

MINUTES of the **Regular Rochester Hills City Council Meeting** held at 1700 W. Hamlin Road, Rochester Hills, Michigan, on Wednesday, December 10, 2003 at 7:30 p.m.

1. CALL TO ORDER

President Dalton called the Regular Rochester Hills City Council Meeting to order at 7:37 p.m. Michigan Time.

2. ROLL CALL

Present: President John Dalton; Members Bryan Barnett, Jim Duistermars, Melinda Hill, Linda Raschke, Gerald Robbins

Absent: Member Barbara Holder

QUORUM PRESENT

Council Member Holder provided previous notice she would be representing the City at the National League of Cities.

Others Present: Pat Somerville, Mayor
Bev Jasinski, City Clerk
John Staran, City Attorney
Ed Anzek, Director of Planning/Development
Alan Buckenmeyer, Parks Operations Manager
Paul Davis, City Engineer
Derek Delacourt, Planner II
Pam Lee, Director of Human Resources
Deborah Millhouse, Deputy Director of Planning/Development
Bob Spaman, Director of Finance

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF AGENDA (Members received a copy of a City Council Regular Meeting Action Summary Sheet dated December 4, 2003 from Susan Galeczka, City Council Liaison)

Resolution A0001-2003-R0457

MOTION by Duistermars, seconded by Hill,

Resolved, that the Rochester Hills City Council hereby approves the Agenda, of the Regular Rochester Hills City Council Meeting of December 10, 2003 amended as follows:

Add the following Agenda Items:

- 8a – ADOPTION OF RESOLUTION TO ADJOURN TO CLOSED SESSION**
at the conclusion of tonight’s meeting (December 10, 2003) for the purpose of discussing a confidential attorney/client privileged communication. At the conclusion of the Closed Session, Council will not return to open session (A0008)
- 9g – APPROVAL OF MINUTES** - Excerpt of 11/19/03 Minutes regarding CDBG

Move the following Agenda Item:

- 17a – HISTORIC DISTRICTS STUDY COMMITTEE REPORT REGARDING THE REQUEST FOR ELIMINATION OF NONCONTIGUOUS HISTORIC DISTRICT**

Move this item to follow Agenda Item 12a – 2003 Budget Amendments

The remainder of the Agenda remained the same.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

5. CHAIRPERSON'S REPORT

President Dalton explained that Council would be voting to move the January 2004 meetings to the City Hall Auditorium as renovations had progressed further than anticipated. He noted that, while poinsettias given to Council Members and the Mayor were appreciated, they were unable to accept them and, therefore, would be delivered to area senior citizens. President Dalton informed Council that a special joint meeting between Council and Planning Commission had been requested for January 14th. He then wished everyone “a very joyful and happy holiday.”

6. MAYOR'S REPORT

Mayor Somerville described the giving tree located in City Hall to benefit underprivileged City residents through the Holiday Helpers of Rochester Hills.

7. COUNCIL COMMENTS

Mr. Robbins echoed the Mayor’s sentiments regarding Holiday Helpers of Rochester Hills and urged residents to contribute. He wished his fellow Council members and the Mayor happy holidays.

Ms. Raschke noted that she is participating in the giving tree and wished everyone a happy holiday and a safe and happy new year.

Ms. Hill, Mr. Duistermars and Mr. Barnett also wished everyone happy holidays.

8. ATTORNEY’S REPORT

City Attorney John Staran had nothing to report.

8a. ADOPTION OF RESOLUTION TO ADJOURN TO CLOSED SESSION at the close of business tonight for the purpose of discussing an Attorney/Client Privileged communication (Members received a copy of a Supplemental Information form dated December 10, 2003 from Susan Galeczka, City Council Liaison)

Resolution A0008-2003-R0458

MOTION by Raschke, seconded by Hill,

Now Therefore Be It Resolved that the Rochester Hills City Council hereby agrees to meet in Closed Session, as permitted by State Statute MCLA 15.268, Section 8(a), at the close of business of this Regular Meeting (December 10, 2003), and will not return to Open Session at its conclusion. The purpose of the Closed Session is to discuss a confidential attorney/client privileged communication.

ROLL CALL VOTE:

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

9. CONSENT AGENDA (All matters listed 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 the Consent Agenda for separate discussion.)

Approved by a single motion Items **9a, 9b, 9c, 9d, 9e, 9f** and **9g** from the Consent Agenda.

9a. Confirmation of Mayor’s Appointment of Kenneth Zendel to the Advisory Traffic and Safety Board to fill the term vacated by Linda Raschke to expire on June 30, 2004 (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Pam Olson, Departmental Assistant, with attachments)

Resolution A0500–2003–R0459

MOTION by Barnett, seconded by Duistermars,

Resolved that the Rochester Hills City Council hereby confirms the Mayor’s appointment of Kenneth Zendel to the Traffic Advisory and Safety Board to complete the term vacated by Linda Raschke’s election to City Council. Mr. Zendel’s term will expire June 30, 2004.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

- 9b. **Request for Purchase Authorization** - FACILITIES: Architectural/Engineering Services for Spencer Park Beach House, Vault Toilets at Veterans Memorial Pointe and Bloomer Park and ADA Compliant Paths at Bloomer and Yates Parks, blanket purchase order not-to-exceed \$52,500.00; THA Architects Engineers, Flint, MI (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Bob Srogi, Facilities Operations Manager, with attachments)

Resolution A0760–2003–R0460

MOTION by Barnett, seconded by Duistermars,

Resolved that the Rochester Hills City Council authorize a blanket purchase order for architectural services including design and construction administration for Spencer Park beach house, vault toilets at Veterans Memorial Pointe and Bloomer Park and ADA compliant paths at Bloomer and Yates Parks to THA Architects Engineers, Flint, Michigan, in the amount not-to-exceed \$52,500.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

- 9c. **Request for Purchase Authorization** - FISCAL: Environmental Consultant (Brownfield Site Assessment Services) - Community Development Block Grant Program; blanket purchase order not-to-exceed \$34,000.00; Applied Science & Technology, Inc. (ASTI), Brighton, MI (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Joe Snyder, Financial Analyst, with attachments)

Resolution A0758–2003–R0461

MOTION by Barnett, seconded by Duistermars,

Whereas, the City of Rochester Hills has been involved in Oakland County Community Development Block Grant (CDBG) projects since the programs inception in 1975. During this time over \$3.7 million have been expended; and

Whereas, the City’s proposed CDBG activities must meet the Department of Housing and Urban Development (HUD) regulations; benefit low-income populations, prevention or elimination of slum or blighted conditions, or meeting an urgent community need where no other source of funding is available; and

Whereas, the City of Rochester Hills City Council resolved at their November 19, 2003 regular meeting to reprogram \$34,000 from Street Improvement Special Assessments to Planning / Management activities dedicated towards Brownfield site assessment work; and

Whereas, the City of Rochester Hills City Council resolved at their August 6, 2003 regular meeting to authorize a three-year contract for environmental and wetland consulting services, including Brownfield site assessments with Applied Science & Technology (ASTI);

Resolved, the Rochester Hills City Council hereby authorizes a contract with ASTI in the amount of \$34,000 dedicated towards Brownfield site assessments, funded by CDBG.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

- 9d. **Request for Purchase Authorization** - FISCAL – MAYOR’S OFFICE: Office Supplies and Equipment, blanket purchase order not-to-exceed \$125,000.00; Office Depot, Plymouth, MI (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Jean Farris, Supervisor of Procurement, with attachments)

Resolution A0443–2003–R0462

MOTION by Barnett, seconded by Duistermars,

Whereas, the City of Rochester Hills receives the best value for the purchase of office supplies and equipment by participating with the Tri-County Purchasing Cooperative under a “piggy back” addendum with Los Angeles County and U.S. Communities Government Purchasing Alliance for Office Depot Business Services Division;

Resolved that the Rochester Hills City Council authorizes a blanket purchase order for office supplies and equipment to Office Depot Business Services Division, Plymouth, Michigan, in the amount not-to-exceed \$125,000.00 through December 31, 2004.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

- 9e. **Request for Purchase Authorization** - COMMUNICATIONS/FIRE: Digital Voice Communication Recorder, purchase order not-to-exceed \$35,000.00 (Members received a copy of a City Council Regular Meeting Summary Sheet dated December 2, 2003 from Vince Foisy, Supervisor of Communication Systems, with attachments)

Resolution A0762–2003–R0463

MOTION by Barnett, seconded by Duistermars,

Resolved that the Rochester Hills City Council approve the Purchase Order for an amount not to exceed \$35,000.00 for the replacement of a Digital Voice Communication Recorder, upon the Bid Award by the City of Farmington Hills and the concurrence of the Supervisor of Communications.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

- 9f. **Request for Purchase Authorization** - HUMAN RESOURCES: Personnel Services, increase to blanket purchase order in the amount of \$1,200.00 for a new not-to-exceed total of \$26,200.00; Snelling Personnel Services, Auburn Hills, MI (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Pamela M. Lee, Director of Human Resources, with attachments)

Resolution A0759–2003–R0464

MOTION by Barnett, seconded by Duistermars,

Whereas, the balance of the current blanket purchase order is insufficient to cover the cost of outstanding invoices for temporary employment services, and

Whereas, a new RFP will be issued for temporary services during 2004,

Resolved that the blanket purchase order for Snelling Personnel Services is increased \$1,200 for a new not-to-exceed total of \$26,200 to cover outstanding invoices through the end of 2003.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

- 9g.** Approval of Minutes - Excerpt of November 19, 2003 Minutes regarding CDBG funds (Members received a copy of a City Council Regular Meeting Summary Sheet dated October 10, 2003 from Susan Galeczka, City Council Liaison, with attachments)

Resolution A0005-2003-R0465

MOTION by Barnett, seconded by Duistermars,

Resolved that the Excerpt of Minutes of a Regular Rochester Hills City Council Meeting held on Wednesday, November 19, 2003 be approved as presented.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

10. PUBLIC COMMENTS²

Mr. Lee Zendel, 1575 Dutton, stated that reductions in State revenue sharing would cost the City of Rochester Hills over \$300,000, suggesting that the City's spending should be closely examined. He suggested that the "Council could learn from workshops comparing our spending to other communities."

11. LEGISLATIVE / ADMINISTRATIVE RESPONSE

None.

12. PUBLIC HEARINGS

- 12a.** 2003 Budget Amendments (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Bob Spaman, Director of Finance, with attachments)

Mr. Bob Spaman, Director of Finance, explained that this time of year the Fiscal Department prepares budget amendments. He described most as "generally housekeeping" noting that the City's expenses were actually less than anticipated.

12a.i Public Hearing

President Dalton opened the Public Hearing at 7:54 p.m.

There being no public comment, **President Dalton** closed the Public Hearing at 7:55 p.m.

Ms. Hill noted that her support for reducing the Fire Millage by one tenth (1/10) of a mill would not have negatively impacted that budget. She stated, “we are over taxing our citizens for the Fire Millage.”

12a.ii Approval of Amendments

Resolution A0373–2003–R0466

MOTION by Hill, seconded by Robbins,

Whereas, a Public Hearing was held on December 10, 2003 to amend and adopt new fund totals,

Now Therefore Be It Resolved that the Rochester Hills City Council hereby approves the following 2003 fund totals as amended:

101 – General Fund	\$22,711,468
202 – Major Roads	\$7,180,937
203 – Local Roads	\$7,033,173
206 – Fire	\$7,189,340
207 – Special Police	\$6,802,835
211 – Stoney Creek Perpetual Care	\$44,000
213 – RARA Millage	\$467,423
214 – Bike Path	\$549,078
226 – Solid Waste Management	\$41,667
244 – Public Improvement-Drains	\$2,536,345
265 – OPC Millage	\$780,336
314 – Local Road SAD-2001 Bonds	\$403,821
331 – Drain Debt	\$4,747,883
368 – OPC Building Debt	\$668,750
370 – Municipal Building Debt	\$608,396
391 – Refunding Bonds-1998 Bonds	\$185,683
392 – Refunding Bonds-2002 Bonds	\$1,490,796
402 – Fire Apparatus	\$1,939,719
403 – Pedestrian Pathway Construction	\$454,064
413 – Road Improvement Construction-2001	\$11,000
414 – Road Improvement SAD Construction-2001	\$214,606
420 – Capital Improvement	\$720,603
468 – Older Persons Commission Building Construction	\$9,122,921
592 – Water & Sewer	\$23,513,578
631 – Buildings & Grounds	\$4,002,017
636 – Management Information Services	\$2,538,295

661 – Fleet	\$2,698,932
677 – Insurance	\$563,882
820 – Older Person’s Commission	\$5,261,253
848 – Local Development Financing Authority	\$1,751,987

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins
Nays: None
Absent: Holder

MOTION CARRIED

13. PETITIONERS REQUESTS

13a. Request for Historic Districts Study Committee Review Rights for 3533 W. Tienken Road (Members received a copy of a City Council Regular Meeting Summary Sheet dated November 26, 2003 from Derek Delacourt, Planner II, with attachments)

Mr. Mario Concenzi, Jr., Property Owner, 294 Texas, Rochester Hills and **Mr. Kurt Gallant**, Pyramid Building Company, 6782 Aurora, Troy, introduced themselves to City Council.

Mr. Derek Delacourt, Planner II, explained that this is a request made by the City’s Historic District Study Committee seeking review rights of the property in question for one (1) year, based on the agreement by the Study Committee, the Historic District Commission and City Council that such a request be made when a demolition permit is sought for any property included on the City’s potential historic district list.

Mr. Concenzi explained that the building in question, previously a rental unit, has fallen into such disrepair that he feels it is unsafe and would like to demolish it and build a private home in its place.

COUNCIL DISCUSSION:

Ms. Hill, citing the expenditure of funds for the initial study that determined this site might be of historic significance, supported granting review rights to the Historic District Study Committee.

Mr. Robbins noted the lack of information provided indicating that this property is of historic significance and expressed his opposition to “tying these things up for a year.”

Mr. Delacourt explained that the review process cannot be accelerated due to various requirements (i.e. sixty days for a Public Hearing).

Mr. Barnett questioned why this property has been set aside as possibly of historic significance.

Mr. Delacourt explained that, while this building may be a unique example of this type of architecture, a more thorough study would be required to ascertain whether there are other more viable examples in the City.

Mr. Duistermars acknowledged his appreciation for residents who participate in historic preservation, but expressed his concern that personal property rights are being violated in the process. He asked Mr. Concenzi if the benefits of participation in historic preservation had been explained to him.

Mr. Concenzi stated that he had been informed of “tax benefits” but stressed that the house has become unsafe, the utilities have been shut off, and the property is now “costing me money instead of bringing money in.”

Ms. Hill noted that the ordinance does not require the consent of the homeowner and that the City places many more restrictions on residents through zoning than does the Historic District Commission. She stressed that the number of properties in question are “a drop in the bucket” compared to all the properties in the City. Ms. Hill suggested that review rights be granted and that the details be determined by the Historic District Study Committee.

Resolution A0757–2003–R0467

MOTION by Hill, seconded by Raschke,

Whereas, 3533 W. Tienken is an identified potential historic district in the City of Rochester Hills,

Whereas, the property owner is requesting review and approval of a demolition permit for the subject site,

Resolved that the Rochester Hills City Council grants the review rights regarding 3533 W. Tienken to the City’s Historic Districts Commission for a period not to exceed one year.

ROLL CALL VOTE:

Ayes: Hill, Raschke, Dalton

Nays: Barnett, Duistermars, Robbins

Absent: Holder

MOTION FAILED

Ms. Hill suggested that the review process be reduced to a period of six (6) months.

Mr. Robbins questioned the purpose of reducing the time period when it had already been noted by Mr. Delacourt that the study could not be conducted in that time frame.

Mr. Delacourt concurred that it would be difficult to meet that time frame, as the Committee “would be starting from scratch.”

Mr. Barnett concurred with the time frame issue and also noted that he opposed moving one property ahead of another in the review process stressing that “you either agree with the process or you don’t.”

Ms. Hill conjectured that such a study would provide more information to Council upon which to make a more informed decision.

Resolution A0757–2003–R0468

MOTION by Hill, seconded by Raschke,

Whereas, 3533 W. Tienken is an identified potential historic district in the City of Rochester Hills,

Whereas, the property owner is requesting review and approval of a demolition permit for the subject site,

Resolved that the Rochester Hills City Council grants the review rights regarding 3533 W. Tienken to the City’s Historic Districts Commission for a period not to exceed six months.

ROLL CALL VOTE:

Ayes: Hill, Raschke, Dalton

Nays: Duistermars, Robbins, Barnett

Absent: Holder

MOTION FAILED

Ms. Hill offered a third proposal for a ninety (90) day moratorium preventing any action from being taken by the homeowner and allowing an initial investigation to determine whether a full study is warranted.

Resolution A0757–2003–R0469

MOTION by Hill, seconded by Raschke,

Whereas, 3533 W. Tienken is an identified potential historic district in the City of Rochester Hills,

Whereas, the property owner is requesting review and approval of a demolition permit for the subject site,

Resolved that the Rochester Hills City Council grants initial review rights regarding 3533 W. Tienken to the City’s Historic Districts Commission (HDC) for a period not to exceed ninety (90) days to determine whether further study of this property is recommended;

Therefore Be It Further Resolved that the Rochester Hills City Council imposes a ninety (90) day moratorium on the approval of a demolition permit to run concurrently with the initial HDC study.

ROLL CALL VOTE:

Ayes: Hill, Raschke, Robbins, Dalton
Nays: Barnett, Duistermars
Absent: Holder

MOTION CARRIED

(Recess 8:29 p.m. – 8:42 p.m.)

17. UNFINISHED BUSINESS

- 17a. Historic Districts Study Committee Report regarding the request for Elimination of Noncontiguous Historic District** - 44 acres located at 800 West Avon Road, Parcel No. 15-15-451-002, Rochester College, Applicant (Members received a copy of a City Council Regular Meeting Summary Sheet dated October 6, 2003 from Derek Delacourt, Planner II, with attachments)

President Dalton asked that those in attendance who wished to participate in public comment keep their comments to two (2) minutes and not repeat comments made prior to their turn at the podium.

Mr. John Dziurman, 160 Oak Lane, and **Dr. Richard Stamps**, 756 Cambridge Drive, representing the City’s Historic Districts Study Committee (HDSC), presented the findings in their report entitled “Demay-Potere Historic District.”

The study recommended retaining the local historic district designation based on the following findings:

1. There has been no loss of the physical characteristics of the structure.
2. The significance of Demay-Potere historic district has increased due to the loss of the vast majority of agricultural resources in Rochester Hills.
3. This historic district was not established pursuant to defective procedures.

The study went on to recommend possible options:

- Rehabilitation and reuse
- Redefinition of the historic district
- Relocation of the barn and other significant buildings

Mr. John Gaber, 1024 Adele Court, attorney representing Rochester College, noted that the ordinance allows that City Council can use its discretion to eliminate a historic district. He noted that while the College concurs that there is some historic significance to the site, it is not as significant as is stated in the study presented. He referenced materials previously presented to Council by the College explaining that the structure of the barn is not significant and has no link to persons or events of historic relevance.

Dr. Michael Westerfield, 800 West Avon Road, President of Rochester College, provided a brief history of the College, stressing that as the College has grown, its need to expand has also increased. With regard to the historic relevance of the barn, he noted that the College attempted to donate the building to the Henry Ford Museum and Greenfield Village, among other venues, and the offer was declined “because it lacks historical significance.” He noted the limited funds at the College’s disposal and asked that they be permitted to build on their property.

Mr. Gaber proposed that the entire historic district be eliminated and the College would then impose a two (2) year moratorium on the barn and its outbuildings. The College would then donate the building as well as a parcel of land near the Clinton River Trail for the subsequent relocation of the barn. The College would also commit to a “one for one dollar for dollar match” up to \$10,000 to finance this proposal, noting that they had received estimates of between \$15,000 and \$20,000 to accomplish this move. He noted that Mr. Dziurman’s alternative of splitting the building from the rest of the tract was not feasible. He stressed that the benefits the College provides the community outweigh those of the buildings in question.

PUBLIC COMMENT:

Ms. Carolyn Hadden, 3165 Pond Road, Leonard, expressed her opposition to delisting.

Mr. Garth Pleasant, 923 Ten Point, Rochester Hills, explained that his wife’s family owned the farm. Despite his sentimental attachment to the buildings, he supported delisting the property.

Mr. Tracey Hebert, 3764 Dearborn Avenue, Rochester Hills, identified himself as the Vice President of Extended Learning at the College and expressed his support for delisting.

Ms. Sara Barton, 889 Hadley Road, Rochester Hills, noted that she is an employee of the College and expressed her support for delisting.

Mr. Tim Parker, 800 West Avon Road, Rochester Hills, identified himself as the College’s Student Body President and expressed his support for delisting.

Ms. Candace Cain, 35233 Tall Oaks, Sterling Heights, noting she is employed by the college, expressed her support for delisting.

Mr. Larry Stewart, 5695 Montgomery Drive, Shelby Township, identified himself as Campus Historian and supported delisting.

Ms. Lynne Stewart, 5695 Montgomery Drive, Shelby Township, noted that she has been employed by the College for twenty-seven (27) years and voiced her support for delisting.

Mr. Randall Speck, 3030 Debra Court, Auburn Hills, expressed his support for delisting.

Ms. Tamera Conner, 1131 Tienken Court, Rochester Hills, noting her involvement in fundraising for the College, expressed her support for delisting.

Mr. Larry Norman, 6740 Redford Circle, Troy, expressed his support for delisting.

Mr. Alan Waites, 3220 Waterford Court, expressed his support for delisting.

Mr. David Greer, 454 Miller Avenue, Rochester, expressed his support for delisting.

Mr. Paul MacKenzie, 1167 Ridgeview Circle, Lake Orion, expressed his support for delisting.

Ms. Cathy MacKenzie, 1167 Ridgeview Circle, Lake Orion, expressed her support for delisting.

Mr. Donald R. Robinson, 574 Lockmoore Court, Rochester Hills, expressed his support for delisting.

Ms. Jennifer Kirby, 471 Kensington, Rochester Hills, noted she is a College alumni and expressed her support for delisting.

Ms. Mona Kheir, 760 Ironwood Drive, Rochester, expressed her support for delisting.

Ms. Cathrine Ries, 1049 Truwood, Rochester Hills, expressed her support for delisting.

Ms. Vivian Turner, 2570 Hempstead Road, Auburn Hills, expressed her support for delisting.

Ms. Carol VanHooser, 201 Riseman Court, Oxford, expressed her support for delisting.

Ms. Chris Osburn, 519 East University, Rochester, expressed her support for delisting.

Mr. Toby Osburn, 519 East University, Rochester, expressed his support for delisting.

Mr. Gary Carson, 8873 Kelly Lake Drive, Clarkston, expressed his support for delisting.

Mr. Scott Niemann, 800 West Avon, Rochester Hills, expressed his support for delisting.

Mr. Shannon Williams, East Longfellow, Pontiac, expressed his support for delisting.

Mr. Mark Johnson, 4510 Justine, Shelby Township, expressed his support for delisting.

Mr. Elliot Jones, 3253 Brookshaw Circle, Auburn Hills, expressed his support for delisting.

Ms. Ann Luchsinger, 1830 Washington Road, Rochester Hills, expressed her support for delisting.

Mr. Mark Davison, 1135 Tienken Court, Rochester Hills, expressed his support for delisting.

Ms. Debi Hoggatt, 2789 Imlay City Road, Lapeer, expressed her support for delisting.

Ms. Elaine May, 1161 Marquette Court, Rochester Hills, noting that she is an employee and alumni of the College, expressed her support for delisting.

Mr. Joe Howard, 800 West Avon Road, Rochester Hills, noting he is a current student of the College, expressed his support for delisting.

Mr. John Barton, 889 Hadley Road, Rochester Hills, expressed his support for delisting.

Mr. Ed Miller, 1719 Hillcrest Drive, Rochester Hills, expressed his support for delisting.

Ms. Lyn Sieffert, 942 Little Hill Court, Rochester Hills, expressed her opposition to delisting the property, suggesting that the student population of the College is primarily commuters from beyond Rochester Hills and, thus, local history has no relevance to them.

Mr. Bradley Irwin, 1105 Tienken Court, Rochester Hills, expressed his support for delisting.

Mr. Greg Doyle, 1141 Cripple Creek, Rochester Hills, expressed his opposition to delisting the property and encouraged a compromise that would save the buildings.

Mr. Rod Wilson, 403 Red Oak Lane, Rochester Hills, identifying himself as the President of the Rochester Avon Historical Society, suggested various compromises to delisting and demolishing the buildings and offered the cooperation of his organization to that end.

Mr. LaVere Webster, 1160 South Boulevard, Rochester Hills, expressed his opposition to delisting and suggested that the buildings could be moved if necessary.

Mr. Duane Harrison, 433 Cherry Tree Lane, Rochester Hills, expressed his support for delisting.

Rev. Dr. Pamela Whateley, 1600 North Livernois, Rochester Hills, expressed her opposition to delisting and questioned why the College sold a large portion of its property to the church if it had intentions of expanding.

Ms. Julie Harper, 668 Sheffield, Auburn Hills, expressed her support for delisting.

Mr. Patrick G. Kirby, 5740 Wellwood Drive, Rochester Hills, expressed his support for delisting and explained that the property sold to the church was done so as to alleviate “financial trouble.”

Ms. Birgie Niemann, 1400 Copper Circle, Rochester, noting that she is the Vice President for External Relations at the College, expressed her support for delisting.

Mr. Brian Dunphy, 1610 Fair Oak, Rochester Hills, expressed his opposition to delisting the property noting that there is room for compromise.

Mr. Michael Kilpatrick, 2858 Steamboat Springs, Rochester Hills, noting that he is a member of the HDSC, expressed his opposition to delisting the property.

Mr. David Fleer, 344 Orchardale Drive, Rochester Hills, expressed his support for the proposed compromise of moving the barn to a location near the Paint Creek Trail.

Ms. Janet Richards, 5943 Beebe Avenue, Warren, noting she is an alumni and current employee of the College, expressed her support for the compromise of moving the barn to the “Paint Creek Trail” and encouraged the “interpretation” of the barn’s historic significance be included as a part of the new location.

COUNCIL DISCUSSION:

City Clerk Bev Jasinski read a letter submitted by **Council Member Barbara Holder** that expressed Ms. Holder’s support for a compromise that would relocate the barn near the Clinton River Trail, suggesting that “access will be easier and a very interesting plaque can be constructed to explain the history as well as pictures of the move.”

(Recess 10:28 p.m. – 11:00 p.m.)

PUBLIC COMMENT (resumed):

Ms. Madylin Brooks, 6157 Blue Beach Court, Rochester Hills, expressed her opposition to delisting and encouraged the search for a compromise.

Ms. Gail Kemler, 271 Reitman Court, Rochester Hills, noting that she is a seventy (70) year resident of Rochester Hills, questioned the viability of a plan to relocate the buildings. She expressed her opposition to delisting and requested that all but the four (4) acres housing the actual buildings be delisted.

APPLICANT AND HISTORIC DISTRICT STUDY COMMITTEE RESPONSE:

Mr. Dziurman requested more time to devise a compromise that would be to the satisfaction of all parties concerned. He noted that the prospect of moving the buildings would be extremely costly. Mr. Dziurman suggested that there are financial alternatives to be sought through the Federal Government that would assist in any compromise plan. He stressed that maintaining the buildings, perhaps through adaptive reuse, would not be detrimental to current or future students.

Mr. Weatherfield stressed how quickly the college is growing and the need for more buildings such as Education, Health Sciences, Commutation Arts, etc. He noted that the four (4) acres in question would be “restrictive” to that growth.

Mr. Gaber noted that the College’s relocation plan included a two (2) year moratorium so that all parties concerned could work together to “make it a successful relocation.”

COUNCIL DISCUSSION (resumed):

Ms. Hill read several names into the record representing many emails and letters she had received on this subject, noting that in addition to opposing the delisting, many contained interesting suggestions: Maria-Teresa Cozzolino, Robert Lytle, Patrick McKay, The Sackman Family, Carolyn Dulin, Clerk of the Charter Township of Independence, Kay Mann, Jeanne Phillips, Natalie Gillet, Kasy and Hope Hopper, Dick and Vera Bacik, Frances Enright, Lynn Demsky, Barbara Butterworth, Loraine Campbell, Nancy Aronovitz, Janice and Al Mosesso, Janine Saputo, Bob and Janet Long, Carole Fischer, Roberta Chapman, Sara Van Portfliet, Michelle Swigart.

Mr. Robbins stated that he would move the motion included in the packet with a change to the resolution so it would read “and does support the delisting of the property.” Mr. Robbins then questioned the content of the report presented by the HDSC, noting that it did not include enough information for him to make “an informed decision.” He noted there is no consensus from the general public as to their opinion on the matter and expressed his opinion that adaptive reuse is not feasible. Mr. Robbins stressed that if the City would like to preserve such places, the City should purchase them. He then noted that there was no money in the City budget for such a purchase.

Mr. Duistermars voiced his concern that government should protect the “welfare of the whole and protect individual rights,” noting “I don’t think we can tell someone what to do with their property.” He supported the suggestion to relocate the barn, explaining that in its current location the public has no access to the structures in question.

Ms. Hill explained that, while she was honored to have sat on the Board of Regents of Rochester College, she had tendered her resignation the previous day because she feels this is such an important issue. She expressed her belief that there is an opportunity for compromise in this situation and her support for the study conducted by the HDSC. She noted that “preservation is here to promote a sense of community and to protect the environment for future generations.” She promoted adaptive reuse, noting that she has visited many college campuses that have employed this option. Ms. Hill acknowledged that the HDSC has asked “very little of this property” requesting that it be “maintained to a minimum.”

Mr. Barnett, after praising both the benefits and contributions of the College as well as those of the HDSC, noted that he is “striving to find compromise” with this situation. He expressed his support for the relocation of the barn to the Clinton River Trail.

Mr. Robbins suggested that additional funding be sought from other organizations, such as the Oakland County Land Conservancy, thus avoiding any “bureaucracy” associated with the City’s financial involvement. He offered to remove or table his motion.

Mayor Somerville, acknowledging that this will be a difficult decision for Council, expressed her belief that the College provides “an absolutely fantastic education” for its students “which is more important to the future.” She expressed her support for relocating the barn to another portion of the property.

Ms. Hill stressed that maintaining the barn in its current position would not jeopardize the future education of Rochester College students. She noted that the buildings are currently “being adaptively reused.” She acknowledged that she “doesn’t want to tie the College’s hands” and suggested that the area be reduced to three (3) or four (4) acres. She explained that she is not in favor of delisting because “then we [the City] have no say.” She stressed that this situation is no different from many other laws that limit the actions of the residents. She suggested that more time was needed to answer additional questions regarding possible compromise.

Ms. Raschke acknowledged the effort expended in preparing the HDSC’s report and expressed her belief that there must be a compromise that would result in a “win-win” situation.

President Dalton agreed with Ms. Raschke and also expressed a belief that a compromise that benefits all parties can be reached.

Ms. Hill suggested that the issue be postponed and President Dalton and the other interested parties be given an opportunity to arrange a compromise to be brought back before Council in a timely manner.

Mr. Barnett agreed with the suggestion, but questioned whether Council had provided enough direction to reach the appropriate compromise.

Mr. Gaber noted that a compromise would be welcome, but expressed his concern that the issue will “drag out and we won’t get a decision.” He suggested that the motion be postponed and a date be set to reach a final resolution.

Dr. Stamps acknowledged that the HDSC had received enough direction to move forward in reaching a compromise.

Mr. Dziurman suggested that an outside consultant (a historic architect) be hired to assist in reaching the final compromise.

Ms. Hill agreed with that suggestion, noting that more historic background on the site would be beneficial.

Mr. Robbins, after removing his motion from the table, expressed his concern that additional research and the use of an outside consultant would increase the timeline for reaching a

compromise. He suggested delisting the property and placing a two (2) year moratorium on any action.

Ms. Hill questioned whether the parties could come together with the assistance of President Dalton to reach a proposed compromise to be presented to Council by the beginning of the new year.

President Dalton agreed to this suggestion.

Resolution A0671–2003–R0470

MOTION by Robbins, seconded by Duistermars,

Whereas, on June 18, 2003, in response to Rochester College’s request to delist its historic district, the Rochester Hills City Council requested that the City’s Historic Districts Study Committee (HDSC) investigate, hold a public hearing, and submit a report for the Rochester College Barn DeMay-Potere Historic Farm, pursuant to Chapter 118, Division 4 of the Code of Ordinances and;

Whereas, on September 16, 2003 the Rochester Hills Planning Commission made comments on the Final Report and;

Whereas, on September 25, 2003 the City’s Historic Districts Study Committee held a public hearing to receive comment regarding the request to delist the subject property as a Historic District within the City of Rochester Hills, in accordance with Public Act 267 of 1976 (MCL 15.261 et seq., MSA 5.3407(3) et seq.) and the Rochester Hills Historical Preservation Ordinance, Section 118-131,

Resolved, by the Rochester Hills City Council that the entire 44 acre site shall be delisted as a historic district in accordance with the procedures set forth in the Historic District ordinance; and that the City Attorney shall prepare the necessary changes to the Historic District ordinance; and

Be It Further Resolved that the final decision shall be postponed until the City Council President brings the proposed ordinance changes before Council for First Reading at a yet-to-be-determined Council meeting.

Ayes: Dalton, Barnett, Duistermars, Robbins

Nays: Hill, Raschke

Absent: Holder

MOTION CARRIED

(Recess 12:30 am – 12:39 a.m.)

13b. Request for Flood Plain User Permit for Brookwood Golf Course located south of Tienken between Livernois and Brewster, Parcel Nos. 15-08-276-001 and 15-08-226-016, zoned R-3, Single Family Residential and RCD, One Family Cluster respectively; Brookwood Council of Home Owners, Applicant (Members received a copy of a City Council Regular Meeting Summary Sheet dated December 2, 2003 from Keith Depp, Staff Engineer, with attachments)

Mr. Paul Davis, City Engineer, introduced **Mr. Doug Tull**, 616 Rolling Green Circle, who was present to represent the applicant. Mr. Davis briefly explained the request for a Flood Plain Use Permit for the Brookwood Golf Course and improvements for their detention pond. He noted that the original resolution included a condition requiring that the applicant adequately address concerns brought forth by an affected homeowner. He confirmed that this is not required by the City's ordinance and expressed his intent to make this a condition of the Land Improvement Permit. He stressed that the City would still work to resolve the situation with the homeowner.

Mr. Tull stated that he represents the Brookwood Council of Homeowners and expressed their objection to the condition in the resolution that Mr. Davis described. He explained that the applicant has met the requirements of the City ordinance and has obtained a permit from the Department of Environmental Quality (DEQ). He noted that the DEQ does not require the consent of affected homeowners, rather that they be made aware of the situation. This requirement has been met. He stressed that the applicant and the City's Engineering Department will work to "resolve issues within reason and within our ability to do so."

Ms. Hill questioned whether the detention pond was not being handled appropriately and asked what motivated the request before Council.

Mr. Tull explained that, although a detention pond was required in the original site plan, it was never built. This matter was brought to the attention of the applicant when the Flood Plain Use Permit was requested.

Mr. Davis noted that there are constraints on where the detention pond can be located. Further examination of the situation indicated that a detention pond would be at the expense of the flood plain and improvements to the flood plain would be at the expense of the detention issue. Mr. Davis assured Council that the current plan is the best-case scenario for addressing the flood plain and detention issue.

Resolution A0761–2003–R0471

MOTION by Hill, seconded by Raschke,

Whereas, the Brookwood Council of Homeowners, of 998 E. Brookwood Lane, Rochester Hills, MI 48309 is the applicant for a Flood Plain Use Permit for the Brookwood Golf Club.

Whereas, The Department of Public Service/Engineering Services has recommended approval of the Flood Plain Use Permit application as submitted

Resolved that the Rochester Hills City Council finds, after reviewing supporting documentation, that the recommendation of the Department of Public Services, and all the factors outlined for consideration in Chapter 114, Article III, Division 2, Section 114-159, Approval, as submitted by the Brookwood Council of Homeowners, for approval of the permit application is consistent with the public's health, safety, and welfare, and supports the issuance of said permit.

To aid City Council in their determination for the issuance of a Flood Plain Use Permit, the applicable criteria as specified in section 114-159 have been addressed. They are as listed in the attached document dated via fax October 6, 2003.

Approval is recommended based on the following reasons:

Findings:

- 1) The applicant has supplied a complete floodplain use permit that adequately addresses the thirteen (13) items as listed in Section 114-159.
- 2) The applicant, through a detailed hydraulic study, has demonstrated that the resulting detention system will cause a negligible increase in the 100-year flood plain elevation in the Sargent's Creek.
- 3) The applicant has applied for and received the necessary permit from the Michigan Department of Environmental Quality (MDEQ) for the proposed work within the flood plain. Included within the MDEQ permit is the excavation of a total of 1,635 cubic yards of material to construct three detention ponds in line with a small stream for a total of 580 lineal feet of stream impact. Placement of 83 cubic yards of fill in a stream as part of the construction of the detention ponds. Construction of two rip rap waterfall structures between the detention basins. Excavation of 975 cubic yards from the 100-year flood plain of Sargent's Creek.
- 4) The proposed detention addition will improve downstream existing flood plain capacity, sedimentation control and treatment and environmental enhancement to the Sargent's Creek watershed.
- 5) The applicant has provided letters from neighboring properties (Mr. Marvin E. Larson, 833 Fieldstone, Rochester Hills, MI 48309 and Mr. and Mrs. Carson, 849 Fieldstone, Rochester Hills, MI 48309) stating their support of any changes to the expected flood plain encroachment on their property for the 10 and 100 year design storms.

Conditions:

- 1) The applicant must adhere to all permit conditions and regulations outlined in the MDEQ Act 451, Part 301/Part 31, Permit No. 03-63-0070-P issued October 30, 2003.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

14. ORDINANCE ADOPTION

- 14a. First Reading** - Request to rezone two parcels of land totaling approximately ten acres located east of Adams Road and south of Tienken Road from R-1, One Family Residential to R-4, One Family Residential, Parcel Nos. 15-08-100-006 and -007; Sam Leone, Applicant (Members received a copy of a City Council Regular Meeting Summary Sheet dated December 1, 2003 from Deborah Millhouse, Deputy Director of Planning/Development, with attachments)

Ms. Deborah Millhouse, Deputy Director of Planning/Development, briefly explained that the applicant was seeking a change in One Family Residential zoning from R-1, the least dense, to R-4, the most dense, noting that the distinction applies to minimum lot size and minimum width. Ms. Millhouse noted specifically in Staff's report that the net density for both the lot averaging and the open space plan are the same. She elaborated by explaining "you can have slightly smaller lots as long as the average lot size is at least the minimum. With the open space plan, you can have slightly smaller lots, but you make up for that in a greater amount of open space being preserved within that subdivision." Staff recommended that the property be rezoned to R-2, however, the Planning Commission recommended denial of the original rezoning request of R-4.

Mr. Bill Mosher, Apex Engineering, 47745 Van Dyke Avenue, Shelby Township, **Mr. Brad Griffin**, 650 East Big Beaver, Troy, introduced themselves to City Council.

Mr. Mosher acknowledged that the Planning Commission recommended denial of the R-4 rezoning and asked that the discussion concentrate on R-3 rezoning. He stressed that dimensional constraints would result in larger lots as compared to most of the abutting subdivisions. He identified four (4) rezoning questions to be addressed:

- 1) Is the requested rezoning consistent with the Master Plan?
Mr. Mosher stressed that the land use will remain single family residential.
- 2) Is the requested rezoning compatible and harmonious with the abutting subdivisions?
He noted that the requested lot sizes are consistent with the abutting subdivision.

- 3) Can the property be developed as zoned?
He stressed that it is not reasonable to have an R-1 zoning in the middle of this R-2 and R-3 area.
- 4) Does the proposed request meet the needs of the current growth patterns within this corridor?
He noted that, as the population ages, people will likely downsize their lots, thus reducing the required maintenance.

Mr. Mosher concluded by noting that the proposed lot sizes would average over 13,500 square feet, suggesting that there would be no additional burdens on City services, while bringing in more tax revenue.

Mr. Griffin, noting that the Planning Commission indicated that the development must conform to the immediate surrounding lots, stressed that their plan, with an average lot size of 13,500 square feet, meets and, in most cases, exceeds the lot sizes of the R-3 and R-2 abutting subdivisions. He explained that they would be “forced to keep those lot sizes at those square footages because of the boulevarded entrance and because of the retention pond as it sits.”

Mr. Robbins asked City Attorney Staran whether the Council had the leeway in this matter to determine a change to R-2 or R-3 as opposed to the originally requested R-4 zoning.

Mr. Staran noted that the Planning Commission was required to hold a public hearing regarding the zoning change request to R-4. He acknowledged that City policy has allowed for considering a “less intense” zoning situation such as R-2 as opposed to R-4; however, he suggested that Council may prefer to have the Planning Commission specifically consider and make a recommendation on the R-2 issue.

Ms. Hill noted that she sees no justification for a request of rezoning to R-4, stating that there is no R-4 zoning north of M-59. She identified several areas zoned R-1 in the vicinity of this proposed development. She stressed the correlation between greater density and an increased burden on City services. She noted that the zoning is attached to the land, not the development, thus opening the door to the possibility of someone else taking over the property and developing it more densely.

Mr. Griffin hypothesized that traffic would increase at most by approximately fifteen (15) vehicles. He stressed that no developer could create substantially smaller lots than had been proposed due to the configuration of the property itself and the requirement of a boulevarded entrance.

Mr. Mosher again noted the predominance of R-2 and R-3 zoning in the immediate area, describing the proposed development as “an island of 20,000 square foot lots in a sea of 10,000 square foot lots.” He further indicated that the City’s Planning staff had recommended that “it would not be inconsistent to increase the density on this parcel.”

Mr. Robbins stressed Council’s legal responsibility in these matters, explaining that they could only examine the issue of zoning and could not take into consideration lot size. Mr. Robbins stated that the Planning Commission had recommended denial of this request and urged the applicants to return with another zoning request.

Mr. Staran indicated that Council can return the matter to the Planning Commission to consider another zoning request.

Mr. Duistermars questioned whether the applicant could withdraw their request at this time.

Mr. Staran explained that the applicant can withdraw their request or Council can vote on the matter and the applicant can then “refile” for a different zoning.

Mr. Barnett urged the applicants to return before Planning Commission with a new zoning request.

The applicants requested that their request be withdrawn from consideration.

15. ADMINISTRATION

15a. Request for Purchase Authorization - FACILITIES: Architectural Services for Borden Park Soccer Field and Vault Toilets and Pathways at various Park Sites, increase in (1) Blanket PO #400020 in the amount of \$2,400.00 for new not-to-exceed total of \$83,400.00; and (2) Blanket PO #400418 in the amount of \$3,600.00 for a new not-to-exceed total of \$35,600.00; THA Architects Engineers, Flint, MI (Members received a copy of a City Council Regular Meeting Summary Sheet dated December 1, 2003 from Bob Srogi, Facilities Operations Manager, with attachments)

Resolution A0248–2003–R0472

MOTION by Hill, seconded by Duistermars,

Whereas, unforeseen conditions required design changes or additional construction relative to the Borden Park Soccer Field Development and Vault Toilets and Pathways projects;

Resolved, that the Rochester Hills City Council authorizes the increase of blanket purchase order #400020 for Borden Park soccer field improvements in the amount of \$2,400 for a new not-to-exceed total of \$83,400.

Resolved, that the Rochester Hills City Council authorizes the increase of blanket purchase order #400418 for vault toilets and pathways at various park sites in the amount of \$3,600 for a new not-to-exceed total of \$35,600.

Ayes: Barnett, Duistermars, Hill, Raschke, Robbins

Nays: Dalton

Absent: Holder

MOTION CARRIED

- 15b. Request for Purchase Authorization - HUMAN RESOURCES:** Labor and Employment Legal Services, blanket purchase order not-to-exceed \$145,000.00; Kemp, Klein, Umphrey, Endelman & May P.C., Troy, MI

Resolution A0447–2003–R0743

MOTION by Raschke, seconded by Duistermars,

Whereas, Kemp, Klein, Umphrey, Endelman & May P.C. continues to provide experienced, high quality employment and labor legal services to the City of Rochester Hills,

Resolved that the Rochester Hills City Council authorize a blanket purchase order amount not to exceed \$145,000 payable to Kemp, Klein, Umphrey, Endelman & May P.C. for November 1, 2003 through December 31, 2004.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

- 15c. Request for Purchase Authorization - FISCAL – MAYOR’S OFFICE:** 2004 City Attorney Services, blanket purchase order not-to-exceed \$335,000.00; Beier Howlett, Bloomfield Hills, MI (A0449)

Resolution A0449–2003–R0474

MOTION by Hill, seconded by Raschke,

Whereas, Beier Howlett was appointed by City Council as the City’s attorney pursuant to Section 8.7 of the City Charter; and

Whereas, Beier Howlett has provided expert legal services to the City of Rochester Hills for over 30 years; and

Now Therefore Be It Resolved that the Rochester Hills City Council authorizes a blanket purchase order to Beier Howlett of Bloomfield Hills, Michigan for 2004 legal services in the amount of \$335,000 through December 31, 2004.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

- 15d. Request for Purchase Authorization - FISCAL – MAYOR’S OFFICE: 2004 Self-Insurance and Risk Management blanket purchase order not-to-exceed \$610,000.00; Michigan Municipal Risk Management Authority, Livonia, MI (A0448)**

Resolution A0448–2003–R0475

MOTION by Hill, seconded by Barnett,

Resolved that the City of Rochester Hills City Council authorizes a blanket purchase order to Michigan Municipal Risk Management Authority, Livonia, Michigan, for self-insurance protection and risk management services in the amount not-to-exceed \$610,000 through December 31, 2004.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

16. COUNCIL COMMITTEE REPORTS

None.

17. UNFINISHED BUSINESS

- 17b. Amendment to Resolution A0529–2003–R0449 to change the City Council meeting location for January 2004 from 1700 W. Hamlin to 1000 Rochester Hills Drive**

Resolution A0529–2003–R0476

MOTION by Duistermars, seconded by Raschke,

Resolved that Resolution A0529–2003–R0449 adopted by the Rochester Hills City Council at its Regular Meeting held on Monday, December 1, 2003 as follows:

Resolved, that the Rochester Hills City Council establishes the Year 2004 Regular Meeting Schedule for City Council as follows

<u>Regular Meetings</u>	<u>Work Sessions</u>
January 7, 21	January 28
February 4, 18	February 25
March 3, 17	March 24

<u>Regular Meetings</u>	<u>Work Sessions</u>
April 7, 21	April 28
May 5, 19	May 26
June 2, 16	June 23
July 7, 21	July 28
August 4, 18	August 25
September 1, 15	September 22
October 6, 20	October 27
November 3, 17	
December 1, 8	

Further Resolved, that the Rochester Hills City Council Meetings will be begin at 7:30 PM, Michigan Time and will be held at the following locations:

- *1700 W. Hamlin Road, Rochester Hills, Michigan for the month of January 2004,*
- *1000 Rochester Hills Drive, Rochester Hills, Michigan beginning with February 2004 through December 2004.*

Be amended by changing the meeting location for the month of January 2004 from 1700 W. Hamlin Road, Rochester Hills, Michigan to 1000 Rochester Hills Drive, Rochester Hills Michigan;

Further Resolved that the resolution as amended is hereby **readopted** by the Rochester Hills City Council as follows:

Resolved, that the Rochester Hills City Council establishes the Year 2004 Regular Meeting Schedule for City Council as follows

<u>Regular Meetings</u>	<u>Work Sessions</u>
January 7, 21	January 28
February 4, 18	February 25
March 3, 17	March 24
April 7, 21	April 28
May 5, 19	May 26
June 2, 16	June 23
July 7, 21	July 28
August 4, 18	August 25
September 1, 15	September 22
October 6, 20	October 27
November 3, 17	
December 1, 8	

Further Resolved, that the Rochester Hills City Council Meetings will begin at 7:30 PM, Michigan Time and will be held at *1000 Rochester Hills Drive, Rochester Hills, Michigan.*

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

15. ADMINISTRATION

- 15e. Request for Reimbursement to Grand/Sakwa Properties, L.L.C. in the amount of \$37,500.00 for tree clearing and stump removal costs associated with the Adams Road Relocation Project**

Resolution A0763–2003–R0477

MOTION by Hill, seconded by Barnett,

Resolved that the Rochester Hills City Council hereby approves a purchase order to Grand/Sakwa Properties, L.L.C., Farmington Hills, MI, for tree clearing and stump removal costs associated with the Adams Road relocation project in the amount of \$37,500.00 as the lowest and most responsive bid.

Ayes: Dalton, Barnett, Duistermars, Hill, Raschke, Robbins

Nays: None

Absent: Holder

MOTION CARRIED

18. ANY OTHER BUSINESS

Ms. Hill explained that the Administration and Information Services (AIS) Committee was still in the process of revising the liquor ordinance. She noted that the moratorium on issuing liquor licenses would be expiring at the end of the year and asked if Council would like to take some action.

President Dalton noted that there are no liquor license requests pending and, thus, there was no need to take action at this time.

- 19. NEXT MEETING DATE - January 7, 2004 - Regular Meeting - 7:30 p.m.**

20. ADJOURNMENT

There being no further business to discuss before Council, President Dalton adjourned the meeting at 1:25 a.m.

JOHN L. DALTON, President
Rochester Hills City Council

MARGARET A. STRATE
Administrative Secretary
City Clerk's Office

BEVERLY A. JASINSKI, Clerk
City of Rochester Hills