



The City of Auburn Hills
City Council Meeting
Minutes

September 14, 2015

CALL TO ORDER: Mayor McDaniel at 7:00 p.m.
LOCATION: City Council Chamber, 1827 N. Squirrel Road, Auburn Hills, MI 48326
Present: Mayor McDaniel, Council Members Burmeister, Hammond, Knight, Mitchell
Absent: Mayor Pro Tem Kittle, Council Member Verbeke
Also Present: City Manager Tanghe, Assistant City Manager Grice, Police Chief Olko, Assistant Fire Chief Macias, City Clerk Kowal, City Assessor Lohmeier, Finance Director/Treasurer Schulz, Assistant DPW Director Herczeg, Community Development Director Cohen, Golf Professional/Manager Marmion, DPW Manager of Roads & Fleet Brisson, Manager of Public Utilities Michling, Recreation Director Marzolf, Senior Director Adcock, Management Assistant Mariuz, City Engineer Stevens, City Attorney Beckerleg, Planning Commissioners Ouellette & Hitchcock
23 Guests

4. APPROVAL OF MINUTES

4a. Regular City Council – August 24, 2015

Moved by Mitchell; Seconded by Hammond.

RESOLVED: To approve the August 24, 2015 Regular City Council meeting minutes.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.161

Motion Carried (5–0)

4b. City Council Workshop – August 24, 2015

Moved by Hammond; Seconded by Knight.

RESOLVED: To approve the August 24, 2015 City Council Workshop meeting minutes.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.162

Motion Carried (5–0)

4c. Joint Council Meeting – RH/AH – August 25, 2015

Moved by Knight; Seconded by Burmeister.

RESOLVED: To approve the August 25, 2015 Joint RH/AH City Council meeting minutes.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.163

Motion Carried (5–0)

5. APPOINTMENTS AND PRESENTATIONS

5a. Motion – Appointment of Carlene Nolan Pederson to the Tax Increment Finance Authority

Mayor McDaniel stated he has spoken with Ms. Nolan-Pederson and she is willing and excited to serve on the Authority.

Carlene Nolan-Pederson introduced herself, noting she moved to Auburn Hills a year or two ago and got familiar with Mr. Cohen and the City in her quest of finding a site to build a home. She decided she would like to volunteer in the City where there are many nice and friendly people.

Mayor McDaniel noted there is one additional vacancy for the TIFA.

Moved by Hammond; Seconded by Mitchell.

RESOLVED: To confirm the appointment of Carlene Nolan-Pederson to the Tax Increment Finance Authority for a term to expire February 28, 2019.

Mr. Knight thanked Ms. Nolan-Pederson for her willingness to serve the City.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.164

Motion Carried (5–0)

5b. Motion – Reappointment of Chauncey Hitchcock, Eric Mendieta, and Greg Ouellette to the Planning Commission

Chauncey Hitchcock thanked the Mayor and City Council for allowing him to continue serving on the Planning Commission, which he has been serving on for the past 10 years.

Greg Ouellette stated he enjoys serving on the Planning Commission and is appreciative of being reappointed. He has been a Member of the Planning Commission since 1997.

Mayor McDaniel stated on behalf of the residents of Auburn Hills and City Council, thanked all three Planning Commissioners for their willingness to serve and appreciate their commitment to the City.

(Mr. Mendieta had a scheduling conflict and was not able to attend the Council meeting)

Moved by Knight; Seconded by Mitchell.

RESOLVED: To confirm the reappointment of Chauncey Hitchcock, Eric Mendieta, and Greg Ouellette to the Planning Commission, terms to expire July 31, 2018.

Ms. Mitchell noted as the liaison to the Planning Commission, all three Commissioners take their appointments very seriously.

**VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell
No: None**

Resolution No. 15.09.165

Motion Carried (5–0)

6. PUBLIC COMMENT

Melvin Lee, Pontiac Youth Assistance Chairperson, introduced the new case worker for the Pontiac Youth Assistance, Tom Sobota and noted an additional caseworker Anna Torres who is shared with Avondale, but was unable to attend this evening's meeting.

Mr. Lee distributed the Pontiac Youth Assistance 2014 Annual Report as well as a financial statement for the period of July 1, 2014 through June 30, 2015. He thanked City Council for the continued support, noting the breakdown of the major expenses and the revenue.

Mayor McDaniel congratulated Mr. Lee on his appointment to the Board.

Ms. Hammond asked Mr. Lee how the trip to NASA Huntsville, Alabama went.

Mr. Lee stated it was a rewarding trip for him as well as the children, noting not only because it was NASA, but many of the children have never been out of the State. He has a video he will share with Council at a later date.

7. CONSENT AGENDA

7a. Board and Commission Minutes

- 7a.1. Tax Incentive Review Committee – August 3, 2015
- 7a.2. Pension Board – August 12, 2015
- 7a.3. Retiree Health Care – August 12, 2015
- 7a.4. Planning Commission – August 18, 2015
- 7a.5. Beautification Advisory Commission – August 19, 2015
- 7a.6. Public Safety Advisory Committee – August 19, 2015

7b. Motion – Approve Winter Maintenance Agreement / Auburn Hills and Road Commission for Oakland County

RESOLVED: To approve the City Manager, as Street Administrator, to accept on behalf of the City of Auburn Hills, the 2015/16 Winter Maintenance Agreement for snow plowing and ice control operations of South Boulevard between Adams and Opdyke, and Adams Road from South Boulevard to the Rochester Hills City Limit for an annual compensation to the City in the amount of \$ 15,291.05.

7c. Motion – Cost Reimbursement Agreement / City of Auburn Hills and Mocer Management Company

RESOLVED: To approve the Reimbursement Agreement between the City of Auburn Hills and the Mocer Management, Co. for modification to the North Squirrel Road Rehabilitation Project.

Moved by Knight; Seconded by Mitchell.

RESOLVED: To approve Consent Agenda.

Mr. Knight commented how well the Pension Board and Retiree Health Care Board are reviewing policies and doing their due diligence, making changes as necessary.

**VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell
No: None**

Resolution No. 15.09.166

Motion Carried (5–0)

8. OLD BUSINESS

8a. Motion – 2016 Fee Schedule

Mr. Tanghe noted each department submitted their fee schedule, noting current charges, the proposed changes, if any, and the reason.

Mr. Knight had some concerns with the golf course rates, lowering the residential rates but increasing the other rates. With fewer golfer this past year, he questioned if any of the rates should be increased.

Mr. Marmion explained the fee increases are an attempt to get the fees back to where they were 18 years ago, and are still slightly behind those rates. The slight increases are not over-the-top by any means; they are still under the prime competition. The slight increase allows for no reduction in revenue.

Ms. Adcock confirmed she made an error in the cost of senior meals; the cost should be \$3.00 for those over 60 years old and \$5.00 for those under 60, the same as it has been in the past.

Mayor McDaniel is appreciative of not raising any of the fees for the seniors, as well as reducing one of the rates.

Mr. Knight noted there are now fees associated with park shelters and ball field, when in the past there have been no fees for those amenities. He asked if the fees will be generating much revenue.

Mr. Marzolf explained detailed research was conducted with the surrounding communities who have similar offerings, and the cost is still less than most. The cost includes staff time that is needed to keep the venues clean and in good condition in the manner which the residents expect.

Mayor McDaniel stated he has heard feedback that having a nominal fee helps to facilitate cancellations. With the money involved, those that cancel get their money back and allows someone else the opportunity to use the facility that may have gone unused.

Mr. Burmeister asked if Treat/No Transport, Oxygen, and Vehicle Extrication have been charged in the past.

Assistant Fire Chief Macias explained those items have been charged in the cost recovery determined by the insurance companies when transporting. There are instances when these actions are needed, but the patient is not transported, so there is no cost recovery through the insurance companies.

Assistant Fire Chief Macias doesn't know why the items were omitted from the fee schedule in the past, but possibly because these items are not typically separately billed for.

Mr. Tanghe suggested the omission may have been because the previous fee schedule was approved prior to the implementation of the City doing transporting. The fee schedule is generally updated annually.

Moved by Knight; Seconded by Hammond.

RESOLVED: To approve the 2016 Fee Schedule for the City of Auburn Hills as submitted.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.167

Motion Carried (5–0)

9. NEW BUSINESS

9a. Public Hearing/Motion – Approve Industrial Facilities Tax Exemption Certificate for Green Optics, LLC

Mr. Lohmeier explained Green Optics, LLC, is requesting an Industrial Facilities Exemption Certificate for real property and personal property located at 4207 North Atlantic Drive. The real property improvement is to the existing shell of the building is \$1,400,000, with a total investment amount of \$4,120,000. The real property consists of a new 25,753 square foot manufacturing space, and the personal property consists of state-of-the-art machinery and equipment for manufacturing eyeglass lenses.

This is a new company starting in Auburn Hills and therefore there are no abatements from the City or tax issues. The Tax Incentive Review Committee has recommended approval for a five-year abatement, because there is a seven year lease of the site. The five year abatement would begin on December 31, 2015 and expire December 30, 2020. The agreement has been signed that the company will remain in the City for two years after the expiration of the tax incentive certificate.

This new company will result in 40 new jobs. The five year abatement will result in a real property tax savings for the applicant of \$86,900, over the term of the certificate. Additional tax revenue for the City will be approximately \$3,700 the first year of the certificate, and a total revenue of approximately \$18,500 over the term of the certificate. At the certificates fifth year, the company has the opportunity to request an extension of the certificate, if they choose to extend their building lease.

Mike Green, President and **Bernie Green**, Vice President, of Green Optics, brothers, introduced themselves.

Mr. Bernie Green explained he began working in the optical business in 1980. In 1994, they owned a very successful optical lens business, which they sold in 2004. That business has deteriorated and moved to Mexico as well as laying off 100 employees. It was decided to start another lab and bring back those employees that were laid off, who are also friends, and repeat what they had done in 1994.

Mayor McDaniel opened the public hearing at 7:29 p.m., and hearing no comments, closed the public hearing at 7:29 p.m.

Moved by Burmeister; Seconded by Knight.

RESOLVED: To approve the request for a 5-year IFEC pertaining to new real property and personal property for Green Optics, LLC with a real property and personal property investment of \$4,120,000 by adopting the attached resolution (Attachment A).

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.168

Motion Carried (5-0)

9b. Public Hearing/Motion – Approve Extension of RALCO Industries Inc.

Mr. Lohmeier explained RALCO received an abatement for a new construction project in August 2013, located on Taylor Road. Due to unforeseen delays, a one year construction extension is being requested. Michigan allows a third year of construction, providing it is approved by the local authority. This extension to complete the project would be extended to September 30, 2016, if approved. There are no outstanding or pending appeals involving this applicant.

Mr. Knight stated because there is no taxable value, by extending the construction for a year that there isn't any change in the abatement.

Mr. Lohmeier explained there is taxable value on the property because construction of the building has begun. The applicant is not seeking an extension to the abatement, only construction time.

Tom Gitter, CEO and **Jim Piper**, President, both of RALCO, introduced themselves.

Mr. Gitter explained there has been issues with the builder and would appreciate a year extension for the construction. Mediation with the building contractor is to conclude by October 2, and hopefully at that time the construction will continue.

Ms. Mitchell asked if the timeline for completion of the building is realistic.

Mr. Gitter stated they have a plan in place, including a backup plan if necessary.

Mayor McDaniel opened the public hearing at 7:33 p.m. Hearing no comments, closed the public hearing at 7:34 p.m.

Moved by Mitchell; Seconded by Burmeister.

RESOLVED: To approve the request for a one-year extension of time to complete the project for IFEC 2013-285.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.169

Motion Carried (5-0)

9c. Motion – Set a Public Hearing to Amend City Ordinance Chapter 10, Article III, Smoking Lounges and First Reading
Police Chief Olko explained on November 18, 2013, Council passed an ordinance licensing three smoking lounges. The ordinance includes regulating the hours of operation which had the closing hour of midnight. The owners of the smoking lounges requested City Council to reevaluate the hours of operation and asked to remain open until 2:00 a.m. City Council amended the ordinance last fall to extend the hours of operation for a probationary period of one year.

Having satisfactorily completed a probationary period of extended operating hours, staff has not found a recurrence of previous problems and therefore recommends adoption of the amendment to make permanent lounge hours of staying open between midnight and 2:00 a.m.

Moved by Hammond; Seconded by Knight.

RESOLVED: To approve Ordinance No.15-870 to amend Section 10-136 Hours of Operation, Chapter 10, as amended, and to place the Ordinance on the agenda for Introduction with Intention to Adopt, with a public hearing, at the next City Council meeting September 28, 2015.

Mr. Knight noted this was a good solution to a problem, agreeing to a probationary period that worked out well. He also noted, if problems do arise, another amendment can be made to reduce the hours if necessary.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.170

Motion Carried (5-0)

9d. Motion – Accept Planning Commission's Findings and Grant Permission to Distribute the Draft Amendment to the Northeast Corner Neighborhood Master Plan / 3995 N. Squirrel Road

Mr. Cohen explained the Planning Commission held a public hearing on the proposed change and recommends City Council approval. The request would allow an increase in housing density from 2.5 units per gross acre to 3.2 units for open space developments. This density change is only for this specific 30 acre site, located at 3995 North Squirrel Road.

The amendment has been drafted to facilitate a new 88 unit being proposed by the Mocerri Company.

Dominic Mocerri, 3005 University Drive, explained the increased density allows the 55+ community to be more affordable and sustainable. There are specific federal guidelines that must be followed for a 55+ community and those costs must be passed on to the homeowners. The proposed density is the same as Auburn Cove, and comparable to Heritage in the Hills. This is about sustainable housing for all generations. The original plan was to have connected housing at a much higher density, but hearing from many the need for detached housing, the plan was changed. The preliminary site plan will continue to evolve moving through the process, but will not exceed the 88 dwellings.

Responding to Ms. Hammond, Mr. Mocerri hopes to have PUD approval by January 2016; first construction beginning in June 2016; models ready for showing by the fall of 2016; and a grand opening in May-June 2017.

Mr. Mocerri explained under the Fair Housing Act, 20% of the residential units are available for those under the age of 55.

Moved by Knight; Seconded by Hammond.

RESOLVED: To accept the Planning Commission's findings and grant staff permission to distribute the draft amendment to the Northeast Corner Neighborhood Master Plan for 3995 N. Squirrel Road per state requirements.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.171

Motion Carried (5-0)

9e. Motion – Approve Michigan Department of Transportation Contract for Taylor Road Rehabilitation

Mr. Herczeg explained the City applied for and was approved to receive up to \$843,716.00 in Michigan Transportation and Economic Development Funds to complete the construction, with a City share of approximately \$279,000.

The first step for this project is approving the MDOT cost participation agreement contract.

Moved by Burmeister; Seconded by Mitchell.

RESOLVED: To approve the resolution to enter into the Michigan Department of Transportation Contract No. 15-5455 for the Rehabilitation of Taylor Road.

Mr. Knight explained the State is contributing over \$800,000, because Taylor Road is the only access for all of the new developments.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.172

Motion Carried (5-0)

9f. Motion – Taylor Road Rehabilitation Bid Award

Mr. Herczeg noted the City received a Letter of Guarantee from the low bidder, Florence Cement Company, to complete the project in a timely manner. However, staff recommends to award the project to Fiore Enterprises, LLC.

Ms. Mitchell asked if awarding the bid to Fiore Enterprises is because of the timeline.

Mr. Herczeg stated that is correct and because of the past performance of Florence Cement for not finishing projects on time.

Moved by Mitchell; Seconded by Burmeister.

RESOLVED: To approve the bid award for Taylor Road Rehabilitation to Fiore Enterprises, LLC, in the amount of \$1,028,819.05 to be paid from Local Roads account number 203-453-973.000TAYLORROAD15.

Mr. Knight stated it is very prudent that the recommendation went to the second lowest bidder, because this road needs to be completed by the end of the year; there was a whole season delay for the completion Featherstone. The bid is being awarded to a company that can be depended on to meet that timeline.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.173

Motion Carried (5-0)

9g. Motion - Taylor Road Scope of Engineering

Mr. Herczeg stated he has nothing to add, but City Engineer Stevens is available to answer any questions.

Moved by Knight; Seconded by Mitchell.

RESOLVED: To approve the Taylor Road Rehabilitation and Scope of Construction Services to OHM Advisors in the not-to-exceed amount of \$84,000.00 and the materials testing to Testing Engineers and Consultants for the estimate of \$10,000.00. Funds to be paid from the Local Roads account 203-453-937.000TAYLORROAD15.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.174

Motion Carried (5-0)

9h. Motion – 2015 Concrete Road and Sidewalk Maintenance Program

Mr. Herczeg explained the bid for Auburn and South Squirrel Roads was postponed from earlier in July, to investigate how to improve the sidewalk on Auburn Road between Cherryland and Oakmont to meet ADA standards. In an effort to get the sidewalk and several other concrete maintenance repairs completed throughout the City, staff directed OHM to work with the low bidder, Fiore Enterprises, and put together a concrete maintenance program utilizing unit prices from the existing bid. In addition to the Auburn Road sidewalk, staff included three other repairs in the program; the sidewalk modification in front of the Den (where the blue spruce died), approximately 475 feet of exploded curb and gutter on Harmon and Giddings, and a section of concrete overlay on North Squirrel Road originally scheduled for 2016. OHM determined unit pricing obtained from Fiore for those concrete overlay repairs are comparable to recent projects and less than the costs for previous repairs.

Mr. Herczeg confirmed for Mr. Knight, this will solve the problem of the hill and the tree on Auburn Road.

Mr. Knight stated the next tough spot to tackle is the hill and tree at Adams Road.

Moved by Mitchell; Seconded by Hammond.

RESOLVED: To approve the award of the 2015 Concrete Maintenance and Sidewalk Improvements to Fiore Enterprises, LLC, in the amount of \$195,206.25. Funds to be paid from TIFA A account number 251-735-937.003 in the amount of \$13,200.00, Sidewalk Maintenance account number 202-452-988.000 in the amount of \$67,000.00, and Road Maintenance account number 202-452-935.000 in the amount of \$115,006.25.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.175

Motion Carried (5-0)

9i. Motion – 2015 Concrete Road Maintenance Scope of Engineering

Mr. Herczeg noted he has nothing further to add.

Moved by Hammond; Seconded by Mitchell.

RESOLVED: To approve the 2015 Concrete Maintenance and Sidewalk Improvements Scope of Construction Services to OHM Advisors in the not-to-exceed amount of \$24,000.00 and the materials testing to G2 Consulting Group for the estimated cost of \$4,000.00, to be paid from TIFA A Sidewalk Maintenance account number 251-753-937.003 in the amount of \$1,400.00 and Road Maintenance account number 202-452-935.000 in the amount of \$26,600.00.

VOTE: Yes: Burmeister, Hammond, Knight, McDaniel, Mitchell

No: None

Resolution No. 15.09.176

Motion Carried (5-0)

10. COMMENTS AND MOTIONS FROM COUNCIL

Mr. Knight:

- Asked when the deadline was to the equipment moved off the Superior Concrete property. Mr. Tanghe stated October 31st.

Mr. Burmeister:

- Had the opportunity to participate at the OPC for the annual pie making fund raiser; making 2,000 apple pies. He noted the Rochester Hills Mayor made a cameo appearance and suggested the Auburn Hills Mayor stop by next year.

Ms. Mitchell:

- Was pleased to receive the summary from Pontiac Youth Assistance this evening.
- Thanked Police Chief Olko for bringing back the amendment to the Smoking Ordinance for extending the hours of operation. She appreciates the police recognizing changes made by the establishments over the past year or so to allow the extended hours of operation.

Mayor McDaniel:

- Extended his appreciation to Finance Director Schulz and her staff for all the good information provided for the second budget workshop. He also thanked Mr. Tanghe for his presentation and input.
- Congratulated Mr. Kittle and his wife on their 30 year wedding anniversary.

11. CITY ATTORNEY'S REPORT - none

12. CITY MANAGER'S REPORT

- This coming weekend is Oakland University's homecoming and reunion weekend. Saturday the City is hosting at the multi-sport athletic field, a football game at 4:00 p.m. More information can be found at Oakland University's website, www.oakland.edu
- Wednesday at 4:00 p.m., at Oakland University campus, the Tech 248, is having a tech meet up. More information can be found at www.oakgov.com

13. ADJOURNMENT

Hearing no objections, the meeting adjourned at 8:07 p.m.

Kevin R. McDaniel, Mayor

Terri Kowal, City Clerk

**CITY OF AUBURN HILLS
RESOLUTION 15.09.168
APPROVING AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR GREEN OPTICS, LLC**

At a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held in the Council Chambers at 1827 N. Squirrel Road, Auburn Hills MI 48326 on the 14th day of September, 2015.

The following resolution was offered by Councilperson Burmeister and supported by Councilperson Knight:

WHEREAS, pursuant to P.A. 198, 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on the 21st day of October, 1985, the City of Auburn Hills, established an Industrial Development District, commonly referred to as the Anirjot Investment Industrial Development District; and

WHEREAS, Green Optics, LLC has filed an application for an Industrial Facility Exemption Certificate with the Clerk of the City of Auburn Hills with respect to proposed new real property and personal property within the Anirjot Investment Industrial Development District; and

WHEREAS, before acting on said application, the City Council of Auburn Hills held a hearing on the 14th day of September, 2015 at a regularly scheduled meeting, at which time the applicant, the assessor, and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, construction of the facility and installation of new personal property has not begun earlier than six (6) months before 24th day of July, 2015, the date of the acceptance of the application for the Industrial Facility Exemption Certificate; and

WHEREAS, completion of the real property and personal property is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in Auburn Hills; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Auburn Hills after granting this certificate will exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of Auburn Hills that:

1. The City Council of Auburn Hills finds and determines that the granting of this Industrial Facilities Exemption Certificate, together with the aggregate amount of the certificates previously granted and currently in force, under PA 198 of 1974, and PA 225 of 1978, shall not have the effect of substantially impeding the operation of the City of Auburn Hills, or of impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Auburn Hills.

2. The application from Green Optics, LLC for an Industrial Facilities Exemption Certificate with respect to a New Facility on the following described parcel of real property situated within the Anirjot Investment Industrial Development District; to wit;

The real property parcel the facility is located on is identified as tax parcel 02-14-03-100-030, having an address 4207 North Atlantic Drive, City of Auburn Hills, MI 48326, including:

T3N, R10E, SEC 3 & 4 PART OF NW 1/4 OF SEC 3 & PART OF N 1/2 OF SEC 4 BEG AT PT DIST S 02-24-41 E 1513 FT & S 87-32-55 W 90.01 FT & S 02-24-41 W 579.71 FT FROM NW COR OF SEC 3, TH N 85-44-19 E 569.77 FT, TH S 08-46-06 E 396.09 FT, TH S 87-35-19 W 613.33 FT, TH N 02-24-41 W 375.26 FT TO BEG 5.22 A10-25-95 FR 14-04-200-009

is hereby approved for real property and personal property improvements.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of five (5) years, and the starting date for the certificate is December 31, 2015 and the ending date is December 30, 2020.

4. The total project investment approved is \$4,120,000.

5. Green Optics, LLC agrees to operate the facility for which the Industrial Facilities Exemption Certificate is granted for the term of the certificate, plus an additional two years after the date of the certificate's expiration.

AYES: Mayor McDaniel, Council Members Burmeister, Hammond, Mitchell, Knight

NAYS: None

ABSENT: Mayor Pro Tem Kittle, Council Member Verbeke

ABSTENTIONS: None

RESOLUTION 15.09.168 ADOPTED (5-0)

STATE OF MICHIGAN)

)SS

COUNTY OF OAKLAND)

I, the undersigned, the duly appointed City Clerk for the City of Auburn Hills, Oakland County, Michigan do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Auburn Hills City Council held on the 14th day of September, 2015.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 15th day of September, 2015.

Terri Kowal, City Clerk