



Rochester Hills

Minutes

City Council Regular Meeting

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

*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, June 5, 2017

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

*President Tisdell called the Regular Rochester Hills City Council Meeting to order at
7:02 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
Mallory Boyd, Rochester Hills Government Youth Council Representative
Bill Cooke, Assistant Chief/Fire Marshal
Ken Elwert, Director of Parks and Forestry
Allan Schneck, Director of DPS/Engineering
Joe Snyder, Chief Financial Officer
John Staran, City Attorney
Tamara Williams, Chief Assistant to the Mayor*

PLEDGE OF ALLEGIANCE

*President Tisdell stated that Avondale Schools' Deerfield Elementary was one of
13 Michigan schools to receive the 2016 National Blue Ribbon Award. The school
was also one of only three in all of Michigan to have won the award two times, in
2016 and in 2018.*

*He stated that in 2016, both **Katie Bovee** and **Mary Cowan** were second grade
teachers at Deerfield Elementary. In 1998, Ms. Bovee and Ms. Cowan were also
at Deerfield, with Ms. Bovee a kindergartener, and Ms. Cowan a second grade
teacher. Ms. Bovee also had Ms. Cowan as a second grade teacher.*

He invited Ms. Bovee and Ms. Cowan to lead the Pledge of Allegiance.

APPROVAL OF AGENDA

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

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

COUNCIL AND YOUTH COMMITTEE REPORTS

Rochester Hills Government Youth Council (RHGYC):

President Tisdel introduced **Mallory Boyd**, RHGYC Representative, and stated that she is a sophomore at Adams High School and in her first year on the RHGYC. He noted that Ms. Boyd is on the school's Golf Team, in the Theater Group, and sings at Oakland University.

Ms. Boyd reported that the RHGYC worked on the Mayor's Garden at City Hall last Saturday, and will continue to work on the garden over the next few weeks. She announced that the RHGYC's annual 5K Run/Walk benefitting the Assistance League of Southeast Michigan is set for Saturday, June 17, 2017, at Bloomer Park. Members are working hard to prepare for and advertise the race. Registration can be done through a link on the City's website, and runners can register on the day of the race as well.

Older Persons' Commission (OPC):

Vice President Morita reported the following upcoming events at the OPC:

- Rewired, Not Retired, a seminar to help those transitioning into retirement, June 21, 2017 at 7:30 p.m.
- Terrific Tuesday, on the topic of the former Jacobson's, June 13, 2017 from 4:30 to 7:30 p.m.
- Riverstrings, a concert featuring 27 musicians playing mountain dulcimers, June 9, 2017 at 7:00 p.m.
- Henry Ford Big Band concert, featuring vocalist Karen Newman, June 22, 2017, 7:30 p.m.

Avondale Youth Assistance (AYA):

Vice President Morita announced that AYA held its yearly board elections, and she is now the Treasurer of the organization.

Rochester-Auburn Hills Community Coalition (RAHCC):

Vice President Morita announced that the RAHCC is still going strong, and that anyone having children interested in anti-drug education and programming should contact her.

ORDINANCE FOR ADOPTION

2017-0225 Request for Acceptance for Second Reading and Adoption - An Ordinance to amend Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting Ordinances, and prescribe a penalty for violations

Attachments: [060517 Agenda Summary.pdf](#)
[Ordinance.pdf](#)
[051517 Agenda Summary.pdf](#)
[051517 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

Joe Snyder, Chief Financial Officer, noted that if the proposed Ordinance is adopted for Second Reading, the proposed water rate changes would take effect for the new billing season beginning July 1, 2017. He explained that the Water and Sewer Technical Review Committee met on May 10, 2017, to discuss and explore various rate options; and the Committee voted unanimously to recommend the rate structure proposed in the Ordinance.

He noted that the grand total increase for residents would be 2.4 percent, or \$3.38 for an average user of 12 units per billing period.

He mentioned that the North Oakland County Water Authority anticipates a four percent increase for water, and the Oakland County Water Resources Commission anticipates a 6.7 percent increase for sewer. He noted that the proposed rate increase is less than the increase in rates charged to the City. He explained that the hot and dry summer brought in more revenue than was required in 2016, with 13.5 percent more water sold last year due to a 65 percent increase in outdoor watering.

A motion was made by Brown, 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: RES0172-2017

Resolved, that an Ordinance to amend Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting Ordinances, and prescribe a penalty for violations is hereby Accepted for Second Reading and Adoption and shall become effective on Saturday, July 1, 2017, following its publication in the Oakland Press on Sunday, June 11, 2017.

PUBLIC COMMENT for Items not on the Agenda

Ryan Deel, 704 Bliss Drive, stated that he currently serves as the Vice President of the Rochester Hills Public Library Board of Trustees. He announced that the Library is kicking off its Summer Reading Program on Saturday, June 10, 2017, between noon and 3:00 p.m. He noted that this year's Program celebrates the 200th Birthday of Rochester, and the kick-off event will feature a bounce house, obstacle course, retro games, oldies music and finger food. He commented that this is a good opportunity for children to become acquainted with the Library,

and the Summer Reading Program helps students prepare for next year. He noted that the Library will have prizes for participants completing their summer reading goals. He invited students to register to log their reading through a link on the rhpl.org web page.

Jenny McCardell, 738 Baylor, noted that the Memorial Day Ceremony at Veterans Memorial Pointe was very beautiful; however, she stated that she heard from residents that they were unaware that there would not be a parade. She commented that word that there would not be a parade this year should have gotten out to residents. She stated that City Council should find a way to reduce the contribution toward paving for residents of Kingsview by combining the Special Assessment District paving project with the paving of Bolinger and with the asphalt paving program. She commented that she visited homeowners on the street and they feel disenfranchised by city government. She noted that she is a member of the Public Safety and Infrastructure Technical Review Committee. She commented that she became aware of pending legislation that would allow municipalities to create a fee schedule to rehabilitate stormwater systems. The legislation, if successful, could cost the Rochester Community Schools \$6,000 per month. She urged Council to hold a public forum to ensure a fair fee schedule is developed.

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.

2017-0253 Approval of Minutes - City Council Special Meeting - May 15, 2017

Attachments: [CC Special Mtg Min 051517.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0173-2017

Resolved, that the Minutes of a Rochester Hills City Council Special Meeting held on May 15, 2017 be approved as presented.

2017-0254 Approval of Minutes - City Council Regular Meeting - May 15, 2017

Attachments: [CC Min 051517.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0174-2017

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on May 15, 2017 be approved as presented.

2017-0217 Request for Approval of the Amendment to the Agreement for Maintenance of the Storm Water Detention System between the City of Rochester Hills and DEMCO 38, LLC, a Michigan limited liability company, for Molex Addition

Attachments: [060517 Agenda Summary.pdf](#)
[Amend Storm Maint Agreem Appd 041917.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0175-2017

Resolved, that the Rochester Hills City Council hereby approves the Amendment to the Agreement for Maintenance of the Storm Water Detention System, from DEMCO 38, LLC, a Michigan limited liability company, 45501 Helm Street, Plymouth, MI 48170, for Molex Addition, Parcel No. 15-30-227-004.

2017-0218 Request for Acceptance of a Second Amendment to Watermain Easement granted by DEMCO 38, LLC, a Michigan limited liability company, for Molex Addition

Attachments: [060517 Agenda Summary.pdf](#)
[Amendment to WM Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0176-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Second Amendment to the watermain easement granted by DEMCO 38, whose address is 45501 Helm Street, Plymouth, MI 48170, for the construction, operation, maintenance, repair and/or replacement of a watermain over, on, under, through and across land more particularly described as Parcel No. 15-30-227-004.

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

2017-0241 Request for Acceptance of the Storm Sewer Easement between the City of Rochester Hills and G & V Investments, LLC, a Michigan limited liability company, for the Eddington Blvd. Realignment project

Attachments: [060517 Agenda Summary.pdf](#)
[Storm Sewer Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0177-2017

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a Storm Sewer Easement granted by G & V Investments, LLC, a Michigan limited liability company, whose address is 990 E. South Boulevard, Troy, MI 48085, for the construction, operation, maintenance, repair and/or replacement of a Storm Sewer over, on, under, through and across land more particularly described as Parcel No. 15-23-300-041.

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

- 2017-0242** Request for Acceptance of a Watermain Easement granted by G & V Investments, LLC, a Michigan limited liability company, for the Eddington Blvd. Realignment project
- Attachments:** [060517 Agenda Summary.pdf](#)
[Watermain Easement.pdf](#)
[Resolution \(Draft\).pdf](#)
- This Matter was Adopted by Resolution on the Consent Agenda.**
- Enactment No: RES0178-2017
- Resolved**, that the Rochester Hills City Council, on behalf of the City of Rochester Hills, hereby accepts a watermain easement granted by G & V Investments, LLC, a Michigan limited liability company, whose address is 990 E. South Boulevard, Troy, MI 48085, for the construction, operation, maintenance, repair and/or replacement of a watermain over, on, under, through and across land more particularly described as Parcel No. 15-23-300-041.
- Further Resolved**, that the City Clerk is directed to record the easement with the Oakland County Register of Deeds.
- 2017-0244** Request for Approval of the Standard Agreement for Municipal Street Sign Posts (Agreement) between the City of Rochester Hills and the Thornridge Subdivision Homeowners Association for the upgrade of the public street sign posts on the internal streets of the subdivision
- Attachments:** [060517 Agenda Summary.pdf](#)
[Street Sign Post Agreement.pdf](#)
[Thornridge Signs - Phase 1.pdf](#)
[Resolution \(Draft\).pdf](#)
- This Matter was Adopted by Resolution on the Consent Agenda.**
- Enactment No: RES0179-2017
- Resolved**, that the Rochester Hills City Council hereby approves the Standard Agreement for Municipal Street Sign Posts between the City of Rochester Hills and the Thornridge Subdivision Homeowners Association for the street sign posts to be installed in the right-of-way of the internal streets of the subdivision.
- Further Resolved**, that the City Clerk is directed to record the Agreement with the Oakland County Register of Deeds.
- 2015-0153** Request for Purchase Authorization - DPS/ENG: Increase to Contract/Blanket Purchase Order to provide Water Automated Meter Reading (WAMR) Data Services in the amount of \$5,000.00 for a new total not-to-exceed amount of \$47,000.00 through April 30, 2018; H2Ometrics, Ann Arbor, MI
- Attachments:** [060517 Agenda Summary.pdf](#)
[Revised subscription structure approved April 2016.pdf](#)
[042015 Agenda Summary.pdf](#)
[Tabulation.pdf](#)
[042015 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)
- This Matter was Adopted by Resolution on the Consent Agenda.**
- Enactment No: RES0184-2017

Resolved, that the Rochester Hills City Council authorizes an increase to the Contract/Blanket Purchase Order to provide Water Automated Meter Reading (WAMR) Data Services to H2Ometrics, Ann Arbor, Michigan in the amount of \$5,000.00 for a new total not-to-exceed amount of \$47,000.00 through April 30, 2018.

2017-0252 Request for Approval of Fireworks Display Permit Application for the Festival of the Hills event, to be held at Borden Park on Wednesday, June 28, 2017

Attachments: [060517 Agenda Summary.pdf](#)
[Fire Department Memo.pdf](#)
[Rochester 2017 Site Plan.pdf](#)
[Application for State Permit.pdf](#)
[Pyrotechnic Application Procedure Form 17.pdf](#)
[WFDI ATF License.pdf](#)
[Rochester Hills Certificate 2017.pdf](#)
[Rochester Hills Auto Liability.pdf](#)
[Rochester Hills Additional Insured.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0180-2017

Whereas, Wolverine Fireworks Display, Inc. of Kawkawlin, Michigan has been selected through a competitive bid process for their safety record and the size of their show; and

Whereas, Wolverine Fireworks Display, Inc. has provided the necessary insurance with the City of Rochester Hills named as also insured; and

Whereas, the Rochester Hills Fire Department has no objection to the issuance of a fireworks permit provided their safety procedures are followed;

Therefore, Be It Resolved, that the Rochester Hills City Council does hereby approve a permit for Wolverine Fireworks Display, Inc. of Kawkawlin, Michigan to provide a fireworks display for the Festival of the Hills event at Borden Park on Wednesday, June 28, 2017.

2017-0256 Request for Adoption of a Resolution Authorizing the Parks and Forestry Director to be the Agent for the City of Rochester Hills for Oakland County's West Nile Virus Program

Attachments: [060517 Agenda Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0181-2017

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

Whereas, Oakland County's West Nile Virus Fund Program authorizes Oakland County cities, villages, and townships to apply for reimbursement of eligible expenses incurred in

connection with personal mosquito protection measures/activity, mosquito habitat eradication, mosquito larviciding, or focused adult mosquito insecticide spraying in designated community green areas; and

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

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

2017-0255 Request for Purchase Authorization - FACILITIES: Blanket Purchase Order/Contract for HVAC Preventative Maintenance and Repair Services for four (4) City owned buildings in the total amount not-to-exceed \$84,000.00 through June 30, 2019; K & S Ventures, Inc., Auburn Hills, MI

Attachments: [060517 Agenda Summary.pdf](#)
[Proposal Summary.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0182-2017

Resolved, that the Rochester Hills City Council hereby authorizes the Blanket Purchase Order/Contract for HVAC Preventative Maintenance and Repair Services for four (4) City owned buildings in the total amount not-to-exceed \$84,000.00 to K & S Ventures, Inc., Auburn Hills, Michigan through June 30, 2019 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 Kubicina, 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

LEGISLATIVE & ADMINISTRATIVE COMMENTS

Dr. Bowyer noted that today is World Environment Day. She urged residents to visit the new Innovation Hills Park. She mentioned that the Ann Arbor City Council enacted legislation to affirm that all renovations and new facilities will incorporate energy efficiencies. She wished Mr. Brown a Happy Birthday.

Mr. Brown noted that it was his wife's birthday yesterday, and he wished her a Happy Birthday. He expressed his thanks to the Modetz family for their efforts on the Memorial Day Ceremonies at Mt. Avon Cemetery and Veterans

Memorial Pointe. He commented that it was an honor to speak at the ceremonies, and he noted that the main speaker was a Marine Corps Veteran and recipient of the Bronze Star. He mentioned that he attended the ceremony welcoming four new firefighters to Rochester Hills, along with one Auburn Hills firefighter. He noted that he attended a ribbon cutting for Marconi's Pizza, who gave away 700 to 800 small pizzas to the community to celebrate their grand opening. He mentioned that upcoming ribbon cuttings include AAA Rochester Hills and Ignite Media.

Mr. Hetrick urged residents to read the Hills Herald. He noted that a link to the Paint Creek Trail Commission's website has great information on trail courtesy. He mentioned that he ran in the Older Persons' Commission's 5K last Saturday, which raised money for the Meals on Wheels program.

Mr. Kubicina noted that former City employee Ed Leafdale has been instrumental in the work at Veterans Memorial Pointe over the last 20 years, and he commented that Mr. Leafdale is making arrangements for him to honor his father and his father's four brothers, who all served during World War II at the same time.

President Tisdell responded to Public Comment stating that it was not Council's decision to cancel the Memorial Day Parade. He commented that the parade was cancelled due to a coordination problem between the two cities. Responding to Public Comment regarding the Special Assessment District (SAD) process, he noted that there is a new policy in place which City Council is obligated to follow. Responding to Public Comment regarding upcoming legislation, he noted that the City has received a number of requests over the years to state its position on a number of items. He explained that Council's actions are limited to matters required or permitted by Charter, State or Federal Law, internal affairs or the concerns of city government. He stressed that the intent is to prevent Council from commenting on world issues outside of city government.

In response to Public Comment **Vice President Morita** stated that prior to starting fearmongering about legislation pending at the State level, it is important to note the status of a particular bill. She commented that a house bill that is at the committee level should not yet be a matter for discussion as it may never pass. Responding to Public Comment on SADs, she stressed that the City has never entered into a contract with any subdivision that has come to ask for an SAD. She stated that a subdivision merely requests that the City look at a potential SAD. Any representation that the previous SAD policy meant that a contract existed that gave any legal rights needs to be discounted. She pointed out that any recommendations that come from the Public Safety and Infrastructure Technical Review Committee are merely recommendations.

ATTORNEY'S REPORT

City Attorney John Staran had nothing to report.

NEW BUSINESS

2017-0257 Request for Approval of Designation of Green Space Property; Parcel No. 15-20-404-001, a two-acre parcel located on the south side of the Clinton River Trail adjacent to the south end of the Harding Green Space Property in Rochester Hills, recommended by the Green Space Advisory Board

Attachments: [060517 Agenda Summary.pdf](#)
[Proposed New Green Space Map.pdf](#)
[Excerpt from GSAB Meeting Minutes 092716.pdf](#)
[Resolution \(Draft\).pdf](#)

Ken Elwert, Director of Parks and Forestry, stated that he was in attendance to present the Green Space Advisory Board's (GSAB) unanimous recommendation to consider designating a parcel currently owned by the City as Green Space. He explained that it is in a high priority area and is contiguous to the current Harding Green Space. He commented that GSAB funds could be used for better management of the property. He explained that the land was donated to the City in the late 1980s.

President Tisdell pointed out that no City funds would be required to purchase or re-designate the property. He mentioned that the parcel was adjacent to the Clinton River Trail, the Clinton River, and existing Green Space. He questioned whether the property would fall into the highest priority for purchase if the City did not own the parcel.

Mr. Elwert responded that it would, noting that it falls in a "red zone" area of high priority.

President Tisdell questioned whether designation opens up the use of the property for its natural features and pedestrian access, and if the Green Space Perpetual Care Trust Fund would be used for maintenance.

John Staran, City Attorney, responded that it would.

Vice President Morita commented that there are certain protocols that must be followed for designating property as Green Space and questioned whether a parcel could be designated that was not purchased with Green Space funds.

Mr. Staran responded that even though he does not believe that there is a precedence, it is his opinion that the property could be designated. He mentioned that the language of the ballot question adopted by the voters noted that funds were not intended to be limited for use only for properties acquired as Green Space but may be used for all City green space property. He noted that the funds cannot be used for active recreation purposes. He commented that the official designation of the parcel would create a clear record and paper trail of Council's intent. He stated that the property would not become another type of park.

Vice President Morita questioned whether Green Space Perpetual Care Trust Funds were being used in other parks.

Mr. Staran responded that he believed that was correct.

Vice President Morita noted that once designated, the use of the property would be limited. She commented that a toilet or ADA trail could not be installed.

Mr. Staran responded that there would have to be a determination made on a case by case basis whether a feature was directly related or necessary for improving pedestrian access. He commented that he would not confirm that a bench would not be allowed; however, other facilities might exceed the proper use of Green Space monies.

Vice President Morita commented that if the property remains undesignated, the City could decide at a later date to install a bench or drinking fountain.

Mr. Staran responded that this was correct.

Vice President Morita questioned the GSAB's main concern in requesting the designation.

Mr. Elwert responded that GSAB member Gerald Carvey was aware that the property was owned by the City and felt because it was contiguous with the Harding Green Space that it would be appropriate to add it.

Vice President Morita questioned whether there would be anything that would prevent the GSAB from caring for this property in coordination with the Harding property.

Mr. Elwert responded that from a legal perspective there was not. He commented that the tendency has been to focus primarily on Green Space properties due to limited funds. He stated that there may be a few small cases where funds were used on invasive species removal on other City properties; however, the vast majority of the funds have been expended for Green Space properties. He requested a clarification on the installation of benches, noting that while he did not wish to establish a precedent for the future, a bench could be considered a supporting function of pedestrian access. He stated that a toilet or a gazebo would not be an appropriate use of Green Space funds. He commented that anything considered would have to be determined to be within the intent of the millage.

Vice President Morita questioned whether the property contained any invasive species.

Mr. Elwert responded that the property is low, and he would assume it would contain buckthorn. He commented that some phragmites removal might have been undertaken.

Vice President Morita stated that the parcel in question and the adjacent Harding Green Space is suffering from use erosion, which she noted is difficult to avoid as it is next to the Trail. She expressed concern that by adding this parcel to Green Space it could create a situation where it is harder to maintain the natural state of the property. She stated that while the theory behind the GSAB's recommendation

is admirable, it is her opinion that the City can take care of removing invasive species with either City funds or through coordination with Green Space Perpetual Care Trust funds.

Dr. Bowyer stated that she was involved with the 2011 Open Space Amendment. She pointed out that this particular sliver of property borders the river and is treed. She noted that the GSAB's intent is to have protection for land that abuts water. She commented that she is a proponent of having that extra coverage of the Green Space designation.

Mr. Wiggins questioned how the City currently uses the property, and if there is damage occurring that a Green Space designation would mitigate.

Mr. Elwert responded that it is vacant land. He commented that the parcel accepts some natural drainage flow; however, there is no designated function for the land and no damage or activity by the City or otherwise.

Mr. Brown noted a "red zone" parcel adjacent to the property in question that the City does not currently own, and questioned whether the designation of this particular property might be able to be leveraged to secure the adjacent parcel as Green Space.

Mr. Elwert responded that the Administration was currently in discussions with that landowner and he could not go any further to comment. He stated that he did not believe that the designation of this parcel would influence the land owner's decision.

Mr. Brown commented that if acquisition efforts were successful, it would be beneficial to have a contiguous area designated.

President Tisdell stated that key terms used in consideration of the use of stewardship funds include natural features and pedestrian access. He noted that the City can utilize the parcel now. He commented that the question for consideration is whether Council wishes to restrict future councils and declare the property as Green Space at this time. He questioned whether Council would wish to recognize the property as high priority today or preserve future options. He commented that there is no wrong answer and either is acceptable.

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

Aye 5 - Bowyer, Brown, Hetrick, Kubicina and Tisdell

Nay 2 - Morita and Wiggins

Enactment No: RES0185-2017

Whereas, the Rochester Hills City Council established the Green Space Advisory Board (GSAB) for the purpose of developing strategies and recommendations to City Council regarding the expenditure of Open Space Millage funds for permanently preserving natural green spaces, wildlife habitats and scenic views; protecting woodlands, wetlands, rivers and streams; and expanding the Clinton River Greenway and other trail corridors;

Whereas, the City owns this parcel;

Whereas, GSAB because of its proximity to the Harding Green Space Property, recommends it be designated as Green Space as the property has no designated city function;

Now Therefore Be It Resolved, that the Rochester Hills City Council adopts the GSAB recommendation to designate Parcel No. 15-15-404-001, located on the south side of the Clinton River adjacent to the south end of the Harding Green Space Property;

Be It Further Resolved, that the City Council authorizes the City Administration to designate this city owned property as Green Space.

2017-0249 Request for Purchase Authorization - MAYORS/FISCAL: Approval of insurance coverage (general liability, motor vehicle, physical damage, property and crime coverage) pool contributions/costs, legal defense and risk management consulting in the amount not-to-exceed \$377,314.00; Michigan Municipal Risk Management Authority, Livonia, MI

Attachments: [060517 Agenda Summary.pdf](#)
[MMRMA Insurance Proposal.pdf](#)
[Insurance Renewal \(Premium vs Distributions Report\).pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Morita stated that she would recuse herself from discussion and any vote on this item.

Joe Snyder, Chief Financial Officer, explained that \$377,314 is requested for insurance coverage for the City for the period beginning July 1, 2017 and ending June 30, 2018 representing a 0.7 increase over last year. He mentioned that the City was notified by the Michigan Municipal Risk Management Authority (MMRMA) that it will be receiving an asset distribution of \$247,000, which would offset the premiums.

President Tisdell commented that the City receives a significant distribution as it was one of the MMRMA's earliest members. He pointed out that the premium is approximately \$25,000 under the anticipated amount.

Mr. Snyder noted that the City was one of the founding members of MMRMA. He stated that the distribution is significant because of the City's size and its tenure with the organization.

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

Aye 6 - Bowyer, Brown, Hetrick, Kubicina, Tisdell and Wiggins

Abstain 1 - Morita

Enactment No: RES0186-2017

Whereas, the Mayor is requesting continuation of the City's Insurance (general liability, motor vehicle physical damage, property and crime coverage) coverage including pool contributions, stop loss coverage, SIR (self insured retention) fund replenishment, and risk management consulting in the amount not-to-exceed \$377,314.00 for the period of July 1, 2017 through June 30, 2018 with the Michigan Municipal Risk Management Authority (MMRMA), located in Livonia MI

Resolved, that the City of Rochester Hills City Council hereby authorizes a Blanket Purchase Order/contribution to the Michigan Municipal Risk Management Authority (MMRMA) of Livonia, Michigan, for general liability, motor vehicle physical damage, property and crime coverage, pool contributions, stop loss coverage, SIR (self insured retention) fund replenishment, and risk management consulting in the amount not-to-exceed \$377,314 for the period of July 1, 2017 through June 30, 2018.

2017-0243 Request for Purchase Authorization - DPS/GAR: Blanket Purchase Order for Rock Salt for the 2017/2018 Winter Season in the amount not-to-exceed \$200,000.00 through June 30, 2018; Cargill, Inc., OH

Attachments: [060517 Agenda Summary.pdf](#)
[City of Farmington Hills Bid Tab.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that the City is preparing itself for winter operations and participates in a consortium with 26 other governmental agencies to achieve economies in scale in purchasing rock salt. He mentioned that this is a three percent savings over last year's prices. He pointed out that the City is allowed to take 30 percent less or 30 percent more than the estimated quantity without a change in pricing.

President Tisdell questioned whether the allowance for a variation in quantity is a new clause in the contract.

Mr. Schneck responded that it was included in previous contracts. He pointed out that the vendor for this year is different than in past years.

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, Tisdell and Wiggins

Enactment No: RES0187-2017

Resolved, that the Rochester Hills City Council hereby authorizes a Blanket Purchase Order for rock salt for the 2017/2018 Winter Season to Cargill, Inc., North Olmstead, Ohio in the amount not-to-exceed \$200,000.00 through June 30, 2018.

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.

2017-0258 Request for Adoption of a Resolution for acceptance of the award of a grant through the 2016 Aquatic Habitat Grant Program for the Avon Creek Water Quality Enhancements and Creek Restoration project in the amount of \$100,000.00

Attachments: [060517 Agenda Summary.pdf](#)
[Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, credited Water Resource Coordinator Tim Pollizzi for leading the initiative for this program. He stated that this is Phase 4 of the four-part program that began back in 2010 and would

encompass approximately 300 feet of stream bank restoration as well as fisheries and aquatic improvements. He noted that the City expended \$90,000 for Phase 1 efforts which was used as a match for Phase 2 and Phase 3 grants from the U.S. Fish and Wildlife organization. He explained that this will complete the work on City Hall property, and the total project would run from Rochester Hills Drive to the Clinton River.

He stated that the \$100,000 grant will require a City contribution of \$35,000, and an \$11,500 in-kind match. The Clinton River Watershed Council will participate as well, contributing \$3,500. He stated that the project demonstrates the City's environmental stewardship to these natural resources.

A motion was made by Morita, 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: RES0183-2017

Whereas, the City of Rochester Hills City Council approves the acceptance of this MDNR grant for the purpose of causing correction to the last portion of Avon Creek, known as phase IV, to complete the efforts already in place by phase I, II and III, as well as to do the Rochester Hills portion of effort to delist the Clinton River Sub-Watershed from federal distinction.

Whereas, the City of Rochester Hills owns this parcel.

Whereas, due to the proximity of the Clinton River as well as the previous efforts, this grant award will allow conductivity of the restored proper floodplain and channel form flow creek to link into the Clinton River.

Now Therefore Be It Resolved, that the City of Rochester Hills City Council accepts the MDNR grant to facilitate the major funding of Avon Creek phase IV construction on City Hall Property.

Be It Further Resolved, that the City of Rochester Hills City Council authorizes the City Administration to provide the described matching funding.

2017-0259 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 Local Road Improvement Matching Fund Pilot Program in the amount of \$173,830.00; The County of Oakland, Waterford, MI

Attachments: [060517 Agenda Summary.pdf](#)
[2017 LRIP Application Signed 040317.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Director of DPS/Engineering, stated that last year Oakland County distributed approximately one million in road project funding to local communities, with the City receiving \$86,916. He noted that the Oakland County Board of Commissioners has contributed another million dollars into the project for this year, and he explained that the City once again submitted the necessary application. He reported that the Board of Commissioners approved applications on May 26, 2017, with the City's set to receive \$86,914 for this year.

He explained that this is unbudgeted revenue which will be included in a future budget amendment, and will be used to help the City invest in its local streets.

President Tisdell stated that at the previous City Council Meeting, Mr. Schneck noted that these monies will be used to offset some cost overruns on projects.

Mr. Brown stated that even though the City is considered financially stable, it continues to look for funding sources. He commented that every dollar counts.

Mr. Kubicina extended his appreciation to Mr. Schneck and his team for their attentiveness in searching for these grants.

Mr. Schneck responded that Mayor Barnett and City Council have created a culture and an environment that allow staff to excel.

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

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

Enactment No: RES0188-2017

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 Local Road Improvement Matching Fund Pilot Program in the amount of \$173,830.00 and further authorizes the Mayor to execute the agreement on behalf of the City.

ANY OTHER BUSINESS

None.

NEXT MEETING DATE

Regular Meeting - Monday, June 19, 2017 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, President Tisdell adjourned the meeting at 8:17 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 June 19, 2017 Regular City Council Meeting.