



The City of Auburn Hills

City Council Meeting

Minutes

January 23, 2012

CALL TO ORDER: by Mayor McDonald at 7:00 p.m.
LOCATION: City Council Chamber, 1827 N. Squirrel Road, Auburn Hills, MI 48326
Present: Mayor McDonald, Mayor Pro Tem Hammond, Council Members Doyle, Knight, McDaniel, Verbeke
Absent: Council Member Kittle
Also Present: City Manager Auger, Assistant City Manager Tanghe, Lt. Hardesty, DPS Deputy Director Grice, Water Resource Coordinator Keenan, Library Director McCoy, City Attorney Marita, City Engineer Juidici, TIFA Members Ardelean & Price, Planning Commissioner Mitchell
10 Guests

4. APPROVAL OF MINUTES: Regular City Council Meeting – January 9, 2012

Moved by Ms. Verbeke; Seconded by Mr. Knight.

RESOLVED: To approve the January 9, 2012 Regular City Council Meeting Minutes.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.006

5. APPOINTMENTS & PRESENTATIONS

5a. Reappointment – Kay Sendegas to the Board of Review for a term ending December 31, 2016.

Moved by Ms. Doyle; Seconded by Ms. Hammond.

RESOLVED: To confirm the reappointment of Kay Sendegas to the Board of Review for a term ending December 31, 2016.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.007

5b. Reappointment – Stan Torres to the Public Safety Advisory Committee for a term ending November 30, 2013.

Moved by Mr. Knight; Seconded by Mr. McDaniel.

RESOLVED: To confirm the reappointment of Stan Torres to the Public Safety Advisory Committee for a term ending November 30, 2013.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.008

5c. Reappointment – Shawn Watson to the Beautification Advisory Committee for a term ending December 31, 2014.

Moved by Mr. McDaniel; Seconded by Ms. Doyle.

RESOLVED: To confirm the reappointment of Shawn Watson to the Beautification Advisory Committee for a term ending December 31, 2014.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.009

5d. Appointment – Patricia Ormsbee to the Beautification Advisory Committee for a term ending December 31, 2014.

Moved by Mr. McDaniel; Seconded by Ms. Verbeke.

RESOLVED: To confirm the appointment of Patricia Ormsbee to the Beautification Advisory Committee for a term ending December 31, 2014.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.010

6. PUBLIC COMMENT

Donna Quince Cobb, an Allstate Agent for 24 years located at Auburn and Squirrel Roads, is very upset with Duffy bar patrons who are standing in front of her building and smoking. She is aware that the sidewalks are public spaces; however, these people are leaning on the building, standing on her stairs and sitting on her window ledge. During warmer seasons she has the windows opened and the smoke is coming into her building. Also, her customers must walk through the smoke to enter her building and cigarette butts are left all over the ground and on her steps. She is asking that the smokers go to the right of Duffy's door to the parking area or out the back door.

She also noted the delivery trucks prohibit her from entering or leaving her parking space because they have the drive blocked. She must either wait for them to leave, or go in and ask them to move their truck.

Both Mayor McDonald and City Manager Auger stated they would speak with the owners of Duffy's.

David Sheldon, an Oak Park resident said he was filling in for Mr. Lonier who wasn't feeling well. He questioned the status of the resolution proposed by Mr. Lonier at a previous meeting regarding smart meters. He stated Oak Park was the first of nine communities to sign a resolution taking issue with the installation of smart meters. The Michigan Public Service Commission issued an order January 12th to open an investigation, which may run through June; however, it does not include a freeze on the installations of the meters. In his opinion and other activists, the investigation should have been done a number of years ago, prior to the installation of any of the smart meters.

Shawn Watson, too, is concerned with the smokers outside of Duffy's. There are cigarette butts left all over the ground. She questioned if there is an ordinance stating how far from a building a smoker must be.

Mr. Auger explained it is State law and the State must enforce it.

7. CONSENT AGENDA

Items 7b. & 7c. were removed from the Consent Agenda.

7a. Board and Commission Minutes

- 7a.1. Planning Commission – December 13, 2012
- 7a.2. Tax Abatement Review Committee – January 9, 2012
- 7a.3. Tax Increment Finance Authority – January 10, 2012
- 7a.4. Zoning Board of Appeals – January 12, 2012

7d. Motion – Approve Southeastern Oakland County Public Works Association Mutual Aid Agreement

RESOLVED: To approve the City of Auburn Hills Department of Public Service membership into SOCPWA Public Works Mutual Aid Authority.

Moved by Mr. McDaniel; Seconded by Ms. Verbeke.

RESOLVED: To approve Consent Agenda Items 7a. and 7d.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.011

7b. Motion – Approve Bid for Renovation of Downtown Log Cabin

Moved by Ms. Doyle; Seconded by Ms. Verbeke.

RESOLVED: To adopt the recommendation of the TIFA Board of Directors and award the bid for Log Cabin Renovations to Woodlake Construction of Troy, Michigan in the amount of \$155,000.00 in accordance with the plans and specifications prepared by Glenda Meads Architects, Bid Addendums 1 & 2, Clarifications 1 & 2, and the addition of Alternate IV. In addition, authorize the purchase and installation of carpet and area rugs to Imperial Floor Covering of Walled Lake, Michigan in the amount of \$2,100.50. Furthermore, authorize the Executive Director to sign change orders necessary to facilitate completion in an amount not-to-exceed ten percent of project cost. Funds for the project are available in TIFA-A, Account No. 251.000.975.000-35007.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.012

7c. Motion – Approve Bid for Log Cabin Furniture

Moved by Mr. Knight; Seconded by Ms. Hammond.

RESOLVED: To accept the recommendation of the TIFA Board of Directors and approve the purchase of furniture, to include installation, from MOD Design of Southfield, Michigan in the amount of \$47,278.10 for the log cabin in accordance with the furniture proposal dated 12/21/11 and the installation proposal dated 12/6/11; and authorize the Executive Director to execute a purchase order. Funds for the purchase are available in TIFA-A, Account No. 251.000.975.000-35007.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.013

8. OLD BUSINESS – none

9. NEW BUSINESS

9a. Motion – Accepting Mannik & Smith Group Monitoring Network Review Reports for the First and Second Quarter 2011 and PM Environmental, Inc. (PME) Monitoring Network Review Report for the Third Quarter 2011 of the Oakland Heights Development Landfill.

Moved by Mr. Knight; Seconded by Ms. Verbeke.

RESOLVED: To accept the Network Review Report for the First and Second Quarter 2011 prepared by Mannik & Smith Group, and the Network Review Report for the Third Quarter prepared by PM Environmental, Inc. of the Oakland Heights Development Landfill Report.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.014

10. COMMENTS AND MOTIONS FROM COUNCIL

Ms. Hammond:

- Stated she has watched other communities' public access channel and their meetings, noting the picture is clear and the sound is understandable. Auburn Hills' picture jumps and the sound is gurgly; something needs to be done.
- Thanked DPS for the wonderful job of clearing roads after this last big snow.

Ms. Doyle:

- Mentioned a number of Council members attended with the Mayor and City Manager the Chamber of Commerce event held at the Palace. The Mayor and City Manager presented the new president of the Palace with a street sign -7 Championship Drive; hopefully to replace the current 6 Championship Drive along with an Auburn Hills flag.
- Read the City of Detroit is expected to raise their water rates 8% and asked if the City has heard anything about the raised rates.
- Read about a community garden in the TIFA minutes and thinks it is a great idea.
- Noted in the Governing magazine, listed is the top nine issues in 2012 for governments to be aware of with the number one issue being *fracking*. She asked if the City has been approached.

Mr. Auger stated no, the City has not been approached and any requests must go through the state. The City would have no jurisdiction and he wasn't sure if the City would be notified of any action.

Mr. Knight:

- Stated he doesn't have an issue with the TIFA funds being spent, he wants to make sure the public knows there isn't frivolous spending.
- Questioned how many homes in Auburn Hills have smart meters noting he has one on his house.

Mr. Auger stated last time he spoke with a DTE representative, about 96% of the homes have the new meters.

- Was surprised about who enforces the smoking issue and asked suggested the possibility of the downtown development authority prohibiting smoking in certain areas. Maybe it would be possible to encourage smoking in the back of buildings in the parking lot.

Mr. Auger stated with the state mandate of no indoor smoking, the state put the burden on communities to enforce the smoking ordinance. The best way to handle the situation is for the City to educate people and to facilitate conversation so everyone is a good neighbor.

Mr. McDaniel asked Lt. Hardesty if the litter ordinance would be a means of enforcement.

Lt. Hardesty stated yes, if you saw someone littering. He agreed with Mr. Auger, the best way is to talk with the business owners.

Mr. McDaniel stated as a last resort, on any given day a police officer could sit and watch for ten minutes and see someone dropping a cigarette butt on the ground and issue a littering ticket.

Mayor McDonald:

- He has also had a number of complaints regarding the TV station on how poor it is.
- Thursday, January 26th is the State of the City address.

11. CITY ATTORNEY'S REPORT

Thanked Chief Olko and Officer Stubbs for giving a tour of the police station to Pack 195, Den 1 Tiger Cubs. All had a fantastic and informative time, noting she believes the adults had more fun than the kids.

12. CITY MANAGER'S REPORT

Mr. Auger requested his annual review take place in Executive Session and well as the discussion of selling some property.

13. EXECUTIVE SESSION

Moved by Mr. McDaniel; Seconded by Ms. Verbeke.

RESOLVED: Adjourn to Executive Session to discuss the review of City Manager Peter E. Auger and to discuss land acquisition.

VOTE: Yes: Doyle, Hammond, Knight, McDaniel, McDonald, Verbeke

No: None

Motion carried (6-0)

RESOLUTION NO. 12.01.013

Adjourned to executive session at 8:20 p.m. Reconvened the regular meeting at 9:55 p.m.

14. ADJOURNMENT

Hearing no objections, the meeting adjourned at 9:57 p.m.

James D. McDonald, Mayor

Terri Kowal, City Clerk