration of a Industrial Facilities Exemption Certificate (IFT). A public hearing must be held, which she requested Council schedule for the next regular meeting on April 17, 2017, to consider the IDD and IFT for RayEstates Rochester RCI LLC, the legal entity that will own the building. She commented that representatives from A Raymond would be in attendance at the Public Hearing to present details of the project.

President Tisdell pointed out that the investment would be approximately \$10 million.

Ms. Valentik stated that the value of the land will not be considered; however, approximately \$5 million in construction plus equipment will be the investment. She noted that the exemption will be on the building and will not be on personal property.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0094-2017

Whereas, the City of Rochester Hills Administration is requesting that the City Council establish an Industrial Development District (IDD) at Parcel Nos. 15-29-401-003 and 15-29-451-001 as permitted under Public Act 198, of 1974, as amended, further described as:

T3N, R11E, SEC 29 SUPERVISOR'S PLAT NO 9 SLY 130 FT OF LOT 6

Parcel No. 15-29-401-003

T3N, R11E, SEC 29 SUPERVISOR'S PLAT NO 9 LOT 7

Parcel No. 15-29-451-001

Whereas, Public Act 198, of 1974, as amended requires that City Council hold a Public Hearing before considering the request.

Resolved, that the Rochester Hills City Council hereby schedules the Public Hearing for City Council's Regular Meeting of April 17, 2017; and

Be It Further Resolved, to send a certified copy of this Resolution to ARaymond Tinnerman, attn: Chuck Lee, President, 2600 W. Auburn Rd., Auburn Hills, MI 48326 no later than Monday, April 10, 2017; and

Be It Further Resolved, to send a certified copy of this Resolution to all taxing authorities and the City's Assessor no later than Monday, April 10, 2017; and

Be It Finally Resolved, to direct the City Clerk's office to print a notice of the Public Hearing in the Oakland Press no later than Monday, April 10, 2017.

- 2017-0146** Request to Schedule a Public Hearing to consider the request for an Industrial Facilities Exemption Certificate (IFT or tax abatement) for RayEstates Rochester RCI LLC., for Parcel Nos. 15-29-401-003 and 15-29-451-001

Attachments: [032717 Agenda Summary.pdf](#)
[ARaymond LetterIntent 2017.pdf](#)
[IFT Application ARaymond2017.pdf](#)
[ARaymond Parcel Change notice.pdf](#)
[Resolution \(Draft\).pdf](#)

Pamela Valentik, Manager of Economic Development, stated that the tax abatement process requires two steps. After the establishment of an Industrial Development District (IDD), an Industrial Facilities Exemption Certificate (IFT) will be considered. She pointed out that the IFT will require a separate Public Hearing from the IDD, which she requested Council set for the April 17, 2017 meeting, to immediately follow the Public Hearing for the IDD.

Mayor Barnett stated that the City's Planning and Economic Development Team has been doing an outstanding job. He pointed out that at the next Council meeting, the Administration hopes to lock down another company headquarters for Rochester Hills. He mentioned that the Administration just received word that the City's industrial parks are at 99 percent occupancy, and he stated that the credit goes in large measure to Ms. Valentik. He commented that new buildings are needed as there is no space remaining in current buildings.

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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0095-2017

Whereas, the Rochester Hills City Administration is requesting that City Council establish an Industrial Development District for property located at Parcel Nos. 15-29-401-003 and 15-29-451-001, further described as:

T3N, R11E, SEC 29 SUPERVISOR'S PLAT NO 9 SLY 130 FT OF LOT 6

Parcel No. 15-29-401-003

T3N, R11E, SEC 29 SUPERVISOR'S PLAT NO 9 LOT 7

Parcel No. 15-29-451-001

Whereas, RayEstates Rochester RCI, LLC filed an application for an Industrial Facilities Exemption Certificate (IFEC) on March 15, 2017 for the same property it has acquired; and

Whereas, Public Act 198 of 1974, as amended, requires that City Council hold a Public Hearing before considering an IFEC request and must render a decision within 60 days of receipt of the application.

Resolved, that the Rochester Hills City Council hereby schedules the Public Hearing for City Council's Regular Meeting of April 17, 2017; and

Be It Further Resolved, to send a certified copy of the notice to ARaymond Tinnerman, attn: Chuck Lee, President, 2600 W. Auburn Rd., Auburn Hills, MI 48326 no later than Monday, April 10, 2017; and

Be It Further Resolved, to send a copy of the notice to all taxing jurisdictions and the City's Assessor no later than Monday, April 10, 2017; and

Be It Finally Resolved, to authorize the City Clerk's Office to publish notice of the Public Hearing in the Oakland Press no later than Monday, April 10, 2017.

PUBLIC COMMENT for Items not on the Agenda

Michele Postiff, 905 Bolinger Street, requested Council review photographs she brought which showed conditions of the gravel roadway on Bolinger Street. She commented that while the City's DPS staff do an excellent job in the wintertime to ensure that the City's streets are clear and drivable, the maintenance of gravel roads leaves much to be desired. She pointed out that her street has deep ridges that hold water and channel it onto driveway aprons, and culverts are filled with mud and debris. She noted that a storm drain on the west side of the street is barely visible and is not functioning. She commented that gravel added in the summer is so dusty that residents are unable to open their windows. She requested the City do a better job in maintaining the gravel roads.

State Representative Michael Webber was in attendance to provide a legislative update. He noted the following:

- The budget process has started, and he expects that the State's Budget for the fiscal year that begins October 1, 2017 will be completed in June. The

Governor has proposed a flat budget in terms of revenue sharing, and has put together a commission to study unfunded liabilities and OPEB reform.

- He is working with the Michigan Municipal League on two bills including one dealing with sewer liability and stormwater issues and another which would provide greater local control on speed limits for gravel roads. He noted that legislation enacted last year has allowed Oakland County to reduce its speed on gravel roads to 45 miles per hour; however, he believes that more local control can yield even better results.

- The State House of Representatives passed legislation subjecting the Legislature to Freedom of Information Act requirement.

He noted that interested constituents could sign up for his newsletters at MichaelWebber@house.mi.gov.

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.

2017-0148 Approval of Minutes - City Council Regular Meeting - March 13, 2017

Attachments: [CC Min 031317.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0096-2017

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on March 13, 2017 be approved as presented.

2017-0130 Request for Acceptance of the Agreement for Maintenance and Repair of Private Road between the City of Rochester Hills and SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Private Rd Maint Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0097-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts the Agreement for Maintenance and Repair of Private Road, for ingress and egress for public and emergency vehicles and for the performance of public and emergency services over the internal, undedicated roads and/or driveways being used in common for vehicular travel, granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for Sanctuary at Rivers Edge for Parcel No. 15-15-403-010.

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

- 2017-0135** Request for Acceptance of a Watermain Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Watermain Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0098-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a sidewalk over, on, under, through and across land more particularly described as Parcel No. 15-15-403-010.

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

- 2017-0136** Request for Acceptance of a Highway Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Highway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0099-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a highway easement granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a highway over, on, under, through and across land more particularly described as Parcel No. 15-15-403-010.

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

- 2017-0133** Request for Purchase Authorization - DPS/FLEET: Blanket Purchase Order for new fleet and fire truck tires in the amount not-to-exceed \$35,000.00 through March 31, 2018; The Goodyear Tire and Rubber Company, Akron, OH

Attachments: [032717 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0100-2017

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for new fleet and fire truck tires to The Goodyear Tire and Rubber Company, Akron, Ohio in the amount not-to-exceed \$35,000.00 through March 31, 2018.

- 2016-0313** Request for Purchase Authorization - DPS/ENG: Increase to Blanket Purchase Order/Contract in the amount of \$27,000.00 for a new not-to-exceed

\$96,000.00 for Water Booster Station #2 Replacement Project, Design Services; Hubbell, Roth and Clark, Inc., Bloomfield Hills, MI

Attachments: [032717 Agenda Summary.pdf](#)
[HRC.Design.Budget.Increase.Request.31017.pdf](#)
[080816 Agenda Summary.pdf](#)
[Proposal Design Services.pdf](#)
[080816 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0101-2017

Resolved, that the Rochester Hills City Council hereby authorizes and increase to the Blanket Purchase Order/Contract for Water Booster Station #2 Replacement Project, Design Services to Hubbell, Roth and Clark, Inc., Bloomfield Hills, Michigan in the amount of \$27,000.00 for a new not-to-exceed amount of \$96,000.00.

- 2017-0147** Request for Purchase Authorization - DPS/ENG: Blanket Purchase Order/Contract for As-Needed Professional Services for the Management, Integration, Upgrade and Repair of the City's SCADA System including Communications in the amount not-to-exceed \$45,000.00 through December 31, 2017; Process Control & Instrumentation (PCI) LLC, Detroit, MI

Attachments: [032717 Agenda Summary.pdf](#)
[RFP-RH-17-005 Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0102-2017

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order/Contract for As-Needed Professional Services for the Management, Integration, Upgrade and Repair of the City's SCADA System including Communications to Process Control & Instrumentation (PCI) LLC, Detroit, Michigan in the amount not-to-exceed \$45,000.00 through December 31, 2017 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.

- 2017-0154** Request for Adoption of a street resolution to place newly constructed Prescott Drive and Logan Drive (Woodland Park Condominiums) within the City Local Street System for the purpose of obtaining funds under Act 51, P.A., 1951, as amended

Attachments: [032717 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0103-2017

Whereas, it is necessary to furnish information to the State of Michigan to place said streets within the City Local Street System for the purpose of obtaining funds under Act

51, P.A. 1951 as amended.

Now Therefore Be It Resolved,

1. That the said streets are described as:

Prescott Drive and Logan Drive as described within the Master Deed of "Woodland Park", Condominium Subdivision Plan No. 2175, recorded in Liber 50288, Pages 492-583, Oakland County Records being part of the Northeast 1/4 of Section 28, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, and any other amendments to the Master Deed that may occur hereafter, and

2. That said streets are located within City right-of-way and are under the control of the City of Rochester Hills, and

3. That said streets are certified as public streets and are for public street purposes, and

4. That said streets are accepted into the City Local Street System, and

5. That said streets have been open for traffic on February 24, 2017 and have been constructed according to City standards.

2017-0150 Request for Purchase Authorization - FACILITIES: Blanket Purchase Order/Contract for 2017 Landscaping Services and Lawn Mowing for City owned sites in the amount not-to-exceed \$80,000.00 through December 31, 2017; Green Meadows Lawnscape, Inc., Rochester Hills, MI

Attachments: [032717 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0104-2017

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order/Contract for 2017 Landscaping Services and Lawn Mowing for City owned sites to Green Meadows Lawnscape, Inc., Rochester Hills, Michigan in the amount not-to-exceed \$80,000.00 through December 31, 2017 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.

2017-0151 Request for Purchase Authorization - FACILITIES: Blanket Purchase Order/Contract for roof replacement of the Stoney Creek Schoolhouse in the amount of \$30,159.00 with a 10% project contingency of \$3,016.00 for a total not-to-exceed amount of \$33,175.00; Garland/DBS, Inc., Cleveland, OH

Attachments: [032717 Agenda Summary.pdf](#)
[Garland Bid Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0105-2017

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order/Contract for the roof replacement of the Stoney Creek Schoolhouse to Garland/DBS, Inc., Cleveland, Ohio in the amount of \$30,159.00 with a 10% project contingency in the amount of \$3,016.00 for a total not-to-exceed amount of \$33,175.00 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.

Passed the Consent Agenda

A motion was made by Morita, 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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

The Following Legislative Files were Discussed and Adopted by Separate Resolution.

2017-0129 Request for Acceptance of a Storm Water Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Storm Water Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

Public Comment:

Melinda Hill, 1481 Mill Race, requested the files relative to the Sanctuary at River's Edge development, with the exception of 2017-0130, 2017-0135 and 2017-0136 be removed from the Consent Agenda for discussion. She expressed concern on behalf of the Friends of the Clinton River Trail (FCRT) on how these easements and the proposed trail connection would impact the Trail. She expressed concern over a trail connection that was installed on the Jenoptik property. She stated that she did not wish to see the Trail degraded for private development. She commented that she expected the FCRT should be notified of any project that would affect the Trail.

Allan Schneck, Director of DPS/Engineering, stated that stormwater was addressed as the review of the project looks at historical drainage and where that drainage has been shed. He stated that current drainage is allowed and is permissible to continue. He pointed out that the on site detention basin is sized appropriately for proper discharge. He mentioned that drainage concerns are addressed for every development in Rochester Hills. He noted that the proposed trail connection is driven by a desire to access the trail. He mentioned that a substandard condition that occurred on the Jenoptik site was rectified.

President Tisdell stated that it is a developer's obligation to control the flow of surface water on a site. He questioned whether the proposed pond is a detention or retention pond.

Mr. Schneck responded that it is a detention pond, which will have an allowable outlet.

President Tisdell questioned whether the FCRT should be notified as these things are being addressed and considered at the City level.

Mr. Schneck responded that the City tries to take in all of the stakeholders; however, from time to time there is no notification. He stated that he would agree that the Clinton River Trail is a prized possession, and he noted that the Department recently worked with the FCRT on the Transportation Alternatives Project (TAP) between Auburn Hills, Rochester Hills, and the FCRT. He stressed that if there are any additional concerns regarding this project, they would be addressed.

Ms. Hill stated that the City has allowed a developer to utilize the trail, which is the City's property, to become a drainage ditch.

Paul Davis, City Engineer/Deputy Director of DPS, responded that, similar to the Jenoptik project, drainage from the development will be accounted for which requires the use of the trail right-of-way to discharge to its ultimate point further downstream. He pointed out that the Jenoptik site had to take an overflow condition into account, which requires a greater rate along the trail. He stated that the FCRT provided comments and feedback for the Jenoptik project during construction, and it is expected that they will provide feedback here as well.

President Tisdell questioned whether there would be any other option to provide drainage for this development.

Mr. Davis responded that while drainage could be pumped to different locations, typically the design mimics existing conditions. He stated that the drainage is being handled appropriately, and he would not propose that it be handled differently.

Vice President Morita stated that it is her understanding that the plans show that the development is for the private property, and there is no indication that the trail would be dug up. She commented that the private property owner is being allowed to develop the property with the same requirements as would apply to any private property owner. She noted that the DPS staff reviews water discharge, and she stated that the plans in front of Council are in compliance with their review.

Mr. Schneck stated that there is a discharge pipe to the trail right-of-way. He noted that historically the property's watershed is reviewed and a rate is arrived at to match the current discharge.

Vice President Morita stated that the water is still going where it has always gone.

Mr. Schneck responded that an extreme condition could cause an overflow.

Vice President Morita noted that five inches of rain per hour could cause an overflow. She stated that the property owner has been before Council several times for various approvals and has tried hard to comply with all requirements.

Mr. Schneck confirmed that the property owner has been responsive. He stated that the water would run to the side of the trail and would not free-board over the trail.

Mr. Hetrick questioned whether the site plans approved by the Planning Commission and City Council have changed in any way. He pointed out that there will still be a significant landscape buffer between the development and the trail.

Mr. Davis responded that they have not. He mentioned that there was discussion at the Planning Commission regarding providing a pedestrian connection, and he noted that DPS staff have also worked with the developer along the existing utility easement for a sanitary sewer line proposed to be made for pedestrian accommodations. He stressed that both items were discussed at Planning Commission and at Council. He commented that stormwater plans have not changed and were a part of the construction plan review and proposed on the site plans. He stressed that this is not the only development in the City that the developer is involved in. He commented that although there have been difficulties in trucking materials to the site because of right-of-way constraints, the developer has resolved these issues quickly.

Dr. Bowyer questioned the height of the detention pond relative to the trail, and if the developer would be willing to change the pond if it becomes a swamp pit.

Mr. Schneck responded that the discharge point is lower than the trail.

Mr. Davis responded that this plan would have been reviewed and approved to have a grade; and should it not be constructed according to the plans, it would be corrected.

Dr. Bowyer questioned whether the trail would be dug up for the sidewalk.

Mr. Schneck responded that the sidewalk would be perpendicular to the trail.

Mayor Barnett stated that everyone recognizes the value of the Clinton River Trail and stressed that the City does not bend toward developers in lieu of the trail. He commented that the project, like others, has been reviewed by the internal team at the City. He stated that while comments are appreciated, this Council should know that everything the City is doing is consistent with every other plan.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0106-2017

Resolved, that the Rochester Hills City Council hereby approves the storm water easement from SARE, Inc., a Michigan corporation, whose address is 14955 Technology Dr., Shelby Township, MI 48315, for Sanctuary at Rivers Edge, for Parcel No. 15-21-201-009.

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

2017-0131 Request for Acceptance of a Sanitary Sewer Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Sanitary Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

See Legislative File 2017-0129 for discussion.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0107-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sanitary sewer easement granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer over, on, under, through and across land more particularly described as Parcel No. 15-15-404-002 .

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

2017-0132 Request for Acceptance of a Sanitary Sewer Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Sanitary Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

See Legislative File 2017-0129 for discussion.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0108-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sanitary sewer easement granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a sanitary sewer over, on, under, through and across land more particularly described as Parcel No. 15-15-403-010.

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

2017-0134 Request for Acceptance of the Sidewalk Easement granted by SARE, Inc., a Michigan corporation, for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Sidewalk Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

See Legislative File 2017-0129 for discussion.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0109-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a sidewalk easement granted by SARE, Inc., a Michigan corporation, whose address is 14955 Technology Drive, Shelby Township, Michigan 48315, for the construction, operation, maintenance, repair and/or replacement of a sidewalk over, on, under, through and across land more particularly described as Parcel No. 15-21-201-009.

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

2017-0137 Request for Acceptance of a Storm Sewer Maintenance Agreement between the City of Rochester Hills and SARE, Inc., a Michigan corporation for Sanctuary at Rivers Edge

Attachments: [032717 Agenda Summary.pdf](#)
[Storm Sewer Sys Maint Agreem.pdf](#)
[Resolution \(Draft\).pdf](#)

See Legislative File 2017-0129 for discussion.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0110-2017

Resolved, that the Rochester Hills City Council hereby approves the storm sewer system maintenance agreement, relative to the details of the development and use, repair and maintenance of the storm sewer system from SARE, Inc., a Michigan corporation, whose address is 14955 Technology Dr., Shelby Township, MI 48315, for Sanctuary at Rivers Edge, for Parcel No. 15-15-403-010.

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

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Mayor Barnett made the following announcement:

- RecycleBank's Green Schools Program was successful as all 12 local schools were funded for a total donation from RecycleBank of \$25,000. The City's program is second in the nation only to Philadelphia.
- March is Reading Month. Mayor Barnett read to students at Deerfield Elementary.
- Soft Surroundings, a new shop at the Village of Rochester Hills, held a grand opening for its first Michigan location. Restaurants coming to the Village include PF Chang's and the Jagged Fork.
- The Michigan Municipal League Capital Conference was held last week in Lansing.
- Mayor Barnett attended the Rochester Community Schools Reflections Contest awards ceremony and presented the Mayor's Award to Marie Loscher, first grader at University Hills, for her photograph entitled "Let Your Life Shine".
- Mayor Barnett will deliver his State of the City address on Monday, April 10, 2017 at Adams High School. A red carpet event will begin at 6:30 p.m. with the address beginning at 7:00 p.m. This year's theme is "Rochester Hills - Local Roots, Global Reach". Three different ethnic dance teams will perform.

President Tisdell responded to public comment noting that he had visited the Postiff's property on Bolinger Street and will ensure that the City will provide a response regarding the road conditions. He asked State Representative Michael Webber what his thoughts were on the probability of success of the water resources utility legislation proposed.

State Representative Michael Webber responded that the legislation is something that should gain broad support as it affects several communities. He mentioned that Governor Snyder has been talking about the State's infrastructure needs.

Mr. Hetrick commented that the Public Safety and Infrastructure Technical Review Committee is in full support of the storm water utility legislation and offered the Committee's support.

Vice President Morita expressed concern regarding the sewer liability bill, noting that this is a huge issue potentially facing the southeast Michigan community. She commented that when a residents sues a community because of a sewer overflow, the money comes out of the tax dollars the residents pay to the City.

Mr. Kubicina expressed his appreciation for the work undertaken on gravel road speed limit legislation, and encouraged continued efforts for more local control. He stressed that if speed limits could be reduced on gravel roads, deer collisions could be reduced as well.

Mr. Wiggins stated that the State may have a nice budget surplus and suggested that the surplus not be spent too quickly. He commented that as the economy is cyclical, it would be good to not dip into the surplus going forward.

Mayor Barnett commended State Representative Webber for his leadership in

Lansing, noting that he has been supportive of the City's grant efforts for Riverbend Park.

Vice President Morita noted that Avondale Youth Assistance recognized over 100 students. She commented that State Representative Tim Greimel and State Senator Marty Knollenberg attended the ceremony.

Dr. Bowyer noted the following:

- The Homeowners Association Forum is set for 6:30 p.m. on March 30, 2017, here at City Hall.
- The Antler Amble is set for Thursday, April 6, 2017 from 1:00 to 3:00 p.m. at Bloomer Park. The event is free for Museum members.
- The Annual Benefit Concert for Neighborhood House, featuring Council's own Mark Tisdell, is set for April 30, 2017, at 3:00 p.m. at the First Congregational Church on Pine Street.
- The City's website features development maps to see what upcoming projects are under construction.

Mr. Brown stated that he has received one report of a coyote attack on a small dog. He commented that the dog survived with some medical care, and he encouraged anyone learning of any encounters to report them to the City. He noted that there are benefits to having coyotes in the community, and residents should keep smaller pets close and on a leash. He suggested that residents may be able to sign up for automated email notices on certain developments.

Mr. Hetrick stated that one of the follow up topics considered by the Public Safety and Infrastructure Technical Review Committee includes new techniques for maintaining gravel roads, providing an opportunity for the City to improve maintenance of these roads going forward. He announced that he was a guest reader at Deerfield Elementary School.

Mr. Kubicina stated that the Polar Plunge he participated in as a judge last month raised over \$73,000. He announced that Sunday is World Autism Day, and he noted that Oakland University is presenting a program that begins at 6:15 p.m. in the second floor atrium of the Engineering Center.

City Clerk Tina Barton announced that she was honored last week with her receipt of the Leaders of Leaders Award from Leadership Oakland for her work with Crossroads for Youth. She explained that Crossroads is an at-risk facility for teens where they can get the counseling they need along with attending special classes and participating in team building. She commented that many teens do not have anyone to take them in. She stated that the facility's furniture was very outdated, and she sought donors for all brand new furniture for the girls' building. She mentioned that she reached out to the Faithworks group which helped install a commercial kitchen for the girls' living facility.

ATTORNEY'S REPORT

City Attorney John Staran had nothing to report.

NOMINATIONS/APPOINTMENTS

2017-0070 Nomination/Appointment of one (1) Citizen Representative to the Zoning/Sign Board of Appeals for a three-year term to expire March 31, 2020

Attachments: [032717 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Colling, Jr. CQ.pdf](#)
[Dunn CQ.pdf](#)
[031317 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Braun III CQ.pdf](#)
[Deel CQ.pdf](#)
[Graves CQ.pdf](#)
[Lyons CQ.pdf](#)
[Reina CQ.pdf](#)
[Tischer CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

President Tisdel noted that Ernest Colling, Jr., and Stephen Dunn were nominated at the March 13, 2017 City Council Meeting. He requested City Council members to cast their vote for one of the nominees. The nominees received the following votes:

Ernest Colling, Jr.: Bowyer, Brown, Hetrick, Morita, Tisdel and Wiggins
Stephen Dunn: Kubicina

President Tisdel announced that **Ernest Colling, Jr.**, would be appointed to the Zoning/Sign Board of Appeals.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdel and Wiggins

Enactment No: RES0111-2017

Resolved, that the Rochester Hills City Council hereby appoints Ernest Colling, Jr. to the Zoning/Sign Board of Appeals to serve a three-year term expiring March 31, 2020.

2017-0149 Nomination/Appointment of one (1) Citizen Representative to the Cemetery Citizen Advisory Technical Review Committee

Attachments: [Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Sawdon CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

President Tisdel stated that David Marries has moved to Florida and will no longer serve on the Cemetery Citizen Advisory Technical Review Committee.

President Tisdel Opened the Floor for Nominations:

Vice President Morita nominated Keith Sawdon.

Seeing No Further Nominations, President Tisdell Closed the Floor for Nominations.

As only one individual was nominated, **President Tisdell** announced that **Keith Sawdon** would be appointed to the Cemetery Citizen Advisory Technical Review Committee.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0112-2017

Resolved, that the Rochester Hills City Council hereby appoints Keith Sawdon to the Cemetery Citizen Advisory Technical Review Committee.

- 2017-0155** Request to Confirm the Mayor's Reappointment of Gerard Dettloff and C. Neall Schroeder and the Appointment of Ed Anzek to the Planning Commission, each for a three-year term to expire March 31, 2020

Attachments: [032717 Agenda Summary.pdf](#)
[Anzek CQ.pdf](#)
[Dettloff CQ.pdf](#)
[Schroeder CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0113-2017

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's Reappointment of Gerard Dettloff and C. Neall Schroeder and the Appointment of Ed Anzek to the Planning Commission, each for a three-year term to expire March 31, 2020.

- 2017-0156** Request to Confirm the Mayor's Reappointment of Stephan Slavik to the Local Development Finance Authority (LDFA) for a four-year term to expire March 31, 2021

Attachments: [032717 Agenda Summary.pdf](#)
[Slavik CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0114-2017

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's Reappointment of Stephan Slavik to the Local Development Finance Authority (LDFA) for a four-year term to expire March 31, 2021.

NEW BUSINESS

- 2017-0118** Request for Acceptance of Pedestrian Pathway Easement granted by David L. Collins, Jr., 1680 W. Auburn Road, Rochester Hills, Michigan and authorization of payment to landowners in the amount of \$4,650.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0115-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by David L. Collins, Jr., of 1680 W. Auburn Road, Rochester Hills, Michigan 48309, for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-028 and authorizes the payment to the landowners in the amount of \$4,650.00.

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

- 2017-0119** Request for Acceptance of Pedestrian Pathway Easement granted by Esso Homes, Inc., a Michigan Corporation, whose address is 6875 Richmond Drive, Troy, Michigan for 1060 W. Auburn Road, Rochester Hills, Michigan and authorization of payment to landowners in the amount of \$5,000.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0116-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Esso Homes, Inc., a Michigan Corporation whose address is 6875 Richmond Drive, Troy, Michigan, and Patrick McDaniel, a single man, of 4265 Bay Beach Lane, Ft. Myers, Florida 33931 as to a 1/3 undivided interest, and Mark McDaniel, a married man, of 635 Seabrook Drive, Rochester Hills, Michigan 48307 as to a 1/3 undivided interest, and Joseph J. Micallef, a single man, of 5366 Rochester Road, Troy, Michigan 48085 as to a 1/3 undivided interest, for the construction, operation,

maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-478-057 and authorizes the payment to the landowners in the amount of \$5,000.00.

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

2017-0120 Request for Acceptance of Pedestrian Pathway Easement granted by Roy and Tiffany Floyd, husband and wife, whose address is 1598 W. Auburn Road, Rochester Hills, Michigan and authorization of payment to landowners in the amount of \$3,000.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0117-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Roy and Tiffany Floyd, husband and wife, whose address is 1598 W. Auburn Road, Rochester Hills, Michigan for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-031 and authorizes the payment to the landowners in the amount of \$3,000.00.

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

2017-0121 Request for Acceptance of Pedestrian Pathway Easement granted by Gianna Investments, L.L.C., a Michigan Limited Liability Company, whose address is 59227 Van Dyke Road, Washington, MI 48094-2205 and authorization of payment to landowners in the amount of \$5,800.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0118-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Fianna Investments, L.L.C., a Michigan limited liability company, whose address is 59227 Van Dyke Road, Washington, Michigan for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-029 and authorizes the payment to the landowners in the amount of \$5,800.00.

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

- 2017-0122** Request for Acceptance of Pedestrian Pathway Easement granted by Ahmadiyya Movement in Islam, Detroit, Inc., an Illinois Non-Profit Corporation, whose address is 1730 W. Auburn Road, Rochester Hills, Michigan 48309 and authorization of payment to landowners in the amount of \$3,750.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0119-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Ahmadiyya Movement in Islam Detroit, Inc., (a/k/a Ahmadiyya Movement in Islam, Inc. USA) an Illinois Non-Profit Corporation whose address is 1730 W. Auburn Road, Rochester Hills, Michigan for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-025 and authorizes the payment to the landowners in the amount of \$3,750.00.

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

- 2017-0123** Request for Acceptance of Pedestrian Pathway Easement granted by Khaja Kamaluddin of 46123 Winston Drive, Shelby Township, MI 48315 and Percy N. Peter of 37199 Camellia Lane, Clinton Township, MI 48036 and authorization of payment to landowners in the amount of \$2,850.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0120-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Khaja Kamaluddin, a married man, of 46123 Winston Drive, Shelby Township, Michigan 48315 and Percy N. Peter, a married man, of 37199 Camellia Lane, Clinton Township, Michigan 48036 as joint tenants with full rights of survivorship and not as tenants in common for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-035 and authorizes the payment to the landowners in the amount of \$2,850.00.

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

- 2017-0124** Request for Acceptance of Pedestrian Pathway Easement granted by KEBM, L.L.C., a Michigan Limited Liability Company whose address is 1800 W. Auburn Road, Rochester Hills, MI and authorization of payment to landowners in the amount of \$6,500.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0121-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by KEBM, L.L.C., a Michigan Limited Liability Company, of 1800 W. Auburn Road, Rochester Hills, Michigan 48309 for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-020 and authorizes the payment to the landowners in the amount of \$6,500.00.

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

- 2017-0125** Request for Acceptance of Pedestrian Pathway Easement granted by Robert C. Landon, Jr. and Susan M. Landon, husband and wife whose address is 1610 W. Auburn Road, Rochester Hills, MI and authorization of payment to landowners in the amount of \$2,760.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0122-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Robert C. Landon, Jr. and Susan M. Landon, husband and wife, of 1610 W. Auburn Road, Rochester Hills, Michigan 48309 for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-030 and authorizes the payment to the landowners in the amount of \$2,760.00.

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

- 2017-0126** Request for Acceptance of Pedestrian Pathway Easement granted by Percy N. and Iris Peter, husband and wife whose address is 37199 Camellia Lane, Clinton Township, MI and Khaja and Habeeba Kamaluddin, whose address is 46123 Winston Drive, Shelby Township, MI for 1536 W. Auburn Road and authorization of payment to landowners in the amount of \$6,625.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0123-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Percy N. and Iris Peter, husband and wife, of 37199 Camellia Lane, Clinton Township, Michigan 48036 and Khaja and Habeeba P. Kamaluddin, husband and wife of 46123 Winston Drive, Shelby Township, Michigan 48315 for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-034 and authorizes the payment to the landowners in the amount of \$6,625.00.

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

- 2017-0127** Request for Acceptance of Pedestrian Pathway Easement granted by G. Rasul and Zeenat F. Chaudhry, husband and wife whose address is 2711 Gloucester Road, Rochester Hills and authorization of payment to landowners in the amount of \$3,050.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0124-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by G. Rasul and Zeenat F. Chaudhry, husband and wife whose address is 2711 Gloucester Road, Rochester Hills, Michigan 48309 for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-027 and authorizes the payment to the landowners in the amount of \$3,050.00.

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

- 2017-0128** Request for Acceptance of Pedestrian Pathway Easement granted by Jason S. and Stacy L. Reeves, husband and wife whose address is 1582 W. Auburn Road, Rochester Hills, MI and authorization of payment to landowners in the amount of \$3,700.00

Attachments: [032717 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0125-2017

Resolved, that the Rochester Hills City Council hereby accepts the Pedestrian-Pathway Easement granted by Jason S. and Stacy L. Reeves, husband and wife whose address is 1582 W. Auburn Road, Rochester Hills, Michigan 48309 for the construction, operation, maintenance, repair and/or replacement of a pedestrian pathway over, on, under, through and across land more particularly described as Parcel No. 15-28-300-032 and authorizes the payment to the landowners in the amount of \$3,700.00.

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

- 2017-0152** Request for Approval of the Special Assessment District (SAD) Policy for Paving Local Gravel Roads

Attachments: [032717 Agenda Summary.pdf](#)
[Draft SAD Policy.pdf](#)
[Draft SAD Policy showing revisions.pdf](#)
[SAD Flow Chart.pdf](#)
[SAD Gantt chart.pdf](#)
[SAD Checklist-DPS Revised 2017.pdf](#)
[Resolution \(Draft\).pdf](#)

Paul Davis, City Engineer/Deputy Director of DPS, stated that the proposed Special Assessment District (SAD) Policy for Paving Gravel Roads is the culmination of much effort between City Council members, the Public Safety and Infrastructure Technical Review Committee (PSITRC), City staff and many concerned residents. He mentioned that the meeting packet includes a document highlighting the changes from the previously-proposed policy from October 1, 2013; and he stated that the policy was recommended for Council's approval at the PSITRC's last meeting.

He noted that the proposed revisions now include a formal incorporation of language requiring a Capital Improvement Project (CIP) be submitted and included in an approved document for an SAD. In addition, the project must be proposed and submitted to City Council and included in budgeted funds. He explained that this will extend the timeframe for an SAD to go from initiation to completion to approximately three years. He stated that this will allow Council to better budget and plan for these types of projects.

Mr. Davis noted that in the year since the Norton Lawn and Hickory Lawn projects were undertaken, the City has received 11 separate requests for projects. He added that the current policy has a cap on the residents' share at \$5,000 per buildable lot, with the City covering all costs beyond that amount. The proposed cap is \$12,000, with a 60 percent resident, 40 percent City split. In addition, a specific timeframe each year would call for projects, allowing for scheduling for inclusion of these projects in the CIP. He mentioned that a flow chart and Gantt chart were included to better represent the scheduling and flow of a project.

President Tisdell stated that the paving of gravel roads is a citizen-driven expenditure. He commented that he voted for the previous policy in 2013, and noted that the City has been earmarking funds in the range of \$100,000 to \$200,000 per year for SAD work. He commented that after the City undertook the Norton Lawn/Hickory Lawn SAD, Kingsview and Stellma Lane and nine or ten more SAD applications came forward, with these projects being minimally projected to be seven-figure events. He stated that the City has to find a way to budget for these projects to get them done. He commented that a number of residents sat in on the PSITRC meetings, and Vice President Morita, Mr. Brown and Mr. Wiggins as a study group worked on this as well. He stated that a policy is being brought forward that attempts to meet the ballot language and concerns of the study group.

Public Comment:

Kevin Hamera, 1326 Kingsview, requested Council provide feedback on whether the petitions received that were based on the 2013 SAD policy will be able to proceed. He noted that 68 percent of the residents on Kingsview signed petitions based on the 2013 Policy. He stressed that in considering raising the cap to \$12,000 per buildable lot, two-thirds of the homes that are on dirt roads have a value of \$190,000 or less, representing a significant risk or exposure to these homeowners.

Michele Postiff, 905 Bolinger, requested Council grandfather the petitions currently submitted under the 2013 Policy. She commented that if this is not possible, perhaps Council could consider a cost compromise for those residents. She noted that the residents have gone through the process and have been very patient, and participated in the proposed revisions.

President Tisdell stated that Council voted to accept the petitions for Kingsview and Bolinger and then suspended the process until an idea of how these projects could be budgeted for could be sought. He commented that it is his opinion that nothing should be grandfathered. He stated that he would be willing to help reinstate the process for these SADs and do some of the legwork to move this along.

Mr. Hetrick expressed his appreciation to Mr. Davis for his work on the document. He stated that perhaps a cost compromise could be considered, and he suggested that the costs should be determined to see how they will fit with the new policy. He noted that he would not support grandfathering, stating that Council learned a valuable lesson in being surprised by the total cost of the paving projects and not knowing where the funding source would be.

Mr. Wiggins pointed out that if a paving project is over one million dollars, that is a significant portion of the City's Local Road Reconstruction Budget of \$5 million per year. He commented that the City should look at how it can improve the gravel road conditions now, and work toward a long-term solution.

President Tisdell stated that Council is aware of all of the concerns. He commented that he hopes that this can be addressed in the next budget to provide additional funds for maintenance.

Dr. Bowyer noted that while the cap is set at \$12,000, perhaps final construction costs may lower the price to the resident per buildable lot below the \$12,000 cap, as the 60 percent (resident) and 40 percent (City) split would be on the final cost.

Mr. Davis responded that the particulars of each project will determine the final cost, such as density of homes and layout of the street. He noted that the projected cost for Kingsview would trigger the cap requirement as it would be approximately \$20,850 per lot with the cul-de-sac included and around \$19,000 without. He stated that the final assessment would set the numbers. He explained that the City would not know until all costs are completed; however, staff should have a good idea whether the residents would be paying the cap. He mentioned that payback time was also discussed, considering moving from 15 years to ten years as the City must advance the funds up front; however, it was determined that a 15-year payback would remain.

President Tisdell stated that the City will want to have the construction completed properly as it will still have the open-ended exposure for all maintenance.

Mr. Brown noted that the goal is not to discourage residents from paving. He stated that it allows for a budget process and timing. He pointed out that the City cannot undertake 11 projects in one year, as it must also consider work on drains and water lines that are underneath the dirt roads. He moved the motion in the packet to approve the policy.

Mr. Hetrick seconded the motion.

Vice President Morita expressed her thanks to Mr. Wiggins and Mr. Brown, noting that the Council study group met several times over the summer to identify issues that needed to be addressed and create a framework for the policy. She congratulated the PSITRC and Mr. Davis, noting that the proposed policy will be clearer to residents, will specify timing and will help with budgeting. She questioned whether the proposed Policy needed to go through legal review, and suggested two wording changes be incorporated.

City Attorney John Staran stated that he would review the policy.

Mr. Brown withdrew his motion and **Mr. Hetrick** withdrew his second pending legal review.

Mr. Kubicina commented that he visited with Mr. Hamera and acknowledged his concerns. He stated that he appreciated the residents' input, noting Council is receptive to their positions.

President Tisdell stated that the study group did an excellent job. He commented that with the help of Laurie Taylor, Deputy Director of Assessing, and a review of what other communities have done, it provides a sense of how the City stands.

He stated that it is his opinion that the new program is still a generous commitment to getting the gravel roads paved. He noted that the process will provide more information and more time to consider budgeting for the projects. He pointed out that the City is dealing with projects for the fire stations, Auburn Road, realignment projects and Tri-Party opportunities. He commented that the proposed policy will hopefully eliminate a denial. He noted that this item would return to the April 17, 2017, City Council meeting following Mr. Staran's review.

Discussed.

Whereas, budget and scheduling concerns were questioned by City Council relative to the Local Road SAD Policy. The Public Safety and Infrastructure Technical Review Committee was asked to review the process and recommend whether any changes to the existing policy should be made. The Public Safety and Infrastructure Technical Review Committee voted to recommend approval of the revisions of Special Assessment District Information for Paving Local Gravel Roads Policy at their March 2, 2017 meeting.

Resolved, that the Rochester Hills City Council hereby approves the Special Assessment District Information for Paving Local Gravel Roads Policy dated March 27, 2017.

- 2017-0153** Request for Purchase Authorization - DPS/ENG: Cost Participation Agreement approval between the Board of Commissioners (BOARD) for the County of Oakland and the City of Rochester Hills for the resurfacing improvements on South Boulevard from east of Crooks Road to west of Livernois Road, and from east of John R Road to west of Dequindre Road in the amount not-to-exceed \$251,512.00; Road Commission for Oakland County, Beverly Hills, MI

Attachments: [032717 Agenda Summary.pdf](#)
[Project No. 53401 - South Boulevard, Rochester Hills.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that a maximum of \$481,000 in Tri-Party funding will be split three ways between the Road Commission for Oakland County, the Board of Commissioners for Oakland County, and the City. He noted that the remainder of \$251,512 would come from the City's Major Street Fund. He pointed out that the Agenda Summary and proposed Resolution contained an inaccurate figure and should reflect the correct amount.

Public Comment:

Lee Zendel, 1575 Dutton Road, questioned how the City of Troy is involved in funding the project.

Mr. Schneck responded that Troy's share is \$572,667, the County Board of Commissioners' share is \$168,578, the Road Commission for Oakland County's share is \$733,243, and the City's share is \$251,512, for a total estimated project cost of \$1,718,000.

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

Aye 7 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0126-2017

Resolved, that the Rochester Hills City Council hereby approves the Cost Participation Agreement between the City of Rochester Hills and the Board of Commissioners (BOARD) for the County of Oakland for the resurfacing improvements on South Boulevard from east of Crooks Road to west of Livernois Road, and from east of John R Road to west of Dequindre Road in the amount not-to-exceed \$251,512.00 and further authorizes the Mayor to execute the agreement on behalf of the City.

2017-0142 Request for Purchase Authorization - FLEET: Purchase Authorization for one (1) Street Sweeper in the amount of \$270,313.25; Bell Equipment Company, Lake Orion, MI

Attachments: [032717 Agenda Summary.pdf](#)
[Pricing Structure Cost Comparison.pdf](#)
[National IPA Elgin Whirlwind Proposal.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that this purchase is a collaborative effort between the City, Bloomfield Township, Farmington Hills and Madison Heights. He noted that similar to a cafeteria plan, the City will purchase a specific model with options to fit the particular agency's needs. He pointed out that the purchase is over budget, and he noted that the overage will be funded by the elimination of the purchase of a fleet services vehicle which was in the Capital Improvement Project for \$60,000, and a surplus value of the existing machine of \$45,000. He stated that when the existing vehicle is auctioned, the auction reserve amount will be \$45,000.

President Tisdell noted that the City has historically done very well at auction because of its fleet maintenance.

Mr. Brown commented that while the cost for the vendor appears to be in the middle of the bids, this vendor will provide a higher trade-in value.

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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0127-2017

Resolved, that the Rochester Hills City Council authorizes the purchase of one (1) street sweeper to Bell Equipment Company, Lake Orion, Michigan in the amount of \$270,313.25.

2017-0157 Request for Approval of the Water Service Agreement between the City of Rochester Hills, the Township of Oakland and Mocerri Companies

Attachments: [032717 Agenda Summary.pdf](#)
[Water Agreement for Blossom Ridge.pdf](#)
[Exhibit A.pdf](#)
[Exhibit B.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that the City currently provides water to the developments adjacent to the new development at the northwest corner of Adams and Dutton Roads. He noted that the proposed Agreement is to provide water service to the new development. He explained

that water modeling has been completed to ensure that water service can be provided at appropriate volumes and pressures; and he noted that by servicing this development a loop will be created that will provide redundancy in the water system. He stated that 218 residential units will be added to the water service area for Booster Station #2. He mentioned that the agreement provides that Oakland Township, through the developer, will pay 5.9 percent of the construction cost for the Booster Station.

President Tisdell commented that this will be an appropriate contribution by the developer for equipment that the City will take ownership of.

Mr. Schneck pointed out that City Attorney John Staran was involved in reviewing the Agreement with Oakland Township's attorneys.

Mr. Brown questioned how the timing of the Booster Station will line up with the construction of the new development.

Mr. Schneck responded that a solicitation for bids for Booster Station #2 will be going out soon. He stated that the upgrade will coincide with the development this year.

Mr. Wiggins questioned whether this could affect capacity considerations should a new development be proposed for Rochester Hills.

Mr. Schneck responded that the City reviews total buildout when looking at development. He stated that "firm capacity" means that the City must be able to provide volume and pressure with the largest pump out of service. He noted that if another agreement or future development would be proposed, the City would again do its due diligence to determine whether the proper volume and pressure would be provided.

Mr. Wiggins questioned whether any need for increased capacity would be borne by the developer.

Mr. Schneck responded that any required upgrades to the distribution system would be borne by the developer.

After the vote, **Dominic Moceri**, 3005 University Drive, Auburn Hills, extended his thanks to the City of Rochester Hills for looking out for the best interests of the community at large. He noted that incorporating the Blossom Ridge development into the water system will provide a loop with the Hills of Oakland and Hills of Kingspointe. He stated that they will be funding 100 percent of the costs and will provide a tremendous benefit.

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 - Bowyer, Brown, Hetrick, Kubicina, Morita, Tisdell and Wiggins

Enactment No: RES0128-2017

Whereas, the proposed Blossom Ridge Development is located on the northwest corner of Dutton and Adams Roads in Oakland Township. The senior community will consist of

single-family, multi-family and an assisted living facility.

A request from the developer, Mocer Companies, was made for the connection to Rochester Hills' water system in order to serve the proposed development. Once the water main is installed and approved, the City of Rochester Hills will take over ownership of the system.

Resolved, that the Rochester Hills City Council hereby approves the Water Service Agreement between the City of Rochester Hills, the Township of Oakland and the Mocer Companies and authorizes the Mayor and City Clerk to execute the agreement on behalf of the City.

ANY OTHER BUSINESS

Allan Schneck, Director of DPS/Engineering, stated that the pathway easements approved along Auburn Road this evening will allow the City to have a continuous easement along Auburn Road all the way to Crooks Road. He expressed his appreciation to Council for their support of these items.

City Clerk Tina Barton announced that the filing deadline for City Council for the August Primary Election is Tuesday, April 25, 2017, at 4:00 p.m.

NEXT MEETING DATE

Regular Meeting - Monday, April 17, 2017 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, President Tisdell adjourned the meeting at 9:49 p.m.

*MARK A. TISDELL, President
Rochester Hills City Council*

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

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

Approved as presented at the April 17, 2017 Regular City Council Meeting.