



Rochester Hills

Minutes

City Council Regular Meeting

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

*David J. Blair, Susan M. Bowyer Ph.D., Ryan Deel, Dale A. Hetrick, Stephanie Morita,
Theresa Mungiola and David Walker*

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, April 13, 2020

7:00 PM

1000 Rochester Hills Drive

CALL TO ORDER

President Deel called the Regular Rochester Hills City Council Meeting to order at 7:05 p.m. Michigan Time.

President Deel noted that this is the first meeting called to order by videoconference. He explained that Michigan Governor Gretchen Whitmer issued Executive Orders 2020-15 and 2020-21 to suspend the provisions of Open Meetings Act as they relate to public bodies meeting during this public emergency. He stated that the Rochester Hills City Council is committed to maintaining the health and safety of residents during this public crisis and will continue to carry out the important functions of City government. He explained how the proceedings would be conducted through the Zoom meeting software and how members of the public could participate in the proceedings.

ROLL CALL

Present 7 - David Blair, Susan M. Bowyer, Ryan Deel, Dale Hetrick, Stephanie Morita, Theresa Mungiola and David Walker

Others Present:

*Bryan Barnett, Mayor
Tina Barton, City Clerk
Sean Canto, Fire Chief/Emergency Services Director
Ann Christ, City Attorney
Pamela Gordon, Human Resources Director
Kristen Kapelanski, Planning Manager
Sara Roediger, Planning & Economic Development Director
Allan Schneck, Public Services Director
Leanne Scott, Deputy City Clerk
Joe Snyder, Chief Financial Officer
Tom Talbert, Strategic Innovations Specialist
Laurie Taylor, Assessing Director*

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A motion was made by Hetrick, seconded by Bowyer, that Agenda be Approved as Amended to add legislative file 2020-0147 Request for Approval of "hazard pay" for Medical First Responders under Attorney Matters. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

2020-0139 Request to Suspend City Council's Rules of Procedure in order to permit the meeting to be conducted as an electronic, remote participation meeting in accordance with Governor Whitmer's Executive Orders 2020-15 and 2020-21

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

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0073-2020

Resolved, that the Rochester Hills City Council hereby suspends the City Council Rules of Procedure, to the extent they require or imply that City Council meetings be conducted as in-person meetings at City Hall, in order to permit the meeting to be conducted as an electronic, remote participation meeting in accordance with Governor Whitmer's Executive Orders 2020-15 and 2020-21. This suspension of the City Council Rules of Procedure in this regard shall be for the duration of those Executive Orders and any extensions thereof.

COUNCIL AND YOUTH COMMITTEE REPORTS

President Deel noted that as Council would be focusing on urgent and pertinent City business he would be dispensing with the Council and Youth Committee Reports for this evening.

PUBLIC COMMENT for Items not on the Agenda

Deputy Clerk Leanne Scott indicated that there were no emails received nor any individuals requesting to speak during the Public Comment portion of the meeting.

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.

2020-0118 Approval of Minutes - City Council Regular Meeting - October 7, 2019

Attachments: [CC Min 100719.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0074-2020

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on October 7, 2019 be approved as presented.

2020-0119 Approval of Minutes - City Council Regular Meeting - October 21, 2020

Attachments: [CC Min 102119.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0075-2020

Resolved, that the Minutes of a Rochester Hills City Council Regular Meeting held on October 21, 2020 be approved as presented.

2020-0108 Request for Approval of a Declaration of Easement for Storm Water Drainage and Storm Sewer Maintenance Agreement between the City of Rochester Hills, Shadow Woods Subdivision Association, a Michigan non-profit corporation and Robertson Brewster Village, LLC, a Michigan limited liability company, for Brewster Village

Attachments: [04132020 Agenda Summary.pdf](#)
[Declaration of Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0076-2020

Resolved, that the Rochester Hills City Council hereby approves the Declaration of Easement for Storm Water Drainage and Storm Sewer Maintenance Agreement between the City of Rochester Hills, Shadow Woods Subdivision Association, a Michigan non-profit corporation, whose address is c/o 3128 Walton Boulevard, Suite 102, Rochester Hills, MI 48309 and Robertson Brewster Village, LLC, a Michigan limited liability company, whose address is 6905 Telegraph Road, Suite 200, Bloomfield Hills, MI 48301 for Brewster Village, on Parcel #15-08-331-040.

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

2020-0109 Request for Acceptance of the Pedestrian Pathway Easement granted by Ryan Swartz, a married man, for 1921 Crooks Road

Attachments: [04132020 Agenda Summary.pdf](#)
[Pathway Easement.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0077-2020

Resolved, that the Rochester Hills City Council, on behalf of the City of Rochester Hills

hereby accepts a Pedestrian Pathway Easement for the construction, operation, maintenance, repair and/or replacement and public use of the pedestrian pathway on, under, through and across land more particularly described as Parcel #15-20-477-001, granted by Ryan Swartz, a married man whose address is 1921 Crooks Road, Rochester Hills, MI 48309.

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

2020-0082 Request for Purchase Authorization - PLANNING: Blanket Purchase Order/Contract for a Real Estate Database Subscription in the amount not-to-exceed \$41,148.00 through March 31, 2023; Costar Group, Washington DC

Attachments: [04132020 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

This Matter was Adopted by Resolution on the Consent Agenda.

Enactment No: RES0078-2020

Resolved, that the Rochester Hills City Council hereby authorizes a blanket purchase order/contract for a real estate database subscription in the amount not-to-exceed \$41,148.00 through March 31, 2023 to Costar Group, Washington DC 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 Bowyer, 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 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

LEGISLATIVE & ADMINISTRATIVE COMMENTS

President Deel noted that as Michigan Governor Gretchen Whitmer directed that matters undertaken during the public meeting be kept to only business items, he would only comment on behalf of Council that he hopes that everyone is staying safe and healthy during this time of the Coronavirus and maintaining a healthy level of social distancing. He stated that everyone appreciates the first responders who are on the front lines and going above and beyond the call of duty during this crisis. He commented that everyone will get through this together and residents should know that they can contact Council Members at any time when they need them.

ATTORNEY MATTERS

2020-0147 Request for Approval of "hazard pay" for Medical First Responders

Pamela Gordon, Human Resources Director, and **Sean Canto**, Fire Chief/Emergency Services Director, were in attendance remotely to discuss this item.

Mayor Barnett stated that this matter is relative to a resolution coming forward from Closed Session regarding hazard pay for the City's first responders. He stated that Council has been briefed on the purpose, reasoning and recommendation for this item.

A motion was made by Mungioli, seconded by Hetrick, that this matter be Adopted by Resolution to authorize a 10% premium per hour while performing medical first responder and fire rescue duties, retroactive to March 24, 2020, for the duration of the COVID-19 public health emergency as declared by the Governor of Michigan, the Oakland County Executive and the Mayor of Rochester Hills. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0079-2020

Whereas, On March 29, 2020, the International Association of Fire Fighters Local 3472 presented a request for an increased compensation as "hazard pay", retroactive to March 24, 2020, until the declared State, County and local state of emergency ends. The Michigan Association of Fire Fighters, who represent part time fire fighters, have similarly inquired; and

Whereas, Although such pay would be in addition to budgeted compensation under current union contracts, the City recognizes that some special consideration is warranted due to the heightened risk of exposure associated with performing emergency medical and fire rescue duties under the current state of emergency;

Resolved, that the Rochester Hills City Council hereby authorizes a 10% premium per hour while performing medical first responder and fire rescue duties, retroactive to March 24, 2020, for the duration of the COVID-19 public health emergency as declared by the Governor of Michigan, the Oakland County Executive, or the Mayor of Rochester Hills; or 90-days from March 24, whichever occurs first.

NOMINATIONS/APPOINTMENTS

2020-0065 Nomination/Appointment of one (1) Citizen Representative to the Historic Districts Commission, to fill the unexpired term of Steve Reina ending December 31, 2020

Attachments: [04272020 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Long CQ.pdf](#)
[McGunn CQ.pdf](#)
[Morlan CQ.pdf](#)
[04132020 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Calderwood CQ.pdf](#)
[Frederiksen CQ.pdf](#)
[Hauser CQ.pdf](#)
[Hunter CQ.pdf](#)
[McCracken CQ.pdf](#)
[Zimmerman CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[022420 Agenda Summary.pdf](#)
[Reina Resignation Letter.pdf](#)
[022420 Resolution.pdf](#)
[Resolution \(Draft\).pdf](#)

President Deel Opened the Floor for Nominations.

Vice President Bowyer nominated Carol Morland.

Mr. Hetrick nominated Josephine Long.

Mr. Walker nominated Michael McGunn.

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

He noted that as there were three individuals nominated, this item would be set over to the next meeting for a vote.

Following the next Council Agenda Item, Deputy Clerk Scott noted that resident Josephine Long had wished to address Council regarding this item.

Josephine Long stated that she wished to introduce herself to Council and express her interest. She thanked Mr. Hetrick for nominating her.

Discussed; Nominated: Josephine Long, Michael McGunn, and Carol Morlan.

Enactment No: RES0097-2020

2020-0104 Nomination/Appointment of one (1) Citizen Representative to the Zoning/Sign Board of Appeals for a three-year term to expire March 31, 2023

Attachments: [04272020 Agenda Summary.pdf](#)
[Appointment Form.pdf](#)
[Kalas CQ.pdf](#)
[Sakis CQ.pdf](#)
[04132020 Agenda Summary.pdf](#)
[Nomination Form.pdf](#)
[Braun III CQ.pdf](#)
[Colling, Jr. CQ.pdf](#)
[Dorris CQ.pdf](#)
[Farmer CQ.pdf](#)
[Gwiazdowski CQ.pdf](#)
[Holmes CQ.pdf](#)
[Hurst CQ.pdf](#)
[Lewis CQ.pdf](#)
[Long CQ.pdf](#)
[Lyons CQ.pdf](#)
[McCracken CQ.pdf](#)
[McGunn CQ.pdf](#)
[Mendez Jr. CQ.pdf](#)
[Rood CQ.pdf](#)
[Strunk CQ \(Revised\).pdf](#)
[Strunk CQ.pdf](#)
[Thompson CQ.pdf](#)
[Notice of Vacancy.pdf](#)
[Resolution \(Draft\).pdf](#)

President Deel Opened the Floor for Nominations.

Mr. Hetrick commented that it was a shock to learn that Ernest Colling withdrew his name from consideration for reappointment. He noted that Mr. Colling has been a member of the Zoning/Sign Board of Appeals for over 20 years. He commented that the Board will lose much of Mr. Colling's institutional knowledge with his departure, and stated that Mr. Colling had a passion for ensuring that the Board was doing the right thing. He stated that he will be missed, and noted that the Board would continue to move forward to represent the City at its best.

Mr. Hetrick nominated Jason Sakis.

Vice President Bowyer nominated Tom Kalas.

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

He noted that as there were two individuals nominated, this item would be set over to the next meeting for a vote. He stated that he would like to acknowledge Mr. Colling for his years of participation and thanked him for his service to the City.

Discussed; Nominated Tom Kalas and Jason Sakis.

Enactment No: RES0098-2020

2020-0111 Request to Confirm the Mayor's Reappointment of Gerard Dettloff and John Gaber to the Planning Commission for three (3) year terms to expire March 31,

2023

Attachments: [04132020 Agenda Summary.pdf](#)
[Dettloff CQ.pdf](#)
[Gaber CQ.pdf](#)
[Resolution \(Draft\).pdf](#)

Vice President Bowyer stated that she sits on the Planning Commission and Mr. Dettloff and Mr. Gaber are both great assets to have on the Commission.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0080-2020

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's Reappointment of Gerard Dettloff and John Gaber to the Planning Commission for three (3) year terms to expire March 31, 2023.

2020-0112 Request to Confirm the Mayor's Appointment of Marvie Neubauer to the Planning Commission for a three (3) year term to expire March 31, 2023

Attachments: [04132020 Agenda Summary.pdf](#)
[Neubauer CQ.pdf](#)
[Schroeder Resignation Letter.pdf](#)
[Resolution \(Draft\).pdf](#)

Mr. Hetrick stated that he would like to acknowledge Mr. Schroeder's contribution to the Planning Commission over the years. He noted that he was always a very thoughtful and astute contributor to the content of the Planning Commission meetings and his institutional knowledge will be missed.

Mayor Barnett noted that both Mr. Schroeder and Mr. Colling deserve recognition for their years of service. He stated that Mr. Schroeder contacted him to indicate that while he had a great number of years of service, it was time for someone else to serve. He stated that Mr. Schroeder will leave an indelible mark on the community, and noted that Ms. Neubauer will be a great addition to the Commission.

President Deel commented that he met Mr. Schroeder on a number of occasions and stated that he was a wealth of knowledge and has left his mark on the City. He stated that he is familiar with Ms. Neubauer as she is an attorney in the Probate Court, and commented that he knows her to be not only an excellent attorney but a very down-to-earth person. He stated that she will make an excellent addition to the Commission.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0081-2020

Resolved, that the Rochester Hills City Council hereby confirms the Mayor's Appointment of Marvie Neubauer to the Planning Commission for a three (3) year term to expire March 31, 2023.

NEW BUSINESS

2020-0086 Request for Nonprofit Designation for a Charitable Gaming License from the State of Michigan - Rochester Football, Inc.

Attachments: [04132020 Agenda Summary.pdf](#)
[Organizations' Purpose and Plans.pdf](#)
[Bylaws.pdf](#)
[Articles of Incorporation.pdf](#)
[IRS Determination Letter.pdf](#)
[Form 990-EZ.pdf](#)
[2019 Annual Report Filing.pdf](#)
[Board of Directors.pdf](#)
[01222020 Board Mtg Minutes.pdf](#)
[Solicitation Registration Packet.pdf](#)
[Charitable Gaming License Policy.pdf](#)
[Resolution \(Draft\).pdf](#)

Chris Rzeppa was in attendance to represent Rochester Football, Inc.

Mr. Rzeppa stated that Rochester Football, Inc. is a non-profit and community-based cheer and football organization serving Rochester, Rochester Hills, and Oakland Township. He explained that the organization wishes to conduct 50/50 raffles during its home games; and money raised will go toward the cost of new equipment such as shoulder pads, helmet reconditioning, cheerleading mats and field costs.

Mr. Hetrick questioned what constitutes the bulk of the organization's revenues.

Mr. Rzeppa responded that revenues are from cheer and football registration fees.

Mr. Hetrick questioned if purchasing and reconditioning equipment would be a challenge without the additional fund raising revenue.

Mr. Rzeppa confirmed that it is.

Ms. Morita questioned the name of the organization, noting that both Rochester Football, Inc., and Rochester Redskins appears on the paperwork.

Mr. Rzeppa responded that the organization's legal name is Rochester Football, Inc. He noted that the organization has no mascot, its logo is an "R" with a feather, and the jerseys say "Rochester". He noted that for over 35 years the team has been called the Rochester Redskins.

Ms. Morita questioned whether it had been thought to change the organization's name.

Mr. Rzeppa responded that there had been some thought in the past; however, the organization has not had any concerns raised where the Board has had any formal discussion regarding the name.

Ms. Morita expressed concern regarding the City approving a charitable gaming license for an organization whose name could be perceived as being culturally insensitive. She stated while she understands the purpose of the organization, she is not in favor of supporting an organization with a name that could be perceived as such.

Mr. Rzeppa noted that the organization has been a staple in the community for over 35 years. He stated that he appreciated Ms. Morita's concern and noted that he would be happy to have the Board address her concerns and the concerns of anyone else in the community. He commented that he would encourage anyone with concerns to reach out by email.

President Deel questioned what criteria and standards Council should apply in reviewing charitable gaming requests.

City Attorney Ann Christ responded that provided the requestor submits their financial information, granting the request is at Council's discretion.

City Clerk Tina Barton noted that the Charitable Gaming Policy states that Council should look at the age of the organization, viability of the organization, their scope and level of activity and involvement in the community, the extent that the organization has gained identity and recognition in the community, and any other criteria that City Council deems relevant to making such a determination.

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

Aye 4 - Blair, Deel, Hetrick and Walker

Nay 3 - Bowyer, Morita and Mungoli

Enactment No: RES0082-2020

Resolved, that the request from Rochester Football, Inc., located at 2475 Rancroft Beat, Rochester Hills, Michigan 48306, Oakland County asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license, be considered for approval.

2020-0087 Request for Nonprofit Designation for a Charitable Gaming License from the State of Michigan - Avondale GATE PTO

Attachments: [04132020 Agenda Summary.pdf](#)
[Plan.pdf](#)
[Purpose.pdf](#)
[Bylaws.pdf](#)
[Articles of Incorporation.pdf](#)
[IRS Determination Ltr.pdf](#)
[Board Resolution.pdf](#)
[Charitable Gaming License Policy.pdf](#)
[Resolution \(Draft\).pdf](#)

Megan Marks was in attendance representing Avondale GATE PTO.

Ms. Marks noted that she is the Treasurer for Avondale GATE (Gifted and

Talented Education) Magnet School PTO supporting the Magnet School. She noted that the GATE started approximately three years ago. In the last school year, the school grew and moved to its own facility and its own PTO organization was formed. Previously it was covered under the Woodland Elementary PTO organization. She explained that the PTO is consistent with other similar organizations with a purpose to fundraise in various ways to support the students. She noted that as a new program there was a need for more books and support teachers and items needed for classrooms, and to rehabilitate the building. She mentioned that some fundraising has been undertaken including a fun run, painting evening, and plans for a raffle and auction this coming May. She commented that while the May event has now been postponed until the fall, there are still plans to move forward to request the charitable gaming license from the State.

President Deel stated that even though plans have been pushed back to the fall, the organization still desires to move forward with the request.

Ms. Marks agreed, noting that additional minor raffles could be held for other events such as Student for the Day.

Mr. Hetrick commented that the organization just began and questioned what income and expenses have been so far.

Ms. Marks explained that the organization was officially formed in May of last year and voted in their board and created their bylaws in August. The organization hit the ground running in September when the current school year began. She noted that much was donated from parents this year. She noted that the Fun Run raised approximately \$11,000. She commented that expenses run approximately \$7,800 and include reimbursing teachers for expenses and purchasing books.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Munglioli and Walker

Enactment No: RES0083-2020

Resolved, that the request from Avondale GATE PTO, located at 1435 W. Auburn Road, Rochester Hills, Michigan 48309, Oakland County, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license, be considered for approval.

2020-0120 Request for Approval of Michigan Department of Natural Resources (MDNR) Canada Goose Nest Destruction and Canada Goose Round-up for Arcadia Park

Attachments: [04132020 Agenda Summary.pdf](#)
[Request from HOA.pdf](#)
[Nest Destruction Application.pdf](#)
[Roundup Application.pdf](#)
[Email from HOA President.pdf](#)
[Resolution \(Draft\).pdf](#)

Vinay Gowda was in attendance to represent the Arcadia Park Homeowners Association.

President Deel stated that he would recuse himself from discussion and vote on this item as he resides in Arcadia Park Subdivision and is on their Board of Directors. He noted that he would turn this portion of the meeting over to Vice President Bowyer.

Mr. Gowda requested City Council adopt a resolution to allow Arcadia Park to apply to the Michigan Department of Natural Resources for a five-year permit for goose nest destruction and roundup as necessary. He explained that the approval expired last year and this will be the Board's third time requesting the permit. He noted that there are north and south ponds and a number of birds visit these ponds every year. He stated that the Board receives a number of complaints. He commented that the birds are a nuisance and a health risk to the residents of the subdivision along with a danger to motorists.

Vice President Bowyer questioned whether this is more of a nest and egg destruction request, and noted that the geese can be aggressive and get out of control.

Mr. Gowda responded that it is primarily egg destruction and a roundup has not been done for a number of years.

Ms. Morita noted that she was on Council when this came previously and was opposed to it then. She commented that she is still opposed to it, noting that her feeling is that the subdivisions should secure the approval of their own residents rather than ask Council for approval.

Vice President Bowyer noted that in order to secure homeowner approval, a certain number of residents had to sign a petition. She commented that it is easier to come before Council rather than secure the appropriate percentage of signatures.

Mr. Hetrick questioned whether any comments or complaints are received in opposition to the nest egg destruction.

Mr. Gowda responded that they have never had any complaints against the destruction.

Ms. Mungoli questioned whether there is a time limit or timeframe in collecting signatures. She noted that her concerns are similar to Ms. Morita's regarding collecting signatures.

Mr. Gowda responded that he would go back to the Board to request this for the future.

Ms. Mungoli noted that she questioned whether it was only a small group in the community that actually wanted this, and stated that a small group can make a large impression.

Mr. Gowda responded that it is his impression that 90 percent or more want these birds gone. He mentioned that there is a walking path around the pond;

and stated that birds can get very aggressive when nesting and pose a danger to residents.

Vice President Bowyer questioned the number of residences in the neighborhood.

Mr. Gowda responded that there are 181 residences.

Ms. Morita noted that these same questions were raised five years ago and five years later nothing different has been done.

Mayor Barnett stated that while it may be difficult to obtain that many signatures; when asked, most of the neighbors are in favor of these programs. He suggested that perhaps a subdivision newsletter can be used to generate a response in the future. He noted that the City has generally been supportive of these requests in the past as they come from a representative board that is selected to receive feedback from community residents. He stated that the Administrative is supportive of this request.

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

Aye 5 - Blair, Bowyer, Hetrick, Mungiolli and Walker

Nay 1 - Morita

Abstain 1 - Deel

Enactment No: RES0084-2020

Resolved, that the City of Rochester Hills requests the Michigan Department of Natural Resources (MDNR) allow Arcadia Park Homeowners Association to conduct a program of Canada Goose Nest Destruction and Canada Goose Round-up for a period of five (5) years. The residents of Arcadia Park are aware that the geese may be euthanized.

2020-0102 Request for Purchase Authorization - DPS/GAR: Purchase of one (1) trailer mounted mobile generator in the amount of \$101,997.00; Wolverine Power Systems dba GMT Power, Inc., Zeeland, MI

Attachments: [04132020 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Public Services Director, explained that the City currently has two generators that are proposed for replacement, and noted that one is from 1979 and one is from 1980. He commented that these units are at the end of their useful life. He noted that the backup power is critical when power outages are experienced to help power sanitary sewer lift stations or the water booster station located at the north end of the city. He stated that Vice President Bowyer had forwarded a number of questions to him along with a question from a concerned resident, and in response, he would offer the following information:

- The generator produces 200 kilowatts.
- At 75 percent output, the unit will run 24 hours on a tank of fuel.
- The department has a 100-gallon refueling tank in a pickup truck that would be

used to refuel a remote location.

- The generator is sized to meet all the electrical requirements for the systems it is providing power to.
- Due to the location of some of the lift stations, the placement of a permanent generator would be difficult and unsightly. As the stations are programmed for replacement, it can be reviewed at that time whether a permanent generator would be warranted.
- Both City Hall and the DPS facility have backup generators. This generator would be in complement if any of those generators went down and would have to incorporate a step-down transformer.
- The generator recently secured for City Hall was obtained within approximately 24 hours.

Mr. Walker questioned whether the generators being replaced have any value.

Mr. Schneck responded that all of the City's surplus equipment goes to auction, currently through GovDeals, and this equipment will be auctioned at some salvage value.

Mr. Hetrick questioned whether this new generator would have a useful life of at least 20 years.

Mr. Schneck responded that the City typically takes a straight-line depreciation of its assets; however, he suspects that this could last even longer than 20 years.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Munglioli and Walker

Enactment No: RES0085-2020

Resolved, that the Rochester Hills City Council hereby authorizes the purchase of one (1) trailer mounted mobile generator in the amount of \$101,997.00 to Wolverine Power Systems dba GMT Power, Inc., Zeeland, Michigan.

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.

2020-0113

Request for Approval of the Addendum to add the Charter Township of Orion to the Interlocal Service Agreement between the Cities of Auburn Hills, Rochester Hills and Rochester for Public Works Services

Attachments: [04132020 Agenda Summary.pdf](#)
[Addendum to Interlocal Service Agreement.pdf](#)
[Resolution \(Draft\).pdf](#)

Ms. Morita stated that she would recuse herself from the discussion and vote on this item.

Allan Schneck, Public Services Director, stated that it is proposed to add Orion

Township to an existing Interlocal Agreement between Rochester, Auburn Hills and Rochester Hills.

He noted that in response to Council questions he received earlier, there is no cost to the agreement unless we need assistance or our assistance is requested. He explained that the City currently has 12 existing interlocal agreements that have served the City very well, and he stated that these agreements provide benefits to the City in numerous ways. He mentioned that the City's Fleet Services agreements generate approximately \$90,000 in revenue each year, offsetting the City's fixed costs. He added that the agreements spur possible purchasing cooperatives advantageous to the City. He mentioned that the City received a Competitive Grant Assistance Grant a number of years back consisting of a \$51,000 grant from the State for encouraging collaboration.

He noted that one of the most successful agreements is the creation of the North Oakland County Water Authority (NOCWA), which has been a stellar collaboration between Orion Township, the City of Auburn Hills, the City of Pontiac, and Rochester Hills, saving over a million dollars for Rochester Hills' residents in water commodity costs.

President Deel *commented that this is a regional cooperative agreement similar to others the City has in place, coming at no cost to the City. The City is compensated for the use of its available resources, such as when a bay is needed for repair of equipment, defraying the City's fixed cost.*

Mr. Schneck *responded that it maximizes the utilization of the building.*

President Deel *commented that it is a part of being a good neighbor.*

Mayor Barnett *stated that these agreements are everything good about government, and the City has been a model in Southeast Michigan and a pioneer in these agreements. He commented that he is proud of the City's team and how it cooperates with its neighbors.*

Ms. Mungoli *questioned how many times the City of Rochester Hills has asked a partner to provide services.*

Mr. Schneck *responded that it is not too often. He mentioned that a couple of years back there was a salt shortage and the various communities along with the Michigan Department of Transportation and the Road Commission for Oakland County cooperated to ensure that there was an appropriate inventory of salt on hand. He commented that until recently the City did not have an easement jetting machine and would rent Auburn Hills' machine to use periodically throughout the year to jet sanitary sewers in tough locations.*

Ms. Mungoli *questioned whether a fee structure was set up with the Interlocal Agreements as to staff time or mileage, and how the monies are billed between the communities.*

Mr. Schneck *responded through the Asset Management System, work orders are established accounting for labor and materials costs. A universal rate*

schedule across the entire state is utilized, and the City charges per that rate plus personnel including full labor rates. Monies are brought in through the associated revenue account, such as Fleet, to offset the expense.

Ms. Mungoli requested Mr. Schneck provide access to the various documents and fee schedules so she could become more familiar with them in the future.

Vice President Bowyer noted that it is good to know that the City can be reimbursed for the use of some of its very costly pieces of equipment. She thanked City Attorney John Staran for his input on a review of the agreement.

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

Aye 5 - Blair, Bowyer, Deel, Hetrick and Walker

Nay 1 - Mungoli

Abstain 1 - Morita

Enactment No: RES0086-2020

Resolved, that the Rochester Hills City Council hereby approves the Addendum to add the Charter Township of Orion to the Interlocal Service Agreement between the Cities of Auburn Hills, Rochester Hills and Rochester for Public Works Services and authorizes the Mayor to execute the agreement on behalf of the City.

2020-0117 Request for Purchase Authorization - DPS/ENG: Approval of Blanket Purchase Order/Contract to Orchard, Hiltz, and McCliment, Livonia, Michigan in the amount not-to-exceed \$240,000.00 to provide Engineering Services to NOCWA for a three- year period to expire on March 31, 2023

Attachments: [04132020 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

Allan Schneck, Public Services Director, stated that this is a three-year purchase order for the entire encumbrance amount for the North Oakland County Water Authority (NOCWA), and the City's exposure each year is approximately \$20,000. He noted that OHM has done a very good job since the establishment of NOCWA in determining how the rate models are distributed equitably among the communities.

President Deel noted that the City of Rochester Hills serves as NOCWA's Treasurer.

Mr. Schneck stated that was correct, and Rochester Hills acts as the fiduciary for NOCWA.

Ms. Mungoli noted that she had asked a general question regarding this evening's expenditures given the overall budget concerns due to the ongoing pandemic. She stated that she was pleased with the answer she received from Joe Snyder, Chief Financial Officer, that the City was doing its due diligence. She commented that even though things may be challenging in the community,

there are items that are critical for the ongoing operations of the community.

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

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0087-2020

Resolved, that the Rochester Hills City Council hereby authorizes the approval of a Blanket Purchase Order/Contract to Orchard, Hiltz, and McCliment, Livonia, Michigan in the amount not-to-exceed \$240,000.00 to provide Engineering Services to NOCWA for a three-year period to expire on March 31, 2023.

2020-0115 Receive and file information regarding emergency purchase relative to N95 Masks for its first responders to be utilized during the COVID-19 response

Attachments: [04132020 Agenda Summary.pdf](#)
[Invoice.pdf](#)
[Resolution \(Draft\).pdf](#)

Sean Canto, Fire Chief/Emergency Services Director, explained that when the pandemic began, there was a run on personal protective equipment (PPE) including N95 masks. He stated that the Fire Department worked with the Purchasing Department and its suppliers to ensure that a sufficient number of N95 masks could be obtained.

President Deel noted that under the Charter, the Mayor is authorized to make that emergency expenditure and Council is being asked to confirm the purchase.

Chief Canto stated that there was an opportunity to purchase the N95 masks, and waiting even minutes would have meant that they would be gone. He commented that the same thing happened with TYVEK suits and within hours the entire lot of suits were gone. He stated that the City was up against time and others who were purchasing these items very quickly, going through the purchasing and bidding process would have left the first responders without the proper PPE.

Vice President Bowyer questioned the cost.

Chief Canto responded that one lot was approximately \$8,000, and one was slightly more. He noted that the Purchasing Department went through all of the items.

President Deel noted that the total invoice for all items was \$33,000, encompassing 4,000 at a unit price of \$8.25.

A motion was made by Hetrick, seconded by Mungioli, that this matter be Received and Filed by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungioli and Walker

Enactment No: RES0088-2020

Resolved, that the Rochester Hills City Council receives and files the agenda summary and supporting documents from Procurement Manager Lisa Cummins and Fire Chief Sean

Canto regarding the purchase of N95 Masks.

- 2020-0116** Receive and file information regarding emergency purchase relative to the purchase of five (5) decontamination units and associated equipment and cleaning solution for its first responders to be utilized during the COVID-19 response to decontaminate ambulances, bunk areas, fire stations, etc.

Attachments: [04132020 Agenda Summary.pdf](#)
[AeroClave Quote.pdf](#)
[Resolution \(Draft\).pdf](#)

Sean Canto, Fire Chief/Emergency Services Director, stated that the City's ambulances are the front line of the City's medical care, and the risk of exposure from patients with known or unknown infectious diseases or pathogens is extremely high, especially now during the COVID-19 pandemic.

He explained that this equipment is extremely important. Once arriving at the hospital and after delivering a patient, the system can be activated and self-deployed to spray the inside of the ambulance, allowing the ambulance to return to service quicker.

He noted that the system can also be used at the stations to disinfect bunk rooms, kitchens, lounges, and other high-traffic areas. He commented that this is the first time in his career that he has had to go through such an intensive disinfection process and will allow the decontamination to occur quickly to return the unit to service.

President Deel questioned how decontamination would occur prior to this purchase.

Chief Canto responded that decontamination would be done with gloves by hand-spraying disinfectant on cot, seats, and equipment. He explained that this will decontaminate the entire back of the ambulance at one time. He added that an added benefit is that it will also disinfect and decontaminate entire areas in the station. He commented that these are unprecedented times.

Ms. Mungoli noted that 20 gallons of fluid comes with it. She questioned how long it would last and how many uses it will cover.

Chief Canto responded that the product is available now even though the system has not yet been delivered. He stated that the product comes out aerosolized as a mist and seems to go farther than a solid spray would. He commented that one packet makes five gallons.

Ms. Mungoli stated that the City should ensure it has enough product as it seems to be a critical system to have working.

Mr. Blair stated that this is a great idea for the ambulances and questioned whether there are any health risks in use in bunkrooms or other areas where firefighters spend much time.

Chief Canto responded that this product is being recommended as a safe solution for use in these areas. He noted that when it was being researched

there were no health concerns or issues noted.

Mr. Hetrick questioned how difficult reordering the product will be.

Chief Canto responded that right now all products relative to masks, sanitizers or cleaning products are difficult; however, once the pandemic subsides supplies should be more available. He pointed out that 20 gallons are being obtained, and he believes that it should be sufficient for immediate needs.

A motion was made by Mungiola, seconded by Hetrick, that this matter be Received and Filed by Resolution. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungiola and Walker

Enactment No: RES0089-2020

Resolved, that the Rochester Hills City Council receives and files the agenda summary and supporting documents from Procurement Manager Lisa Cummins and Fire Chief Sean Canto regarding the purchase of five (5) decontamination units and associated equipment and cleaning solution for its first responders to be utilized during the COVID-19 response to decontaminate ambulances, bunk areas, fire stations, etc.

2020-0105 Request for Purchase Authorization - MIS: Project Budget for consulting services and application hosting and management services for three years to upgrade the City's financial system J.D. Edwards to the latest tools release in the amount not-to-exceed \$813,284.00; Denovo, Boulder, CO

Attachments: [04132020 Agenda Summary.pdf](#)
[Proposal Tabulation.pdf](#)
[Resolution \(Draft\).pdf](#)

Kevin Krajewski, Director of MIS, stated that the JDEdwards (JDE) system is essential to the financial operation of the City. He noted that the last major upgrade to this system was in 2014 to Version 9.1; and he explained that technical support for Version 9.1 will end this year, making it important to upgrade to Version 9.2 which will have continued support through 2030. He added that hosting is included for a period of three years.

President Deel commented that it is better to carry cloud-based applications.

Mr. Krajewski responded that along with hosting services comes a whole team of software engineers managing the application. He noted that up to now, one person has managed the application; and he commented that it is getting more difficult to have cross-training within the department, especially given the amount of cyber-security time being spent. He added that in other entities using JDE, the application is typically managed by teams of people, each focusing on specific areas. He commented that it makes sense to move to hosting.

Mr. Blair questioned whether City Hall was affected by the WideOpenWest fiber cut last fall. He questioned whether the City had lost access to an off-site financial platform for the duration of the outage and should possibly explore having redundancy for access.

Mr. Krajewski responded that internet access was down in the entire City. He stated that having redundancy would come at a high cost and noted that the

frequency of outages is extremely low. He stated that service has been extremely reliable for several years.

Mr. Walker commented that he had questioned the amount of contingency earlier and noted that a modification of the contingency to reflect the managed hosting services rather than of the total value.

Mr. Krajewski noted that for the hosting part in the bid a low-to-high range was given, and he stated that he used the high range in formulating the request to ensure the City would be covered. He pointed out that he recalculated the contingency to remove the hosting portion of the bid and the new contingency number should be \$744,132 including a \$36,928 contingency encompassing 15 percent of just the upgrade, travel and hosting setup costs. He mentioned that \$30,000 was included for travel, and he stated that he would anticipate that much, if not all, of the work will be done remote especially during the pandemic. He noted that if the travel is not utilized, and the hosting cost comes in at the low range, the amount would be closer to \$700,000 rather than \$800,000.

Mr. Hetrick questioned what the contingency plan is for an outage.

Mr. Krajewski responded that if an outage is expected to be for only a few hours or a day, the City would most likely just wait it out. If an extended outage is expected, Oakland County has a connection that could be utilized as long as they were not affected, and outbound access could be rerouted through the County.

Ms. Mungoli expressed her thanks to the MIS team in keeping the City working remotely during this time.

A motion was made by Hetrick, seconded by Walker, that this matter be Adopted by Resolution in the amount not-to-exceed \$744,132.00. The motion carried by the following vote:

Aye 7 - Blair, Bowyer, Deel, Hetrick, Morita, Mungoli and Walker

Enactment No: RES0090-2020

Resolved, that the Rochester Hills City Council hereby authorizes a project budget for the City's financial system upgrade project for consulting services and application hosting and management services and contingency in the amount of \$36,928.00 (15%) for three years to upgrade the City's financial system J.D. Edwards to the latest tools release to Denovo, Boulder, Colorado in the amount not-to-exceed \$744,132.00 and further authorizes the Mayor to execute a contract on behalf of the City.

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

ANY OTHER BUSINESS

President Deel expressed his thanks to everyone for their efforts in this first virtual Council meeting. He noted that Deputy Clerk Leanne Scott, City Clerk Tina Barton, the City's video team, and all of the Department Directors and technical assistants spent hours to ensure this meeting was successful. He

thanked the emergency responders, DPS crew, and everyone who continues to work during these uncertain times.

Mayor Barnett noted the following:

- *Thanks go to everyone for putting their trust in the Administration as this is unchartered territory.*
- *Everyone is asked to activate their social media networks to encourage participation in the Census. Every person counted is the equivalent of \$1,800 for the community.*
- *GFL has clarified that they will not be suspending yard and leaf waste collection.*
- *City Fleet Manager Bruce Halliday was recognized and inducted to the 2020 Public Fleet Hall of Fame. He has been on the City's team for 37 years.*
- *The City is still in a challenged place as the Oakland/Wayne/Macomb area is a global hotspot for COVID-19. He noted that the City is connected on local and national levels and is working hard to get funding back for many of the expenses approved today.*
- *The City is providing essential-services only. Parks are well-attended even though some areas and services have had to be closed. He mentioned that the City's Economic Development Team has been working with small businesses.*
- *The City entered this challenge in a strong position, and he will ensure that it will leave in a strong position.*

NEXT MEETING DATE

- Regular Meeting - Monday, April 27, 2020 - 7:00 p.m.

ADJOURNMENT

There being no further business before Council, it was moved by Mungioli and seconded by Hetrick to adjourn the meeting at 9:06 p.m.

*RYAN DEEL, President
Rochester Hills City Council*

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

*MARYJO PACHLA
Administrative Associate II*

Approved as presented at the June 22, 2020 Regular City Council Meeting.