



CITY OF AUBURN HILLS

Regular City Council Meeting Minutes

June 7, 2021

CALL TO ORDER: Mayor McDaniel at 7:00 p.m.

LOCATION: Virtual Meeting through Microsoft Teams, <https://bit.ly/AH-Jun07-CC>

Present: Mayor McDaniel (Auburn Hills, MI), Hawkins (Auburn Hills, MI) sworn in at 7:05PM, Kittle (Auburn Hills, MI), Knight (Auburn Hills, MI), Marzolf (Auburn Hills, MI), and Verbeke (Auburn Hills, MI)

Absent: Council Member Burmeister

Also Present: City Manager Tanghe, City Attorney Beckerleg, City Clerk Pierce, Assistant to the City Manager Skopek, Police Chief Baker, Fire Chief Taylor, Senior Services Director Adcock, Economic Development Manager Carroll, Recreation Director Hegdal, Recreation Coordinator Kniffen, Finance Director/Treasurer Schulz, Deputy DPW Director Stahly, Lt. Stubbs, Engineer Juidici, Management Assistant Hagge

4. APPROVAL OF MINUTES

4a. City Council Meeting Minutes, May 17, 2021

Moved by Verbeke, Seconded by Kittle.

RESOLVED: To approve the City Council Minutes of May 17, 2021.

VOTE: Yes: Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.078

Motion Carried (5 - 0)

5. APPOINTMENTS AND PRESENTATIONS

5a. Motion - To accept the resignation from City Council of City Councilmember Ron Moniz.

Moved by Knight, Seconded by Verbeke.

RESOLVED: To accept the resignation of Ron Moniz from the Auburn Hills City Council, effective May 18, 2021.

VOTE: Yes: Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.079

Motion Carried (5 - 0)

5b. Motion – To appoint Eugene Hawkins, III to City Council.

Moved by Knight, Seconded by Marzolf.

RESOLVED: To appoint Eugene Hawkins III to City Council in accordance with Section 4.8 Vacancies, of the City Charter.

VOTE: Yes: Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.080

Motion Carried (5 - 0)

5c. Administration of Oath to Mr. Hawkins.

Ms. Pierce administered the Oath of Office to Mr. Hawkins.

5d. Comments by Council Member Hawkins.

Mr. Hawkins is thankful for the opportunity to serve the City through this capacity. He thanked his family for the support they have given to him. He also took time to thank Mr. Moniz for the dedication, commitment and the service he has shown to the City over many years. Mr. Hawkins said that he is ready for this challenge and is looking forward to working with the members on City Council and is ready to get to work.

5e. Motion – To confirm the appointments to the Public Safety Advisory Committee and Tax Increment Finance Authority.

Moved by Verbeke, Seconded by Knight.

RESOLVED: To confirm the appointment of Council Member Hawkins as the Council Liaison to the Public Safety Advisory Committee and Tax Increment Finance Authority for a term to expire November 15, 2021 and to confirm the appointment Mr. Moniz as a board member to the Public Safety Advisory Committee for a term to expire November 20, 2021 and the Tax Increment Finance Authority for a term to expire February 28, 2025.

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.081

Motion Carried (6 - 0)

5f. Presentation by Eagle Scouts.

Mayor McDaniel introduced Caden Heaphy, Andrew Zhao and Gavin Estruth. These gentlemen shared presentations explaining their accomplishments in the surrounding communities to receive their Eagle Scout Award.

5g. Introduction of Cameron Kniffen Recreation Coordinator.

Ms. Hegdal introduced the new Recreation Coordinator. Ms. Kniffen has worked for the City as the Nature Education and Operations Coordinator since February 2021 and is now the Recreation Coordinator.

6. PUBLIC COMMENT

Two emails were received and read into the public record.

Courtney Casey, 3317 Squirrel Court, Auburn Hills. She thanked City Staff for another wonderful Paddlepalooza event. She is appreciative of the City's continued effort to provide recreational programs for the community during challenging times that have required a great deal of flexibility and creativity.

Mr. Phil Harrison, 351 N. Squirrel Road, No. 186, Auburn Hills. He thanked City Council for the support of the Memorial Day parade held by the American Legion Post 143. It was a huge success and a great time for the citizens of this community.

7. CONSENT AGENDA

Mr. Marzolf requested the following items be removed from the Consent Agenda:

- Item 7d (Consideration of the Kayak Point Park Name and Grant)
- Item 7e (Installation Interpretive Sign on the Clinton River Trail)

7a. Board and Commission Minutes

7a1. Downtown Development Authority, May 10, 2021

7a2. Brownfield Redevelopment Authority, May 18, 2021

7a3. Public Safety Advisory Committee, May 25, 2021

RESOLVED: To receive and file the Board and Commission Minutes.

7b. Motion - To approve the design and upgrade of Comcast lines at City Hall.

RESOLVED: To approve the design and upgrade of Comcast lines at City Hall as outlined in the amount of \$11,683.99. Furthermore, amend GL# 101-883-934.000 to reflect this expense.

7c. Motion - To designate July, 2021 as Park and Recreation Month.

RESOLVED: To adopt the resolution declaring July, 2021 as Park and Recreation Month in the City of Auburn Hills. (Attachment A)

7f. Motion – To approve of alcohol use at the Pop-Up Public Square in Downtown Auburn Hills

RESOLVED: To allow the consumption of alcohol (beer and wine only) in the designated area shown herein from June 8 through October 3. (Attachment C)

7g. Motion – To approve the purchase of Riot Control Gear.

RESOLVED: To approve the purchase of 53 sets of riot control gear from Galls LLC at a cost not to exceed \$11,925.00 and authorize the City Manager to convey acceptance by purchase order.

7h. Motion – To approve the purchase of Taser Electronic Control Devices.

RESOLVED: To approve the purchase of 30 Taser 7 Electronic Control Devices from Axon Enterprise, Inc. at a cost not to exceed \$24,092.50, which includes signing a five-year contract agreement and authorize the City Manager to convey acceptance by purchase order.

7i. Motion – To approve the purchase of Ballistic Plate Protection.

RESOLVED: To approve the purchase of Surge rifle plates from On Duty Gear at a cost not to exceed \$16,380.00 and authorize the City Manager to convey acceptance by purchase order.

7j. Motion – To approve the purchase of Interview Room Recording System.

RESOLVED: To approve the purchase of the Onyx Lite Case Cracker Interview Recording System from Absolute Security and Investigations at a cost not to exceed \$56,029.00 and authorize the City Manager to convey acceptance by purchase order.

Moved by Verbeke, Seconded by Hawkins.

RESOLVED: To approve the Consent Agenda.

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.082

Motion Carried (6 - 0)

7d. Motion - To adopt the name "Kayak Point Park" and to accept the grant for the development of the Park.

Mr. Marzolf commented that the name is a great fit for the park. He fully supports this grant and thanked the team for working hard to make this happen.

Moved by Marzolf, Seconded by Kittle.

RESOLVED: To adopt the name "Kayak Point Park" for the park property located at 2041 Auburn Road.

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.083

Motion Carried (6 - 0)

7e. Motion – To approve the installation of the interpretive sign on the Clinton River Trail at the Mocerri Hydration Station.

Mr. Marzolf recognized the efforts of the 7:39 Club and their donation. The sign will not only add to the trail but also to the historic features of the community. Ms. Hegdal recognized the Friends of the Clinton River Trail and thanked them for being present in the virtual meeting.

Moved by Marzolf, Seconded by Knight.

RESOLVED: To approve the installation of the “Water and Wool Power Auburn’s Early Economy” interpretive sign on the Clinton River Trail near Adams Road at the Mocerri Hydration Station.

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.084

Motion Carried (6 - 0)

7d. Motion - To adopt the name “Kayak Point Park” and to accept the grant for the development of the Park.

Moved by Marzolf, Seconded by Verbeke.

RESOLVED: To adopt the resolution to accept the terms of the Michigan Natural Resources Trust Fund Grant for the development of Kayak Point Park. (Attachment B)

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.085

Motion Carried (6 - 0)

8. OLD BUSINESS

9. NEW BUSINESS

9a. Public Hearing/Motion – To adopt an ordinance to amend Section 46-173, Prohibition of Skateboarding and Related Activities in Certain Public Places in Downtown Auburn Hills, to add the Civic Center Park.

Mr. Hagge presented the second reading to the amendment to Chapter 46 of the City Code. This amendment seeks to stop property damage through means of skateboarding and other related activities. This amendment will add the Civic Center Park to prohibited skateboarding locations.

Mayor McDaniel commented that the goal is to help stop the destructive behavior voluntarily or with a Civil Infraction.

The Mayor opened the Public Hearing at 7:47 PM.

Hearing no public comment, the Mayor closed the Public Hearing at 7:47 PM.

Moved by Kittle, Seconded by Hawkins.

RESOLVED: To adopt an Ordinance to amend Section 46-173, Prohibition of Skateboarding and Related Activities in Certain Public Places in Downtown Auburn Hills of Chapter 46, Offenses and Miscellaneous Provisions, of the Auburn Hills City Code to add the Civic Center Park on Second Reading. (Attachment D)

VOTE: Yes: Hawkins, Kittle, Knight, McDaniel, Verbeke

No: Marzolf

Resolution No. 21.06.086

Motion Carried (5 - 1)

9b. Motion – To authorize the buyout of the agreement with the Energy Reduction Coalition for LED Lighting, to authorize a budget amendment to the General Fund to facilitate the buyout, and to authorizing the City Manager to terminate the agreement with the Energy Reduction Coalition.

Mr. Stahly provided an overview of the program. He stated that after an audit with PFM, it is being recommended that an early termination of the contract with ERC is in the City's best interest based on their analysis of the contract coupled with the expected escalation of electricity costs.

Mr. Hank Fishkind of PFM was present in the virtual meeting.

Mr. Kittle recused himself due to a personal relation with the owner of ERC and not wanting to show partiality.

It was discussed that when Council originally agreed on this, it was a good thing for the City. Staff has done a good job at analyzing the situation and making the recommendation to change the agreement. The future expenses with DTE fees will not change as it relates to the motion before Council.

Moved by Knight, Seconded by Verbeke.

RESOLVED: To allow Mr. Kittle to abstain from this item.

VOTE: Yes: Hawkins, Kittle, Knight, Marzolf, McDaniel, Verbeke

No: None

Resolution No. 21.06.087

Motion Carried (6 - 0)

Moved by Knight, Seconded by Verbeke.

RESOLVED: To authorize the buyout of the agreement with the Energy Reduction Coalition for LED lighting in the amount of \$1,125,007, authorize a budget amendment increasing the capital projects department 901 within the General Fund for such amount, and authorize the City Manager to terminate the agreement with the Energy Reduction Coalition.

VOTE: Yes: Hawkins, Knight, Marzolf, McDaniel, Verbeke

No: None

Abstained: Kittle

Resolution No. 21.06.088

Motion Carried (5 - 0)

10. COMMENTS AND MOTIONS FROM COUNCIL

Mr. Marzolf – He attended Paddlepalooza. It was well organized and it was great to see everyone enjoying the resources we have. The water could have been higher for the event. He encouraged people to get out in the parks. He also stated that the website has a very nice virtual tour of the parks.

Mr. Knight – He provided a quick report of 3180 Auburn Road. There are readings being taken on the water and the wells and two of the wells are clear. He stopped at the amphitheater and there was an

event from the Indian community. It was a kick off rally to raise money to help the poor in India. He shared that the Splash pad seems to be running well.

Mr. Kittle – He welcomed Mr. Hawkins. He shared that a good return on tax payer investment is Parks and Recreation, community and economic development and capital projects. He would like someone to look at the resurfacing on Squirrel Road adjacent to the new apartment. He would also like someone to look at the astro turf in the PopUp Square Park, possible trip hazards due to ripples in the astro turf. After questioning meeting options, Attorney Beckerleg discussed the future of virtual meetings.

Ms. Verbeke – She asked how often the roads are swept. Mr. Stahly shared that the roads are intentionally swept two times a year, Spring and Fall. If there is a complaint, DPW will go look at the area and clean it up. He also shared that the high profile areas are swept, like Auburn Road. She commented that she would like to revisit how often the streets are swept. She welcomed Mr. Hawkins.

Mr. Hawkins – He shared that everyone has welcomed him well and that he is looking forward to working with everyone.

Mayor McDaniel – He shared that it was another great Paddlepalooza on Saturday morning and that he is pleased to be able to bring home the Mayor’s Cup for the sixth consecutive year.

11. CITY ATTORNEY REPORT

12. CITY MANAGER REPORT

Mr. Tanghe – He recognized Eric Woody with the Beaumont Hospital Corporation and thanked him for faithfully reporting on the Covid pandemic that has proven to be helpful to the City. This information has helped to guide the City on how we operated. He also shared that he is look forward to working with Mr. Hawkins.

13. ADJOURNMENT

Hearing no objections, the Mayor adjourned the meeting at 8:20 PM.

Kevin R. McDaniel, Mayor

Laura M. Pierce, City Clerk

ATTACHMENT A



DESIGNATION OF JULY AS PARK AND RECREATION MONTH

WHEREAS parks and recreation programs are an integral part of communities throughout this country, including Auburn Hills, Michigan and

WHEREAS our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS parks and recreation areas are fundamental to the environmental well-being of our community; and

WHEREAS parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS the City of Auburn Hills recognizes the benefits derived from parks and recreation resources

NOW THEREFORE, BE IT RESOLVED BY the Auburn Hills City Council that July is recognized as Park and Recreation Month in the City of Auburn Hills.

ATTACHMENT B



WHEREAS, the City of Auburn Hills supports the acceptance of the terms of agreement as received from the Michigan Department of Natural Resources for project #TF20-0098, Kayak Point Park Development, and that the City of Auburn Hills does hereby specifically agree, but not by way of limitation, as follows:

WHEREAS, the City agrees to appropriate all funds necessary to complete the project during the project period of 5/7/2021 – 5/31/2023 and to provide one hundred twenty eight thousand, five hundred (\$128,500) dollars to match the grant authorized by Michigan Department of Natural Resources.

WHEREAS, the City agrees to maintain satisfactory financial accounts, documents, and records to make them available to the Michigan Department of Natural Resources for auditing at reasonable times.

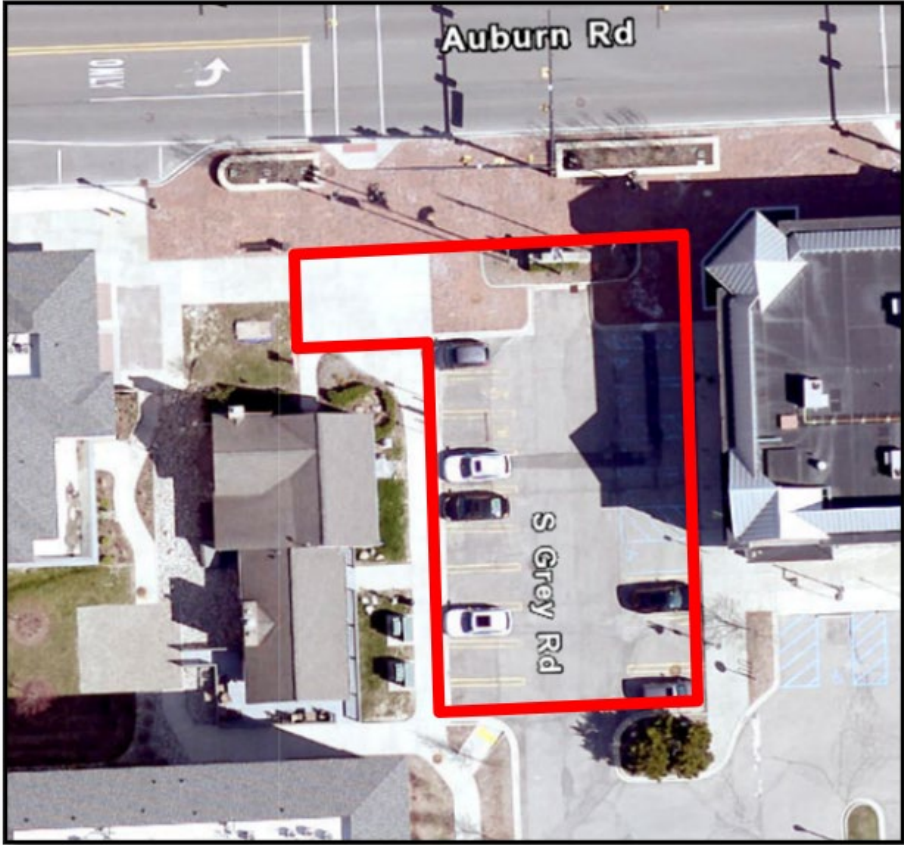
WHEREAS, the City agrees to construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.

WHEREAS, the City agrees to regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.

WHEREAS, the City agrees to comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution.

NOW THEREFORE, BE IT RESOLVED BY the Auburn Hills City Council that the City of Auburn Hills, Michigan, does hereby accept the terms of the Agreement for MNRTF Grant #TF20-0098, Kayak Point Park Development.

ATTACHMENT C



ATTACHMENT D

CITY OF AUBURN HILLS

ORDINANCE NO. 21-926

AN ORDINANCE TO AMEND SECTION 46-173 - PROHIBITION OF SKATEBOARDING AND RELATED ACTIVITIES IN CERTAIN PUBLIC PLACES IN DOWNTOWN AUBURN HILLS, OF ARTICLE VI - OFFENSES AGAINST PUBLIC PEACE, OF CHAPTER 46 - OFFENSES AND MISCELLANEOUS PROVISIONS, OF THE AUBURN HILLS CITY CODE, AS AMENDED, TO PROHIBIT SKATEBOARDING AND RELATED ACTIVITIES IN CIVIC CENTER PARK, AS WELL AS DOWNTOWN AUBURN HILLS.

THE CITY OF AUBURN HILLS ORDAINS:

SECTION 1.

Section 46-173 - Prohibition of skateboarding and related activities in certain public places in downtown Auburn Hills, of Article VI - Offenses Against Public Peace, of Chapter 46 - Offenses and Miscellaneous Provisions, of the Auburn Hills City Code, as amended, is hereby amended to read as follows:

Sec. 46-173. - Prohibition of skateboarding and related activities in certain public places in Downtown Auburn Hills and Civic Center Park.

Push scooters, skateboarding and/or inline-skating is permitted in Downtown Auburn Hills and in the Civic Center Park only for the purposes of transportation and only on sidewalk surfaces or trail-way/pathway surfaces. Push scooters, skateboarding and/or inline-skating that is done anywhere, but on sidewalks and/or trail-way/pathway surfaces, in Downtown Auburn Hills and in the Civic Center Park is prohibited and the use of push scooters, bicycles, skateboards and inline-skating that grind on and/or are used on other items in Downtown Auburn Hills and in the Civic Center Park, including, but not limited to, planter or flower boxes/containers, handrails, benches, stairs, poles, stages and or other elevated items/surfaces is prohibited.

For the purposes of this section, "Downtown Auburn Hills" shall be identified as all public property including, but not limited to: Riverside Park, all public parking lots and public parking garages, sidewalks, planter or flower boxes/containers, handrails, benches, stairs, poles, stages and other elevated items/surfaces, and the following roads and road rights-of-way located in Downtown Auburn Hills, with Downtown Auburn Hills being further defined as the area and bounded by the following:

- (1) Auburn Road between Churchill Road and Cherryland Street
- (2) Squirrel Court (Parkways) between Auburn Road and N. Squirrel
- (3) N. Squirrel Road between Auburn Road and the Clinton River

- (4) S. Squirrel Road between Auburn Road and Primary Street
- (5) Primary Street between S. Squirrel Road and Juniper Street

For purposes of this section, "Civic Center Park" shall be identified as all public property including, but not limited to: Civic Center Park and the Civic Center Campus and all public parking lots, garages, sidewalks, planters or flower boxes/containers, handrails, benches, stairs, poles, stages and other elevated items/surfaces, roads and rights of way located in the Civic Center Park and Civic Center Campus.

A violation of this section shall be a municipal civil infraction punishable by a civil fine not to exceed \$100.00 and costs of prosecution.

SECTION 2. Repealer.

All ordinances, or parts of ordinances, in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 3. Severability.

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

SECTION 4. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law when they were commenced.

SECTIONS. Effective Date.

The provisions of this Ordinance are hereby ordered to take effect upon publication in the manner prescribed by the Charter of the City of Auburn Hills.

SECTION 6. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Auburn Hills at a meeting thereof duly called and held on the ___ day of _____ 2021, and ordered to be given publication in the manner prescribed by the Charter of the City of Auburn Hills.

AYES: Hawkins, Kittle, Knight, McDaniel, Verbeke

NAYES: Marzolf

ABSTENTIONS: None

STATE OF MICHIGAN)

COUNTY OF OAKLAND)

I, the undersigned, the duly qualified Clerk of the City of Auburn Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance No. 21-926 adopted by the Auburn Hills City Council on the 7th day of June, 2021 the original of which is in my office.

Laura M. Pierce

City Clerk