

*Mr. John Anderson, Director of Public Works, and Mr. Scott Van Meter, Assistant Director of Public Works, were present to answer questions.*

Motion was made by Barnett, seconded by Robbins, that this matter be Adopted by Resolution.

Resolved that the Rochester Hills City Council hereby approve placing the following Proposal on the September 13, 2005 Primary Election:

**BALLOT QUESTION**

**Rochester-Avon Recreation Authority (RARA) Millage Renewal Plus Additional Millage**

Shall the City of Rochester Hills renew and continue to levy a millage of up to 0.1586 mills (\$0.1586 per \$1,000) (reduced by a Headlee Amendment from the original 0.1691 mills) and also levy a new additional millage of up to 0.0372 mills (\$0.0372 per \$1,000) for a total millage of up to 0.1958 mills (\$0.1958 per \$1,000) to provide funds for the Rochester-Avon Recreation Authority (RARA) to enable it to provide adult and youth sports leagues and recreational activities, on the taxable value of all property assessed for taxes in the City for ten (10) years, beginning in 2006 and continuing through 2015, inclusive, which will provide an estimated revenue of \$690,860 if levied in full in the first year of such levy?

Yes  
 No

Be It Further Resolved that if there is not a Citywide Primary Election on September 13, 2005 that the Rochester-Avon Recreation Authority (RARA) Millage Renewal proposal shall be moved to the November 8, 2005 General Election.

The motion carried by the following vote:

**Aye:** Hill, Barnett, Dalton, Holder, Raschke and Robbins

**Nay:** Duistermars

**Enactment No:** RES0201 2005

2004-0122

**Approval of RFP Requests for Water Reservoir Design Phase**

**Attachments:** Agenda Summary.pdf; Referral Report.pdf; Amendment to Water Distribution System Study January 2005.pdf; CDV Draft Min Excerpts 012204.pdf; Water Distribution 012204.pdf; Water Distribution Outline & Presentation 042204.pdf; 0122 Resolution.pdf

*Mr. Dalton noted that the request before Council would provide preliminary costs on the building and design of water reservoirs. He indicated that the information from this study would assist Council in reaching a decision as to whether to move forward with this project.*

*Ms. Linda Davis-Kirksey, 1337 North Acre Drive, acknowledging that she has a thorough understanding of funding matters, expressed her concern that others in the community may not, and asked that Council consider the timing and perception of this request.*

*Ms. Theresa Mungoli, 3435 Palm Aire Drive, asked that the following issues and/or questions be considered during the research process for this project:*

\* *What are the statistics that support a need for reservoirs to address water pressure problems in the City?*

\* *Will taxpayers see a reduction in their water and sewer bills as a result of this plan?*

\* *How will residents react to Council using approximately two acres of parkland for reservoirs when there already exists a trust issue with regards to a retention pond in Riverbed Park?*

\* *Will reservoirs create a noise problem once up and running?*

\* *If the reservoirs are built on parkland will those parks be developed?*

\* *There is a need for better communication with residents, as few are aware of this project despite Council's claims that this matter has been under consideration for two years.*

*Council members stressed the need for a solution to water pressure problems in the City and a remedy for peak water rates. It was noted that this resolution merely seeks proposals for design work, but does not award a contract. This process will provide needed information to determine if the pursuit of water reservoirs should continue.*

*Mr. Robbins expressed his concern that he did not have sufficient information to support this resolution.*

*President Hill noted that the matter was discussed in detail at a Council Work Session earlier in the year, in addition to discussions at the Committee level.*

*In response to accusations that this project has not been discussed openly, Ms. Holder indicated that all Council and Committee meetings are open to the public, as are all meeting minutes.*

**A motion was made by Dalton, seconded by Raschke, that this matter be Adopted by Resolution.**

**Resolved that the Rochester Hills City Council concurs with the recommendation of the Financial Services Committee reaffirming its interest in moving forward with the Water Reservoir Project and requests the Administration to move forward with requesting RFPs for the design phase of the Water Reservoirs.**

**The motion carried by the following vote:**

**Aye:** Hill, Barnett, Dalton, Duistermars, Holder, Raschke and Robbins

**Attachments:** Agenda Summary.pdf; Referral Report.pdf; Amendment to Water Distribution System Study January 2005.pdf; CDV Draft Min Excerpts 012204.pdf; Water Distribution 012204.pdf; Water Distribution Outline & Presentation 042204.pdf; 0122 Resolution.pdf

*City Attorney John Staran indicated that he had previously been asked to examine legal issues associated with the reservoir project, including "some of the things that Ms. Mungoli brought up." However, that request had been put on hold, as Council had not yet moved forward with the project. Mr. Staran asked if Council would like him to resume that research.*

*Mr. Dalton stated that this legal information should go "hand-in-hand" with the RFP request in that Council is attempting to "get the final cost so we can make some final decisions."*

**A motion was made by Dalton, seconded by Duistermars, that this matter be Adopted by Resolution.**

Resolved that the Rochester Hills City Council authorizes the City Attorney to continue to investigate all legal issues as they relate to the proposed construction of Water Reservoirs in the City of Rochester Hills.

The motion carried by the following vote:

Aye: Hill, Barnett, Dalton, Duisternars, Holder, Raschke and Robbins

Enactment No: RES0203-2005

2005-0313

Prepare Resolutions of Opposition to House Bill 522 and the Elimination of Local Government Involvement in Telecommunications

Attachments: Alert RE: SB 522.pdf; Alert RE: MTA Rewrite.pdf

A motion was made by Dalton, seconded by Barnett, that the matter be Adopted by Resolution.

Whereas, House Bill (HB) 522 would prevent local governments from having any say on whether any utilities are sited within the rights of ways of limited access highways running through their jurisdictions; and

Whereas, the Senate Technology & Energy Committee is in the process of rewriting the Michigan Telecommunications Act which could potentially eliminate local government involvement in telecommunications affecting cable service, wireless communications and the possible elimination of local cable franchise fees.

Resolved that the City of Rochester Hills, Michigan, hereby instructs the City Clerk to prepare Council Resolutions opposing House Bill 522 preventing local government say regarding utilities sited within the rights of ways of limited access highways within their jurisdictions as well as any efforts to eliminate local government involvement in telecommunications by the Senate Technology & Energy Committee during the rewrite of the Michigan Telecommunications Act.

Be it Further Resolved that copies of these resolutions of opposition be conveyed to the appropriate elected and appointed officials of the State government.

The motion carried by the following vote:

Aye: Hill, Barnett, Dalton, Duisternars, Holder, Raschke and Robbins

Enactment No: RES0205-2005

**NEXT MEETING DATE**

Regular Meeting - Wednesday, July 6, 2005 at 7:30 p.m.

**ADJOURN TO WORK SESSION**

(Recess 9:15 p.m. - 9:26 p.m.)

**ADMINISTRATION**

2005-0418

Discussion Regarding Revisions to Chapter 134, Sign Ordinance of the Code