



AUBURN HILLS MEETING SCHEDULE

248-370-9402 | WWW.AUBURNHILLS.ORG

JANUARY, 2023

DAY	TITLE	TIME	LOCATION
9	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
9	Library Board	7:00 PM	Auburn Hills Public Library 3400 Seyburn Drive
10	Tax Increment Finance Authority	4:00 PM	Administrative Conference Room 1827 N. Squirrel Road
10	Downtown Development Authority	5:30 PM	Administrative Conference Room 1827 N. Squirrel Road
11	Planning Commission	7:00 PM	CANCELED
12	Zoning Board of Appeals	7:00 PM	CANCELED
17	Brownfield Redevelopment Authority	6:00 PM	Administrative Conference Room 1827 N. Squirrel Road
23	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road

NOTE: Anyone planning to attend the meeting who has need of special assistance under the American's with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248.370.9402 48 hours prior to the meeting. Staff will be please to make the necessary arrangements.



AUBURN HILLS MEETING SCHEDULE

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February, 2023

DAY	TITLE	TIME	LOCATION
6	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
8	Planning Commission	7:00 PM	Council Chamber 1827 N. Squirrel Road
9	Zoning Board of Appeals	4:00 PM	Council Chamber 1827 N. Squirrel Road
13	Library Board	7:00 PM	Auburn Hills Public Library 3400 Seyburn Drive
14	Tax Increment Finance Authority	4:00 PM	Administrative Conference Room 1827 N. Squirrel Road
20	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
21	Brownfield Redevelopment Authority	6:00 PM	Administrative Conference Room 1827 N. Squirrel Road
28	Public Safety Advisory Committee	5:00 PM	Public Safety Building 1899 N. Squirrel Road

NOTE: Anyone planning to attend the meeting who has need of special assistance under the American's with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248.370.9402 48 hours prior to the meeting. Staff will be please to make the necessary arrangements. PLEASE BE ADVISED, DUE TO A LACK OF AGENDA ITEMS, SOME MEETINGS MAY BE CANCELED.



CITY OF AUBURN HILLS
MONDAY, JANUARY 9, 2023
Regular City Council Meeting ♦ 7:00 PM

Council Chamber, 1827 N. Squirrel Road, Auburn Hills MI
248-370-9402 ♦ www.auburnhills.org

- 1. MEETING CALLED TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL OF COUNCIL**
- 4. APPROVAL OF MINUTES**
 - 4a. City Council Workshop Minutes, December 5, 2022.
 - 4b. City Council Regular Meeting Minutes, December 5, 2022.
- 5. APPOINTMENTS AND PRESENTATIONS**
 - 5a. Appointment and Oath of Office of Salvatore Vittone to Deputy City Treasurer *(No City Council action required)*
 - 5b. Introduction of Devin Lang and promotion from Code Enforcement Officer to Construction Coordinator / Assistant to the Director of Community Development *(No City Council action required)*
- 6. PUBLIC COMMENT**
- 7. CONSENT AGENDA**

All items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

 - 7a. Board and Commission Minutes
 - 7a1. Tax Increment Finance Authority, November 8, 2022
 - 7a2. Tax Increment Finance Authority Informational Meeting, December 13, 2022
 - 7a3. Tax Increment Finance Authority, December 13, 2022
 - 7b. Motion – To approve the purchase of a 2023 Avant 760 Wheel Loader and attachments.
 - 7c. Motion – To award contract and approve funding for the Veterans Memorial Project.
 - 7d. Motion – To approve the distribution of ARPA funding to The Rochester Area Neighborhood House, Inc.
- 8. OLD BUSINESS**
- 9. NEW BUSINESS**
 - 9a. Motion – To accept the First, Second, and Third Quarter 2022 Monitoring Network Review Summaries of the Oakland Heights Development Landfill Reports.
- 10. COMMENTS AND MOTIONS FROM COUNCIL**
- 11. CITY ATTORNEY REPORT**
- 12. CITY MANAGER REPORT**
- 13. ADJOURNMENT**

City Council meeting minutes are on file in the City Clerk's Office. NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248.370.9402 or the City Manager's Office at 248.370.9440 48 hours prior to the meeting. Staff will be pleased to make the necessary arrangements.



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 4A

CITY COUNCIL



CITY OF AUBURN HILLS

City Council Workshop

DRAFT Minutes

DECEMBER 5, 2022

CALL TO ORDER:

Mayor McDaniel at 5:33 PM

LOCATION:

Admin Conference Room, City Hall, 1827 N. Squirrel Rd, Auburn Hills, MI 48326

Present: Mayor McDaniel, Council Members Carrier, Hawkins, Knight, Marzolf, and Verbeke (arrived at 6:20 PM)

Absent: Council Member Cionka

Also Present: City Manager Tanghe, Assistant City Manager Skopek, City Attorney Beckerleg, City Clerk Pierce, Police Chief Gagnon, Fire Chief Massingill, Community Development Director Cohen, Economic Development Mgr Carroll, Ordinance Enforcement Officer Lang, Senior Services Director Adcock, Recreation Director Hegdal, DPW Director Baldante, Mgr of Public Utilities Deman, Finance Director Schulz, Accountant Winter, Management Assistant Hagge, Engineer Cousino

1 Guest

The workshop was held to receive a presentation on the results of the community survey.

Mr. Hagge explained the process used for the survey. He noted that the residential survey was sent to a random sample of 3,200 registered voters in the City. The business survey was sent to 395 Auburn Hills Chamber of Commerce members. 275 residential surveys and 24 business surveys were returned.

Dr. Douglas Carr, with the Oakland University Public Affairs Research Laboratory, presented the results of the surveys. He outlined the survey methodology and demographics then compared it with the census data and the 2016 survey. He explained the ratings for City Departments, Services and Facilities. Specifics included trash collection, road conditions, sidewalks and pathways. The survey also included senior services, communications, parks, City development, code enforcement, and community events.

Council discussed the survey results and ways to increase the response rate.

The meeting adjourned at 6:42 PM.

Kevin R. McDaniel, Mayor

Laura M. Pierce, City Clerk



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 4B

CITY COUNCIL



CITY OF AUBURN HILLS REGULAR CITY COUNCIL MEETING

DRAFT

DECEMBER 5, 2022

CALL TO ORDER: Mayor McDaniel at 7:00 PM.

LOCATION:

Council Chamber, 1827 N. Squirrel Road, Auburn Hills MI

Present: Mayor McDaniel, Council Members Carrier, Hawkins, Knight, Marzolf, Verbeke

Absent: Council Member Cionka

Also Present: City Manager Tanghe, Assistant City Manager Skopek, City Attorney Beckerleg, City Clerk Pierce, Police Chief Gagnon, Fire Chief Massingill, Community Development Director Cohen, Senior Services Director Adcock, Senior Services Program Coordinator Monroy, Recreation Director Hegdal, Recreation Coordinator Boyd, Finance Director Schulz, Accountant Winter, DPW Director Baldante, Mgr of Public Utilities Deman, Management Assistant Hagge, Engineer Cousino

16 Guests

A workshop session was held prior to the regular City Council meeting at 5:30 PM. Workshop Topic: Results of Community Survey.

4. APPROVAL OF MINUTES

4a. City Council Regular Meeting Minutes, November 28, 2022.

Moved by Hawkins, Seconded by Marzolf.

RESOLVED: To approve the City Council Regular Meeting Minutes, November 28, 2022.

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

No: None

Resolution No. 22.12.183

Motion Carried (6 - 0)

5. APPOINTMENTS AND PRESENTATIONS

5a. KIT and Oakland University Med Students Phone Pal Program Presentation.

Ms. Adcock presented Medical Students from Oakland University that have been volunteering with the City's Keep In Touch Reassurance Program (KIT) and a Phone Pal Program to support the Senior Services and the

Seniors in the community. There are currently fifteen pairs of seniors and students that engage in weekly phone calls aimed at getting to know one another. Their goal is to increase the number of seniors to engage within the program.

5b. Introduction of Recreation Coordinator Rachel Boyd.

Ms. Hegdal introduced Ms. Rachel Boyd the new Recreation Coordinator. Ms. Boyd has worked for Oakland County Parks and Recreation and has managed many programs.

5c. Introduction of Senior Services Program Coordinator Jackie Monroy.

Ms. Adcock presented Ms. Jackie Monroy as the Senior Services Program Coordinator. She has a long history with the City of Auburn Hills as a resident and is looking forward to giving back to the Community.

6. PUBLIC COMMENT

There was no public comment.

7. CONSENT AGENDA

7a. Board and Commission Minutes

7a1. Downtown Development Authority, September 19, 2022

7a2. Zoning Board of Appeals, October 13, 2022

7a3. Downtown Development Authority, November 21, 2022

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

7b. Motion – To amend the 2022 Street Improvement budget.

RESOLVED: To amend the 2022 Street Improvement department budget with a decrease in expected revenues of \$5,000.

7c. Motion – To amend the 2022 Fire Suppression budget.

RESOLVED: To amend the 2022 Fire suppression budget with an increase in appropriations of \$22,358.

7d. Motion – To amend the 2022 Fleet Management Vehicle Rent line items for multiple General Fund Departments.

RESOLVED: To amend the 2022 appropriations increase of \$149,000 for vehicle rent for General Fund departments: Police Patrol, Fire Admin, Fire Suppression, and Parks. Their respective budget line amounts are stated in the report. (Attachment A)

7e. Motion - To approve a budget amendment for a West Entrance Road Project GL.

RESOLVED: To amend the Local Roads Budget Appropriations by \$43,767 as specifically stated in the report. (Attachment B)

7f. Motion – To amend the 2022 Equipment Fleet Rental line items for Parks, Major Roads & Local Roads.

RESOLVED: To amend Parks Department 2022 budget for Equipment Fleet Rental by increasing appropriations as stated in the report. (Attachment C)

RESOLVED: To amend Major and Local Roads 2022 budget for Equipment Fleet Rental by increasing appropriations as stated in the report. (Attachment C)

7g. Motion – To amend the 2022 Tree Ordinance budget.

RESOLVED: To amend the 2022 Tree Ordinance budget with an increase in appropriations of \$46,500.

7h. Motion – To approve the purchase of Large Water Meters for the Meter Maintenance Program.

RESOLVED: To approve the purchase of 15 large water meters from HydroCorp in the amount of \$32,626.59.

Moved by Verbeke, Seconded by Carrier.

RESOLVED: To approve the Consent Agenda.

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

No: None

Resolution No. 22.12.184

Motion Carried (6 - 0)

8. OLD BUSINESS

None

9. NEW BUSINESS

9a. Public Hearing / Motion – To adopt an ordinance amending Article VIII, Prohibition of Marihuana Establishments and Medical Marihuana Facilities, of Chapter 18, Buildings and Building Regulations of the Auburn Hills City Code on second reading.

City Attorney Beckerleg shared that the proposed Ordinance No. 22-934 will establish the components to the application and licensing process for the Adult Use Marihuana Establishments and the application fee.

Mayor McDaniel reported that the City Clerk received communication, shortly before the meeting, from Sheldon Goldberg regarding the property ownership requirements in the initiated ordinance. There was also discussion regarding placing limitations on the resale or transfer of a State Marihuana license.

Attorney Beckerleg stated that the communication was in regard to the initiated ordinance Section 5d, that was passed by the voters and that as the City moves forward with these issues, it is important to ensure that the establishments that are approved are properly regulated and comply with the City ordinances and State Law.

Mayor McDaniel opened the Public Hearing at 7:22 PM.

Mr. John Abo, 2132 Bellaire, West Bloomfield, MI 48323 was present speaking on behalf of LUME Cannabis Co.

The Mayor closed the Public Hearing at 7:31 PM.

Moved by Carrier, Seconded by Knight.

RESOLVED: To adopt an Ordinance to amend Article VIII, Prohibition of Marihuana Establishments and Medical Marihuana Facilities, of Chapter 18, Buildings and Building Regulations of the Auburn Hills City Code on Second Reading. The Ordinance shall be known as Ordinance No. 22-934. In addition, the City Council establishes a nonrefundable annual application/administrative fee of \$5,000 for each adult use marihuana establishment municipal license. (Attachment D)

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

No: None

Resolution No. 22.12.185

Motion Carried (6 - 0)

9b. Spark Grant Applications

Ms. Hegdal presented the Spark Grant Program and how it is designed to create, renovate, or redevelop public outdoor opportunities for residents. Submitted projects must support and enhance neighborhood features that promote improved health and safety outcomes or address the increased repair or maintenance needs in response to the greater use of Public Facilities.

9b1. Motion – To approve the Spark Grant Application #ARPA-0331 for universal design upgrades for Hawk Woods Park.

Ms. Hegdal explained that Hawk Woods was selected to provide equitable access between all of these facilities by using Universal Design principals and allowing for easy and safe pathways for people with diverse abilities. The proposed amount for this project is \$626,662.50. A 20% match request would come from the General Fund and the SPARK Grant amount requested would be \$501,300. This will help to make this park more inclusive and accessible to people with all abilities.

Mayor McDaniel opened the floor for Public Comment.

Hearing none, the Mayor closed the floor for Public Comment.

There was discussion regarding the potential need of removing trees. It was mentioned that any tree removal would be minimal for the ADA ramp. It was also mentioned that there would be limited winter maintenance.

Mr. Knight commented that he would like to see the following four things added to the park; accessibility from North Squirrel for emergency vehicles, improvements of pathways, additions on the campground and to turn the lake into a family friendly fishing lake with a dock.

Moved by Marzolf, Seconded by Hawkins.

RESOLVED: To approve the attached resolution in support of the application of Spark Grant #ARPA – 0331 for Universal Design upgrades for Hawk Woods Park. Furthermore, approve a budget amendment in the amount of \$125,400 in the DPW/Parks budget upon notification of grant award. (Attachment E)

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

No: None

Resolution No. 22.12.186

Motion Carried (6 - 0)

9b2. Motion – To approve the Spark Grant Application #ARPA-0339 for the Civic Center Park.

Ms. Hegdal presented the second proposed project, the replacement of the Civic Center Disc Golf Course and ADA modifications to the adjacent bathhouse restroom facilities including replacement of the landscaping/serenity garden. The total project cost is \$131,000 with a 20% match that would come from the General Fund and the SPARK Grant amount request would be \$104,800.

Mayor McDaniel opened the floor for Public Comment.

Hearing none, the Mayor closed the floor for Public Comment.

Mr. Marzolf commented that he is in favor of this project and recalled that the Civic Center Disk Golf Course was one of the first in the State of Michigan.

Moved by Carrier, Seconded by Hawkins.

RESOLVED: To approve the resolution in support the application of Spark Grant #ARPA – 0339 for the replacement of the disc golf course and ADA modifications to the bath house restrooms, including replacement of the landscaping/serenity garden, and to approve a budget amendment in the amount of \$17,200 in the DPW/Parks budget upon notification of grant award. (Attachment F)

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

No: None

Resolution No. 22.12.187

Motion Carried (6 - 0)

9c. Motion – To approve Traffic Control Order NP-05.

Chief Gagnon presented Traffic Control Order NP-05 prohibiting parking in the three spaces on Parkways Boulevard that were originally designed as a drop-off zone only. Chief Gagnon stated that on October 3, 2022 he signed a temporary Traffic Control Order and this order has to be approved by City Council within 90 days.

Moved by Marzolf, Seconded by Verbeke.

RESOLVED: To adopt the updates to Traffic Control Order NP-05, prohibiting parking in the three spaces on Parkways Boulevard from Squirrel Road to Auburn Road except for loading/unloading only. (Attachment G)

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

No: None

Resolution No. 22.12.188

Motion Carried (6 - 0)

9d. Motion – To award a contract for professional services for architectural and engineering design to Rich & Associates.

Mr. Skopek presented the need for the expansion of the parking structure in the downtown area. He shared that it is sensible to proceed with the expansion based on the developments that are taking place in this area.

Mr. David Rich, Vice President and Rob Wicke, Principal Architect of Rich & Associates, Inc. were present.

It was shared that the existing garage would be used for ramping and then attach it to what is onsite at this time, so the addition will blend into the blocks. It was also shared that the original structure was not designed to have an additional floor added to it.

Moved by Verbeke, Seconded by Hawkins.

RESOLVED: To award a contract for professional services for architectural and engineering design to Rich & Associates in an amount not to exceed \$234,600. Furthermore, the City Manager is authorized to execute the professional services agreement on behalf of the City. Funding for this endeavor is budgeted in account number 101-901-975.000-PARKINGSTRUC.

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

No: None

Resolution No. 22.12.189

Motion Carried (6 - 0)

10. COMMENTS AND MOTIONS FROM COUNCIL

City Council Members wished everyone a Merry Christmas and a safe and Happy Holiday Season. It was mentioned that the Tree Lighting Ceremony held record number of people and the Mayor presented Santa Claus a key to the City.

Mr. Knight provided a brief update regarding the developments in the downtown area.

11. CITY ATTORNEY REPORT

12. CITY MANAGER REPORT

13. CLOSED SESSION

13a. Labor Negotiations

Moved by Verbeke, Seconded by Hawkins.

RESOLVED: To meet in closed session for the Labor Negotiations pursuant to MCL 15.268 8(c) of the Open Meetings Act.

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

No: None

Resolution No. 22.12.190

Motion Carried (6 - 0)

13b. Discussion of Attorney's Opinion Letters

Moved by Verbeke, Seconded by Hawkins.

RESOLVED: To meet in closed session to discuss the written attorney's opinion letters pursuant to MCL 15.268(1)(h) of the Open Meetings Act.

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

No: None

Resolution No. 22.12.191

Motion Carried (6 - 0)

13c. City Manager's Performance Evaluation

Moved by Carrier, Seconded by Verbeke.

RESOLVED: To meet in closed session for the City Manager's Performance Evaluation pursuant to MCL 15.268 8(a) of the Open Meetings Act.

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

No: None

Resolution No. 22.12.192

Motion Carried (6 - 0)

City Council recessed to Closed Session at 7:58 PM.

City Council reconvened in Open Session at 11:02 PM

13a. Labor Negotiations

Moved by Carrier, Seconded by Hawkins.

RESOLVED: To approve the collective bargaining agreement by and between the City of Auburn Hills and Police Officers Labor Council/Command Unit, for the contract period 1/1/2023 through

12/31/2025, and authorize the Mayor, City Clerk, and City Manager to execute the Agreement with the terms and conditions as presented.

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

No: None

Resolution No. 22.12.193

Motion Carried (6 - 0)

13b. Discussion of Attorney's Opinion Letters

Moved by Marzolf, Seconded by Knight.

RESOLVED: To authorize the City Manager to execute and bind coverage with Travelers Insurance Company on or before 12/31/2022 for an amount not-to-exceed \$360,000 and authorize Jim Huttenlocher to convey actionable items to insurance companies.

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

No: None

Resolution No. 22.12.194

Motion Carried (6 - 0)

13c. City Manager's Performance Evaluation

Moved by Knight, Seconded by Carrier.

RESOLVED: To increase the City Manager's salary to \$180,000 effective January 1, 2023 and to pay the City Manager a bonus of \$8,500 with the bonus to either be paid directly to the City Manager or be paid into the City Manager's 401k or 457 Plan at the City Manager's discretion.

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

No: None

Resolution No. 22.12.195

Motion Carried (6 - 0)

14. ADJOURNMENT

Hearing no objections, the Mayor adjourned the meeting at 11:08 PM.

Kevin R. McDaniel, Mayor

Laura M. Pierce, City Clerk

ATTACHMENT A


**CITY OF AUBURN HILLS
CITY COUNCIL AGENDA**

MEETING DATE: DECEMBER 5, 2022

AGENDA ITEM NO 7D

FINANCE/TREASURER

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Michelle Schulz, Finance Director/Treasurer; Christopher Winter, Accountant
Submitted: November 29, 2022
Subject: Motion – Move to amend the 2022 Fleet Management Vehicle Rent line items for multiple General Fund Departments

INTRODUCTION AND HISTORY

Finance staff reviewed several areas of the budget and determined the following amendments are needed within the General Fund, specifically the Fleet Management Vehicle Rent line item (995.002), to ensure expenditures do not exceed planned spending for 2022. An increase in appropriations is necessary as outlined below.

FLEET MANAGEMENT VEHICLE RENT		Current 2022		Revised
ACCOUNTS	Department	Appropriation	Amendment	2022 Appropriation
101-301-995.002	Police - Patrol	\$ 348,023	\$ 60,000	\$ 408,023
101-336-995.002	Fire - Admin	39,425	8,000	47,425
101-339-995.002	Fire - Suppression	266,280	76,000	342,280
101-770-995.002	Parks	9,075	5,000	14,075
	Increase in Appropriations		\$ 149,000	

STAFF RECOMMENDATION

Staff recommends a budget amendment increasing the above departments budgets as outlined above. The overall increase to the General Fund appropriations would be \$149,000.

MOTION

Move to amend the 2022 appropriations increase of \$149,000 for vehicle rent for General Fund departments: Police Patrol, Fire Admin, Fire Suppression, and Parks. Their respective budget line amounts are stated above.

I CONCUR:

 THOMAS A. TANGHE, CITY MANAGER

ATTACHMENT B



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: DECEMBER 5, 2022

AGENDA ITEM NO 7E

DEPARTMENT OF PUBLIC WORKS

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Jason Deman, Manager of Public Utilities
Submitted: November 30, 2022
Subject: Motion – To Approve a Budget Amendment For a West Entrance Road Project GL

INTRODUCTION AND HISTORY

As a part of the West Entrance Road rehabilitation The City received two grants to help cover the cost of the project. One was the Local Road Improvement Program (LRIP) through Oakland County, and the second was from the Michigan Department of Transportation (MDOT). The MDOT grant was through the Transportation Economic Development Fund (TEDF).

The TEDF grant had limitations as to the amount it was going to provide based on the total cost of the work to be done. The full contract with MDOT, along with the stipulations, is available as Attachment 1. The TEDF would cover the lessor of 15% of the construction cost, or \$300,000. The original budget for the West Entrance rehabilitation was just shy of \$2.1M. During construction, the contractor worked effectively, efficiencies were made, and the sub-grade was not as bad as originally thought, which kept the cost around \$400K lower than expected. Since the total construction cost of \$1.7M was lower than expected, the grant would not be for the full amount of \$300K like originally expected. The breakdown of the final project accounting is included as Attachment 2.

Since the full amount (\$300K) of the TEDF grant was granted to the City before Construction, and because of the stated reasons on the previous paragraph, the City was invoiced for the difference in April of this year. The invoice due to MDOT, which totaled \$43,767, is included as Attachment 3. Since MDOT was running a little behind with the end of project accounting, there were not funds budgeted for this return of funds (Invoice from MDOT) in 2022.

STAFF RECOMMENDATION

Staff recommends amending GL 203-453-957.000-WESTENTNCSAD by \$43,767 to the to cover the return of the grant money.

MOTION

Move to Amend the Local Roads Budget Appropriations by \$43,767 as Specifically Stated Above

ATTACHMENTS

Attachment 1 – West Entrance Dr MDOT Agreement (TEDF funding)

Attachment 2 – TEDF Final Project Accounting

Attachment 3 – Invoice from MDOT

I CONCUR:

THOMAS A. TANGHE, CITY MANAGER

ATTACHMENT C



CITY OF AUBURN HILLS

CITY COUNCIL AGENDA

MEETING DATE: DECEMBER 5, 2022

AGENDA ITEM NO 7F

FINANCE/TREASURER

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Michelle Schulz, Finance Director/Treasurer;
 Christopher Winter, Accountant
Submitted: November 29, 2022
Subject: Motion – Move to amend the 2022 Equipment Fleet Rental line items for Parks, Major Roads & Local Roads

INTRODUCTION AND HISTORY

Finance staff reviewed several areas of the budget and determined the following amendments are needed within the General Fund and Major and Local Roads Funds, specifically the Equipment Fleet Rental line item (995.003), to ensure expenditures do not exceed planned spending for 2022. An increase in appropriations is necessary as outlined below.

EQUIPMENT FLEET RENTAL		Current 2022		Revised
ACCOUNT	Department	Appropriation	Amendment	2022 Appropriation
101-770-995.003	Parks	\$ 136,241	\$ 23,000	\$ 159,241
General Fund Appropriation Increase			\$ 23,000	
202-452-995.003	Major Roads	476,693	30,500	507,193
203-453-995.003	Local Roads	475,106	30,000	505,106
Roads Appropriation Increase			\$ 60,500	

STAFF RECOMMENDATION

Staff recommends a budget amendment increasing the above departments budgets as outlined above. The increase to appropriations are as follows: General Fund appropriations increase \$23,000, Major Roads Fund appropriations increase \$30,500, and Local Roads Fund appropriations increase \$30,000.

MOTION

Move to Amend Parks Department 2022 budget for Equipment Fleet Rental by increasing appropriations as stated above.

Move to Amend Major and Local Roads 2022 budget for Equipment Fleet Rental by increasing appropriations as stated above.

I CONCUR:

THOMAS A. TANGHE, CITY MANAGER

ATTACHMENT D

CITY OF AUBURN HILLS ORDINANCE NO. 22-934

AN ORDINANCE TO AMEND ARTICLE VIII-PROHIBITION OF MARIHUANA ESTABLISHMENTS AND MEDICAL MARIHUANA FACILITIES, OF CHAPTER 18-BUILDINGS AND BUILDING REGULATIONS, OF THE AUBURN HILLS CODE OF ORDINANCES, AS AMENDED, TO ADD NEW SECTIONS 18-233 – 18-240 TO PROVIDE FOR AN APPLICATION, LICENSING, AND APPROVAL PROCESS FOR THE FOUR ADULT USE MARIHUANA ESTABLISHMENTS THAT ARE AUTHORIZED TO BE ALLOWED IN THE CITY OF AUBURN HILLS BY THE INITIATED ORDINANCE APPROVED BY THE VOTERS ON NOVEMBER 8, 2022 AND SECTION 18-232 – LIMITATION OF ADULT USE MARIHUANA ESTABLISHMENTS.

THE CITY OF AUBURN HILLS ORDAINS:

SECTION 1.

Article VIII – Prohibition of Marihuana Establishments and Medical Marihuana Facilities, of Chapter 18-Buildings and Building Regulations of the Auburn Hills Code of Ordinances, as Amended, shall be amended to add Sections 18-233-18-240 to read as follows:

Section 18-233. Municipal license required; eligibility; general provisions.

- 1) The City hereby authorizes the operation of the following types of marihuana establishments:
 - a) Adult use marihuana establishments, which term includes marihuana retail establishments subject to the requirements of Sections 18-232-18-240 and the Initiated Ordinance.
- 2) No person shall operate an adult use marihuana establishment at any time or any location within the City unless a currently effective municipal license for that person at that location has been issued under and pursuant to Sections 18-232-18-240 and the Initiated Ordinance. No adult use marihuana establishments are allowed, nor shall a municipal license be considered or granted for those activities and facilities defined as a "special license," being a state license described under Section 8 of the MRTMA and issued by the state pursuant to Section 9 of the MRTMA, MCLA 333.2798 and 333.27959, as may be amended, including, but not limited to, designated consumption establishment, excess marihuana grower, marihuana event organizer, temporary marihuana event, and any special license types hereafter recognized by the state.
- 3) Adult use marihuana establishments shall operate only as provided in Sections 18-232-18-240, the Initiated Ordinance, and other applicable Ordinances, not in direct conflict with Sections 18-232-18-240 and the Initiated Ordinance.
- 4) The City Manager is granted the power to fully and effectively implement and administer the municipal license application process.
- 5) The requirements set forth in Sections 18-232-18-240 shall be in addition to, and not in lieu of, any other licensing or municipal licensing requirements imposed by applicable federal, state, or local laws, regulations, codes, or ordinances.
- 6) Each applicant shall pay nonrefundable review fees, application fees, annual fees, renewal fees, and inspection fees for municipal licenses to the City to defray the costs incurred by the City for inspection, administration, and enforcement of the local regulations regarding adult use marihuana establishments. The City Council shall, by resolution, set the fees in an amount not to exceed any limitations imposed by Michigan law. The municipal license fee requirement shall be in addition to, and not in lieu of, any other licensing and permitting

requirements imposed by any other federal, state, or City law or Ordinance, including, by way of example, any applicable zoning or building permits.

- 7) The City has no obligation to process or approve any incomplete application.
- 8) A municipal license shall remain valid for one year following removal of all stipulations on an issued municipal license.
- 9) It is the sole and exclusive responsibility of each municipal license holder or applicant at all times during the application period and during its operation to immediately provide the City with all material changes in any information submitted on an application and any other changes that may materially affect any state license or its City municipal license.
- 10) No municipal license issued under this Ordinance may be assigned or transferred to another person or entity except as specified in this Ordinance. No municipal license issued under this Ordinance is transferrable to any other location except for the municipally licensed premises on the municipally licensed property.
- 11) The original municipal license issued under this Ordinance shall be prominently displayed at the municipally licensed premises in a location where the public, law enforcement and administrative authorities can easily view it.
- 12) A municipal license holder may not engage in any other adult use marihuana establishment in the municipally licensed premises or on the municipally licensed property, or in its name at any other location within the City, without first obtaining a separate municipal license.
- 13) No municipal license shall be granted or renewed for an adult use marihuana establishment in a residence or for any location that does not meet the location requirements set forth in Section 18-232 and Section 5 of the Initiated Ordinance, and the location requirements of Section 18-232 and Section 5 of the Initiated Ordinance shall take precedence and be controlling over those provisions of the Auburn Hills Zoning Ordinance that would prohibit an adult use marihuana establishment, which term includes a marihuana retail facility, from operating in a location authorized by Section 18-232 and Section 5 of the Initiated Ordinance.

Section 18-234. Application for and renewal of municipal license.

- 1) Application documents. Application documents for a municipal license for an adult use marihuana establishment shall be submitted to the City Clerk on or after this Section's effective date and shall contain the following information. Information obtained from the applicant is exempt from public disclosure under state law. Upon receipt, review, and approval, as outlined in this Ordinance of all application documents by City staff, the documents will be considered a complete application.
 - a) The name, address, phone number, and email address of the applicant of the proposed adult use marihuana establishment.
 - b) All applicants' names, home addresses, and personal phone numbers of the proposed adult use marihuana establishment.
 - c) One copy of the following:
 - i) Prequalification for a recreational marihuana establishment license by the State of Michigan and the date said prequalification was issued by the State of Michigan.
 - ii) All documentation of the applicant's valid ownership, recorded interest, or other legal interest in the proposed municipally licensed property and municipally licensed premises and the date said ownership, recorded interest, or other legal interest was acquired by the applicant.
 - iii) If the applicant is a corporation, nonprofit organization, limited liability company, or any other entity other than a natural person, indicate its legal status, attach a copy of all company formation documents (including amendments), proof of registration with the State of Michigan, and a certificate of good standing.
 - iv) A valid, unexpired driver's license or state-issued ID for all applicants for the proposed adult use marihuana establishment.
 - v) Evidence of a valid sales tax license for the business if such a license is required by state law or local regulations.
 - vi) Nonrefundable adult use marihuana establishment application document review fee.

- vii) Business and operations plan, showing in detail the adult use marihuana establishment's proposed plan of operation, including, without limitation, the following:
 - (1) A description of the adult use marihuana establishment proposed and the anticipated or actual number of employees.
 - (2) A security plan meeting the requirements of Section 18-235.1(c).
 - (3) A description by category of all products to be sold.
 - (4) An affidavit indicating the applicant will, before applying for a building permit:
 - (a) Submit a list of material safety data sheets for all chemicals proposed for use in the adult use marihuana establishment.
 - (b) Submit a comprehensive report identifying all hazardous materials and processes that will be utilized by the adult use marihuana establishment. This list must include all cleaning supplies, as well as chemicals used and/or produced at the establishment. The report shall determine the acceptability of technologies, processes, products, facilities, materials, and uses attending the design, operation, or use of a building or premises. All hazardous materials and chemicals must be listed as to how to handle the disposal of these materials. The opinion and report shall be prepared by a qualified third person, firm, or corporation approved by the City.
 - (5) A description and plan of all equipment and methods that will be employed to stop any impact to adjacent uses, including enforceable assurances that no odor will be detectable from outside of the municipally licensed premises.
 - (6) A plan for the disposal of marihuana and related by-products that will be used at the adult use marihuana establishment.
 - viii) Whether any applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed and a statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each action was taken, and the reason for each action.
 - ix) A detailed plan of the municipally licensed premises and the municipally licensed property, which plan shall contain the information required by Section 1815 of the Auburn Hills Zoning Ordinance.
 - x) Information regarding any other adult use marihuana establishment that the applicant or any of the applicant's owners, directors, officers, or managers is authorized to operate in any other jurisdiction within the state, or another state, and their involvement in each adult use marihuana establishment.
 - d) Any other information reasonably requested by the City to be relevant to the processing or consideration of the application.
- 2) Review of application documents. Applications must be complete, and the proposed location in the City of the adult use marihuana establishment must be in compliance with the locations specified in Section 18-232 and Section 5 of the Initiated Ordinance and if the applications are complete and comply with said locational requirements, then priority for applications will be given as provided in Section 18-232 and the Initiated Ordinance, with said priority not guaranteeing approval of any particular application. Also, applications shall be considered on a competitive basis as required herein and as set forth by MCLA 333.27959(4), as may be amended. All application documents submitted by a potential applicant will be reviewed by City staff for completeness with the requirements of this Ordinance before being considered a complete application. All application documents will be stamped or otherwise identified by City staff at the date and time they are submitted by a potential applicant.
- a) City staff has a reasonable amount of time to review the application documents and determine if they are complete.
 - b) Complete application documents will be accepted as an application under this Ordinance and processed. A determination of a complete application shall not prohibit the City from requiring supplemental information at any time during the application process.
 - c) If application documents are found to be incomplete, the prospective applicant will be notified in writing of the deficiencies and given ten business days to correct those deficiencies.

- i) If the deficiencies are corrected within the ten business days, the application documents will be considered complete and accepted as an application under this Section.
 - ii) If deficiencies are not corrected within the ten business days, the application documents will be returned to the prospective applicant. If the prospective applicant wishes to resubmit application documents, they must be resubmitted in their entirety with a new application document review fee. This resubmission will be considered a new set of application documents and will be newly date and time stamped.
- 3) Competitive process shall be as follows:
 - a) A limited number of municipal licenses are available to be issued for adult use marihuana establishments due to a cap of four (4) adult use marihuana establishments imposed by Section 18-232. If the number of applications exceeds the number of municipal licenses available, the City Manager shall open a window. The timing and duration of the window shall be determined by the City Manager. If a municipal license is available for an adult use marihuana establishment, the City Manager must open a window at least once per calendar year.
 - b) At the end of a window, if the number of applications for an adult use marihuana establishment municipal license exceeds the number of available municipal licenses, the City shall decide among applications by a competitive process intended to select the applicant(s) who are best suited to operate in compliance with the City's Ordinances and the Act within the City, with priority being given as set forth in Section 18-232 and the Initiated Ordinance; however said priority does not guarantee that a license shall be issued for any proposed adult use marihuana establishment.
 - c) Applications to be included in the competitive process include all those whose application documents were date and time stamped as submitted prior to the end of the window and which were able to be considered complete and accepted as an application.
 - d) The applicants and their applications will be ranked in the order of which is best suited to operate within the City in compliance with Sections 18-232-18-240, the Initiated Ordinance, and those City Ordinances not in direct conflict with Sections 18-232-18-240, the Initiated Ordinance, and the Act, as determined by the City Manager or his or her designee. This ranking will be used to fill available municipal license slots, starting with the best-suited applicant and application, until all available municipal license slots are filled. The competitive criteria to be used shall be as follows:
 - i) Review of the applicant's completely submitted, detailed application (including plans which address the provisions of this section and related provisions, such as security, lighting, processing, handling of hazardous waste, site plans, recordkeeping, disposal, water/utility, ventilation, odor, etc.), which illustrates compliance with the locational requirements of Section 18-232 and Section 5 of the Initiated Ordinance, likely success of the proposed business, and harmony of the proposed site with surrounding properties;
 - ii) Whether the applicant is currently in default/arrears on any taxes or fees otherwise due to the City, has a history of noncompliance or violations with City ordinances or applicable laws, or has been served with any complaint or notice filed by or with any public body regarding the delinquency in the payment of any tax required under federal, state or local law;
 - iii) Whether the applicant is/was a business operating in the City of Auburn Hills within the past two years;
 - iv) Whether the applicant has a history of criminal conviction/plea, other than as specified by the MRTMA, MCLA 333.27958(1)(c), as may be amended;
 - v) Whether the applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed, or has proceedings pending related to such;
 - vi) Whether the applicant filed, or had filed against it/him/her, a proceeding for bankruptcy or been involved in any formal process to adjust, defer, suspend or otherwise work out payment of a debt in the past seven years;

- vii) Whether there is planned future outreach on behalf of the proposed business and whether the applicant has made, or plans to make, significant physical improvements to the building housing the adult use marihuana establishment;
 - viii) Whether the applicant has taken steps to encourage employee retention, attract highly capable workers, train employees, and any other employee-employer factors tending to show a successful workforce;
- 4) Processing and review of applications.
- a) An application will be held until a window is established to select the applications to fill an available municipal license slot.
 - b) An application will be considered for a municipal license slot through the competitive process as specified in this Section. When an applicant is awarded the municipal license slot through the competitive process, the applicant will be notified and will be given five business days to pay the adult use marihuana establishment application fee. If an applicant does not pay the fee within the time allotted, the next application as ranked by the competitive process during the applicable window will be issued the municipal license slot.
 - c) Upon payment of the adult use marihuana establishment application fee by an applicant, the City Clerk shall refer a copy of the application to the department head or designated staff person of the following for their review and approval: the Police Department, the Fire Department, the Community Development Department and any other applicable departments or consultants.
 - d) In order for an adult use marihuana establishment application to be approved and a municipal license to be issued, all of the following conditions must be met:
 - i) The applicant has passed a criminal background check conducted by the City of Auburn Hills Police Department.
 - ii) The Community Development Department has confirmed that the proposed location complies with Section 18-232, Section 5 of the Initiated Ordinance, buffer requirements, setback and other dimensional requirements, and conducted a review of the detailed plan submitted.
 - iii) At a public meeting, the City Council has approved the detailed plan proposed for the adult use marihuana establishment and has approved the issuance of the municipal license.
 - iv) The applicant must not have a conviction of or release from incarceration for a felony under the laws of this state, any other state, or the United States within the past ten years or conviction of a controlled-substance-related felony within the past ten years, except that, consistent with MCLA 333.27958(1)(c), as may be amended, a prior conviction solely for a marihuana-related offense does not disqualify an individual or otherwise affect eligibility for licensure, unless the offense involved distribution of a controlled substance to a minor.
 - v) Other than as set forth in MCLA 333.27958(1)(c), as may be amended, within the past five years, conviction of a misdemeanor involving a controlled substance, theft, dishonesty, or fraud in any state or having been found responsible for violating a local ordinance in any state involving a controlled substance, dishonesty, theft, or fraud that substantially corresponds to a misdemeanor in that state.
 - vi) The applicant has not knowingly submitted an application for a license that contains false, misleading, or fraudulent information, or has not intentionally omitted pertinent information on the application for a municipal license.
 - e) Following review by City departments and prior to the approval of a plan and municipal license for the proposed adult use marihuana establishment by the City Council, if deficiencies are found in the application, the applicant is notified in writing of the areas of deficiency and given 30 days to correct those deficiencies. If the deficiencies are considered by City staff to be corrected, the applicant's plan and request for a municipal license will be considered by the City Council. If the deficiencies are not considered to be corrected within the 30-day time period, the application will be deemed incomplete and denied. Another application will then fill the municipal license slot.
 - f) All inspections, review, and processing of the application shall be completed within 90 days of payment of the adult use marihuana establishment application fee or within 120 days if the location of the municipally

licensed premises is proposed to be amended from an existing municipally licensed location. The processing time may be extended upon written notice by the City for good cause, and any failure to meet the required processing time shall not result in the automatic grant of the municipal license.

- g) If all required conditions have been met, the City Clerk shall issue the municipal license to the applicant.
 - i) All municipal licenses issued have the following stipulations:
 - (1) Issuance of license qualification by the State of Michigan for the municipal license holder under state law and the City of Auburn Hills receiving a copy of that license qualification prior to occupancy.
 - (2) Issuance of final certificate of occupancy for the municipally licensed premises by the Community Development Department. All construction must be in accordance with applicable zoning ordinances, building codes, and any other applicable state or local laws, rules, or regulations.
 - (3) Issuance of final approval by the State of Michigan and the City of Auburn Hills receiving a copy of the final approval prior to the business opening.
 - ii) A municipal license holder has one year from the date of issuance to meet all stipulations of the municipal license. If all stipulations are not met in this time frame, the municipal license is revoked and considered denied. A municipal license holder may request an extension up to six months to this time frame, which may be granted by the City Clerk.
 - h) If a municipal license is denied, the denial must be in writing and must state the reason(s) for denial.
 - i) Applications that are denied will not be refunded the adult use marihuana establishment application fee.
 - ii) If the applicant of a denied application chooses to resubmit, this resubmission will be considered a new set of application documents and will be date and time stamped at the date and time they are resubmitted. A new adult use marihuana establishment application fee will be required.
 - i) Upon denial, withdrawal, or failure for any reason of an application within six months of a competitive process being used to rank applicants and their applications as detailed in Section 18-234(3) the available municipal license slot will be awarded to the next best suited applicant and application as determined in that process. However, if more than six months have passed since the last competitive process, a new window must be opened to fill the municipal license slot and all applications will be treated as new submissions.
 - j) Denial of an application or nonrenewal of a municipal license may be appealed to the City Manager, who will set a date and time within ten business days to conduct a hearing where the applicant can be heard. The City Manager may uphold the denial, reverse the denial, or take such other action deemed appropriate. Appeals from the final determination of the City may be taken to a court of competent jurisdiction; during an appeal, another applicant for a municipal license slot may be considered by the City.
- 5) Renewal application. Renewal applications shall require City approval.
- a) Renewal applications for an adult use marihuana establishment maintaining the location of the municipally licensed premises shall be received by the City Clerk not less than 90 days before the expiration of the annual municipal license. Renewal applications for an adult use marihuana establishment requesting a change in the location of the municipally licensed premises shall be submitted and received not less than 120 days prior to the expiration of the municipal license, and the proposed new location shall meet the locational requirements of Section 18-232 and Section 5 of the Initiated Ordinance.
 - b) A renewal application must follow the same approval process as all new applications with the exception of the following:
 - i) For any information required as part of the application process that has not changed, the municipal license holder may submit an affidavit of no changes in place of the information when submitting a renewal application. If any of the items requested in the application process has changed, such items must be submitted as required in this Ordinance.
 - ii) A municipal license holder, as a stipulation of a renewal municipal license issued by the City, must provide proof of having submitted a license renewal application no later than 30 days after expiration

of their state license. Once a renewed state license has been granted, a copy must be provided to the City Clerk.

- iii) A renewal municipal license issued by the City takes effect on the date of expiration of the original municipal license issued, and the municipal license holder has one year from that date until renewal is again required.
 - c) A municipal license holder whose municipal license expires and for which a complete renewal application has not been received by the expiration date shall be deemed to have forfeited the municipal license under this Ordinance. They will be considered denied. The City will not accept renewal applications after the expiration date of the municipal license.
 - d) A municipal license holder issued a renewal municipal license by the City that is either denied a renewal license by the State of Michigan or that does not meet all stipulations within six months of the renewal municipal license being issued will have their municipal license revoked and considered denied.
- 6) Changes to application or municipal license.
- a) If, at any time before or after a municipal license is issued pursuant to this Section, any information required in the municipal license application, the MMFLA, MRTMA, Michigan Cannabis Regulatory Agency Rules, or any rule of regulation promulgated thereunder, changes in any way from that which is stated in the application, the applicant or municipal license holder shall supplement such information in writing within ten days from the date upon which such change occurs.
 - i) Changes to a new application will be considered a minor or major change as determined by the City Clerk.
 - (1) Minor changes include a change of address or other personal information of an applicant.
 - (2) Major changes include changing the location of the adult use marihuana establishment, whether it be to a different site or changing the size of any new buildings, nature of the adult use marihuana establishment, a change of applicant entity, or other similar changes. A major change will result in the application being returned to the applicant. If the applicant wishes to resubmit, the resubmission will be considered a new set of application documents and will be date and time stamped for processing at the date and time they are resubmitted. Any fees will not be waived.
 - ii) An applicant or municipal license holder has a duty to notify the City in writing of any pending criminal charge, and any criminal conviction, of a felony or other offense involving a crime of moral turpitude by the applicant, any owner, principal officer, director, manager, or employee within ten days of the event.
 - b) An applicant or municipal license holder has a duty to notify the City in writing of any pending criminal charge, and any criminal conviction, whether a felony, misdemeanor, petty offense, or any violation of a local law and/or rule related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana, the MMMA, the MMFLA, the MRTMA, Michigan Cannabis Regulatory Agency, any building, fire, health or zoning statute, code or ordinance related to the cultivation, processing, manufacture, storage, sale, distribution, testing or consumption of any form of marihuana by the applicant, any owner, principal officer, director, manager, or employee within ten days of the event.
 - c) A municipal license approved for an adult use marihuana establishment in the City may be assigned or transferred to another person or entity for the same location only if all of the following are true:
 - i) A municipal license has been issued and all stipulations for that license have been met including written final approval by the State of Michigan for state licensure.
 - ii) All current municipal license holders submit an affidavit approving the transfer.
 - iii) The person(s) or entity proposed to receive the transferred municipal license submit application documents and are issued a municipal license transfer approval. Issuance of a municipal license transfer approval includes the following:
 - (1) Certification of a completed application per the process of this Section. The applicant may submit an affidavit of no change to the municipally licensed premises to forego the application requirements as they pertain to the municipally licensed premises if no physical changes will be completed as part of the assignment or transfer.

- (2) Payment of a license transfer review fee as set by the City Council.
 - (3) Review of the application per this Section. If an affidavit of no change to the municipally licensed premises is submitted, review of corresponding information and the requirement for a City Council plan and license approval would be considered satisfied.
 - (4) Issuance or denial of the municipal license transfer approval will be completed per this Section and will be considered met when the applicant has all required licenses or permits in their name. Where an affidavit of no change to the municipally licensed premises has been filed, the stipulation for a required proof of final occupancy will be waived.
 - (5) Until the municipal license transfer approval is issued, the existing municipal license will remain with the current municipal licensee holder. Transfer of the municipal license will not change its date of expiration.
- 7) Expiration of application. An application shall be valid for a period of one year from the date of application, after which time the application shall expire.

Section 18-235. Operational requirements for adult use marihuana establishments.

- 1) An adult use marihuana establishment issued a municipal license under this Ordinance and operating in the City shall at all times comply with the following operational requirements, which the City may review and amend from time to time as it determines reasonable.
 - a) Scope of operation. Adult use marihuana establishments shall comply with all respective applicable codes of the local zoning, building, and health departments and shall comply with operational requirements and rules of the MRTMA, MMFLA, and the Michigan Cannabis Regulatory Agency. The adult use marihuana establishment must hold a valid local municipal license and state marihuana establishment license for the adult use marihuana establishment intended to be carried out on the municipally licensed property. The adult use marihuana establishment operator, owner or licensee must have documentation available that local and state sales tax requirements, including holding any licenses, if applicable, are satisfied.
 - b) Required documentation. Each adult use marihuana establishment shall be operated from the municipally licensed premises on the municipally licensed property. No adult use marihuana establishment shall be municipally licensed to operate from a movable, mobile or transitory location, except for a municipally licensed or licensed secure transporter when engaged in the lawful transport of marihuana. No person under the age of 18 shall be allowed to enter into the municipally licensed premises without a parent or legal guardian.
 - c) Security. Municipal license holders shall at all times maintain a security system that meets state law requirements and, in addition, shall also include the following:
 - i) Robbery and burglary alarm systems which are professionally monitored and operated 24 hours a day, seven days a week, and which will contact local law enforcement if triggered;
 - ii) A locking safe permanently affixed to the municipally licensed premises that shall store all marihuana and cash remaining in the adult use marihuana establishment overnight;
 - iii) All marihuana in whatever form stored at the municipally licensed premises shall be kept in a secure manner and shall not be visible from outside the municipally licensed premises, nor shall it be grown, processed, exchanged, displayed or dispensed outside the municipally licensed premises; except that drive-through and walk-up windows that are physically attached to the adult use marihuana establishment building may be utilized to sell marihuana to the adult use marihuana establishment's customers, provided said drive through or walk up windows comply with both the Michigan Cannabis Regulation Agency's rules and requirements and the City's Ordinances, including the Zoning Ordinance; and
 - iv) All security recordings and documentations shall be preserved for at least 30 days by the municipal license holder and made available to any law enforcement upon request for inspection.
 - d) Operating hours. No adult use marihuana establishment shall operate between the hours of 8:00 p.m. and 8:00 a.m.

- e) Amount of marihuana. The amount of marihuana on the municipally licensed property and under the control of the municipal license holder, owner or operator of the adult use marihuana establishment shall not exceed that amount permitted by the state license or the City's municipal license.
- f) Sale of marihuana. The marihuana offered for sale and distribution must be packaged and labeled in accordance with state law. The adult use marihuana establishment is prohibited from selling, soliciting, or receiving orders for marihuana or marihuana products over the internet.
- g) Sign restrictions. Signs, pictures, photographs, drawings or other depictions on the outside of any municipally licensed premises shall comply with all provisions of the MRTMA, LARA rules, Michigan Cannabis Regulatory Agency rules, and the City of Auburn Hills Ordinances, including the Zoning Ordinance.
- h) Use of marihuana. The sale, consumption or use of alcohol or tobacco products on the municipally licensed premises is prohibited. Smoking or consumption of controlled substances, including marihuana, on the municipally licensed premises is prohibited.
- i) Indoor operation. All activities of the adult use marihuana establishment, including, without limitation, the sale of marihuana, and all other related activity municipally licensed under the municipal license holder's license or municipal license must occur indoors, except that permitted drive through or walk up windows are allowed. The adult use marihuana establishment's operation and design shall minimize any impact to adjacent uses, including the control of any odor by maintaining and operating an air filtration system so that no odor is detectable outside the municipally licensed premises. No consumption of marihuana shall take place on the premises of an adult use marihuana establishment.
- j) Distribution. No person operating an adult use marihuana establishment shall provide or otherwise make available marihuana to any person who is not legally authorized to receive marihuana under state law.
- k) Permits. All necessary building, electrical, plumbing and mechanical municipal licenses must be obtained for any part of the municipally licensed premises.
- l) Waste disposal. The municipal license holder, owner and operator of the adult use marihuana establishment shall use lawful methods in controlling waste or by-products from any activities allowed under the license or municipal license. All waste or by-products stored must be contained in a dumpster that is locked or located within a locked enclosure.
- m) Proof of insurance. A municipal license holder shall at all times maintain in full force and effect for the duration of the license workers' compensation insurance as required by state law, and general liability insurance with minimum limits of \$1,000,000 per occurrence and a \$2,000,000 aggregate limit issued from a company licensed to do business in Michigan. A municipal license holder shall provide proof of insurance to the City Clerk in the form of a certificate of insurance evidencing the existence of a valid and effective policy which discloses the limits of each policy, the name of the insurer, the effective date and expiration date of each policy, the policy number, and the names of the additional insureds. The policy shall name the City of Auburn Hills and its officials and employees as additional insureds with the limits required by this Subsection, with said insurance coverage for the additional insureds to be primary and noncontributory. A licensee or its insurance broker shall notify the City of any cancellation or reduction in coverage within seven days of receipt of the insurer's notification to that effect. The licensee, permittee, or lessee shall forthwith obtain and submit proof of substitute insurance to the City Clerk within five business days in the event of expiration or cancellation of coverage.
- n) Transportation.
 - i) Marihuana may be transported by a secure transporter within the City, and to effectuate its purpose, only:
 - (1) By persons who are otherwise authorized by state law to possess marihuana;
 - (2) In a manner consistent with all applicable state laws and rules, as may be amended; and
 - (3) In a secure manner designed to prevent the loss of marihuana.
 - ii) No vehicle used for the transportation or delivery of marihuana under this Ordinance shall have for markings the words "marihuana," "marijuana" or "cannabis" or any similar words; pictures or other renderings of the marihuana plant; advertisements for marihuana or for its sale, transfer, cultivation,

delivery, transportation or manufacture; or any other word, phrase or symbol indicating or tending to indicate that the vehicle is transporting marihuana.

- iii) No vehicle may be used for the ongoing or continuous storage of marihuana, but it may only be used incidental to, and in furtherance of, the transportation of marihuana.
- o) Additional conditions. The City may impose such reasonable terms and conditions on an adult use marihuana establishment use as may be necessary to protect the public health, safety and welfare and to obtain compliance with the requirements of this Ordinance and applicable law.

Section 18-236. Penalties and consequences for violation.

- 1) In addition to any other penalties or legal consequences provided under applicable federal, state and local law, regulations, codes and ordinances, a violation of the provisions of Sections 18-232-18-240 and the Initiated Ordinance or failure to comply with any of the requirements of Sections 18-232-18-240 and the Initiated Ordinance shall constitute a civil infraction punishable by a fine of up \$500, plus the costs of prosecution. Each day a violation continues shall be considered a separate offense.
- 2) The owner of record or user of any building, structure or premises, or part thereof, and any architect, builder, contractor, agent or person who commits, participates in, assists in or maintains such violation may each be found guilty of a separate offense and suffer the penalties and forfeitures provided above, except as excluded from responsibility by state law.
- 3) In addition to any other remedies, the City may institute proceedings for injunction, mandamus, abatement, or other appropriate remedies to prevent, enjoin, abate, or remove any violations of Sections 18-232-18-240 and the Initiated Ordinance. The imposition of any fine, jail sentence or forfeiture shall not exempt the violator from compliance with the provisions of this Ordinance.

Section 18-237. City liability and indemnification

- 1) By accepting a municipal license issued by the City, the municipal license holder waives and releases the City, its officers, elected officials, employees, and insurers from any liability for injuries, damages or liabilities of any kind that result from any arrest or prosecution of adult use marihuana establishment owners, operators, employees, clients or customers for a violation of state or federal laws, rules or regulations.
- 2) By accepting a municipal license issued by the City, all municipal license holders agree to indemnify, defend and hold harmless the City, its officers, elected officials, employees, and insurers, against all liability, claims or demands arising on account of bodily injury, sickness, disease, death, property loss or damage or any other loss of any kind, including, but not limited to, any claim of diminution of property value by a property owner whose property is located in proximity to a municipally licensed property, arising out of, claimed to have arisen out of, or in any manner connected with the operation of an adult use marihuana establishment or use of a product distributed or sold that is subject to the municipal license, or any claim based on an alleged injury to business or property by reason of a claimed violation of the federal Racketeer Influenced and Corrupt Organizations Act (RICO), 18 U.S.C. § 1964(c), or any other alleged violation of the law.
- 3) By accepting a municipal license issued by the City, a municipal license holder agrees to indemnify, defend and hold harmless the City, its officers, elected officials, employees and insurers, against all liability, claims, penalties, or demands arising on account of any alleged violation of any existing law, including the federal Controlled Substances Act, 21 U.S.C. § 801 et seq., or Chapter 7 of the Michigan Public Health Code, MCLA 333.7101 et seq., as may be amended.

Section 18-238. Municipal license as a revocable privilege.

- 1) A municipal license granted by the City is a revocable privilege granted by the City and is not a property right. Granting a license does not create or vest any right, title, franchise, or other property interest. Each municipal license is exclusive to the municipal license holder, and a municipal license holder or any other person must apply for and receive the City's approval before a municipal license is transferred, sold, or purchased. A municipal license holder or any other person shall not lease, pledge, or borrow or loan money against a license.

The attempted transfer, sale, or other conveyance of an interest in a municipal license without prior state and local approval is grounds for suspension or revocation of the municipal license or for other sanction considered appropriate by the City.

- 2) Nonrenewal, suspension or revocation of municipal license. The City may, after notice and hearing before the City Council, suspend, revoke, or refuse to renew a municipal license for any of the following reasons:
 - a) The applicant or municipal license holder, or his or her agent, manager or employee, has violated, does not meet, or has failed to comply with, any of the terms, requirements, conditions or provisions of this Ordinance or with any applicable state or local law or regulation.
 - b) The applicant or municipal license holder, or his or her agent, manager or employee, has failed to comply with any special terms or conditions of its municipal license pursuant to an order of the state or local licensing authority, including those terms and conditions that were established at the time of issuance of the municipal license and those imposed as a result of any disciplinary proceedings held subsequent to the date of issuance of the municipal license.
 - c) The adult use marihuana establishment has been operated in a manner that adversely affects the public health, safety, or welfare.
- 3) Evidence to support a finding under this Section may include, without limitation, a continuing pattern of conduct, a continuing pattern of drug-related criminal conduct within the premises of the adult use marihuana establishment or in the immediate area surrounding such adult use marihuana establishment, a continuing pattern of criminal conduct directly related to or arising from the operation of the adult use marihuana establishment, or an ongoing nuisance condition emanating from or caused by the adult use marihuana establishment. Criminal conduct as described herein shall be violations of a state law or regulation or City ordinance.

Section 18-239. Authorization to inspect, search and examine.

An adult use marihuana establishment and all articles of property in the adult use marihuana establishment are subject to inspection, search and examination at any time by a member of the Auburn Hills Police Department, the Department of State Police, Auburn Hills Fire Department, Auburn Hills Community Development Department or the Auburn Hills City Manager's Office, and the application for an adult use marihuana establishment constitutes consent by the applicant, and all owners, managers, and employees of the adult use marihuana establishment, and the owner of the property to permit the aforementioned City and State employees and/or officials to conduct routine examination and inspection of the adult use marihuana establishment to ensure compliance with Sections 18-232-18-240, the Initiated Ordinance, or any other applicable law, ordinance, rule, or regulation without a search warrant and consent to seizure of any surveillance records, camera recordings, reports, or other materials required as a condition of a municipal license without a search warrant.

Section 18-240. Other laws and ordinances.

In addition to the terms of Sections 18-232-18-240 and the Initiated Ordinance, any adult use marihuana establishment shall comply with all City ordinances, including, without limitation, the City Zoning Ordinance, and with all other applicable state and local ordinances, laws, codes and regulations, including, but not limited to, the rules and regulations of the Michigan Cannabis Regulatory Agency.

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,

SECTION 4. Savings.

SECTION 5. Effective Date.

SECTION 6. Adoption.

AYES: _____
NAYES: _____
ABSENT: _____
ABSTENTIONS: _____

I, the undersigned, the duly qualified and acting Mayor and City Clerk for the City of Auburn Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance No. 22-934 adopted by the Auburn Hills City Council at a regular meeting held on the 5th day of December, 2022, the original of which is in my office.

Laura M. Pierce, City Clerk

ATTACHMENT E



**RESOLUTION OF AUTHORIZATION FOR SUBMITTAL OF SPARK GRANT ARPA – 0331
AT HAWK WOODS PARK & CAMPGROUND**

WHEREAS, the City of Auburn Hills supports the submission of an application titled, “Universal Design Updates for Hawk Woods Park & Campground” to the Spark grant program for accessible ramps, pathways, and restrooms at Hawk Woods Park and Campground and,

WHEREAS, the City of Auburn Hills is hereby making a financial commitment to the project in the amount of \$125,400 matching funds, in cash and/or force account; and,

NOW THEREFORE, BE IT RESOLVED that the City of Auburn Hills hereby authorizes submission of a Spark Application for \$501,300, and further resolves to make available its financial obligation amount of \$125,400 (20 %) of a total \$626,700 project cost, during the 2023 fiscal year.

AYES: 6 (Carrier, Hawkins, Knight, Marzolf, McDaniel, Verbeke)
NAYES: None
ABSENT: 1 (Cionka)

RESOLUTION ADOPTED.

STATE OF MICHIGAN)
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 5th day of December, 2022.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this ____ day of December, 2022.

Laura M. Pierce, City Clerk
City of Auburn Hills



**RESOLUTION OF AUTHORIZATION FOR SUBMITTAL OF SPARK GRANT ARPA – 0339
FOR IMPROVEMENTS AT CIVIC CENTER PARK**

WHEREAS, the City of Auburn Hills supports the submission of an application titled, “Disc Golf Course Replacement and ADA Restroom Modifications” to the Spark grant program for the replacement of the Civic Center Park disc golf course and ADA restroom modifications and,

WHEREAS, the City of Auburn Hills is hereby making a financial commitment to the project in the amount of \$26,200 matching funds, in cash and/or force account; and,

NOW THEREFORE, BE IT RESOLVED that the City of Auburn Hills hereby authorizes submission of a Spark Application for \$104,800, and further resolves to make available its financial obligation amount of \$26,200 (20 %) of a total \$131,000 project cost, during the 2023 fiscal year.

AYES: 6 (Carrier, Hawkins, Knight, Marzolf, McDaniel, Verbeke)

NAYES: None

ABSENT: 1 (Cionka)

RESOLUTION ADOPTED.

STATE OF MICHIGAN)
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 5th day of December, 2022.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this ____ day of December, 2022.

Laura M. Pierce, City Clerk

City of Auburn Hills

ATTACHMENT G

CITY OF AUBURN HILLS TRAFFIC CONTROL ORDER

NO PARKING

ORDER NO: NP - 05

DATE OF FILING: _____

IN ACCORDANCE WITH ORDINANCE 678 AS AMENDED, WE HAVE MADE AN INVESTIGATION OF TRAFFIC CONDITIONS ON:

Aimlee Lane

Atlantic

Auburn Road

(Except in designed parking spaces; No parking from 3:00 am to 6:00 am between Churchill and Oakmont)

Automation Drive

Centre Drive

Collier Road

(from Joslyn to the east for 150 feet, on the north side)

Churchill

Cross Creek Parkway

Doris Road

Dexter Road

(from Walton Blvd. to Shimmons Road)

Executive Hills Blvd.

Featherstone Road

Five Points Drive

Galloway Court

Giddings Road

Great Lakes Crossing

Grey at Auburn

(2-hour limit/13 spaces in municipal lot east of 3388 Auburn Road)

Guanonocque

(on east side for two tenths of a mile)

Harmon Road

(from Giddings to Joslyn Road)

Hempstead

(south side, for 150 feet west of Sheffield)

High Meadow Circle

Hill Road

North Atlantic

Pacific Drive

Paldan

Parklawn

Pond Run

Pontiac Road

Primary

Rosetta

Sheffield

(west side, for 125 feet south from Hempstead)

Shimmons Road

(from 500 feet east of Dexter to 300 feet west of Davison)

Parkways Blvd North Squirrel Road to Auburn Road the 3 spaces are for loading/unloading only

Squirrel Road (Except in designated parking spaces; No parking from 3:00 am to 6:00 am on North Squirrel Road between Auburn Road and Parkways Blvd)

Superior Court

Taylor Road

(from Joslyn to Giddings)

Takata Drive

Tebeau Court

(east side only)

University Drive

AND AS A RESULT OF SAID INVESTIGATION, DO HEREBY DIRECT THAT:

In the interest of public safety, it is deemed necessary to place and maintain traffic control devices and traffic control signals on streets and highways under its jurisdiction for the purpose of regulating, warning, or guiding traffic; therefore, no parking will be allowed on said roads and/or within the described areas.

THIS ORDER SHALL EXPIRE 90 DAYS FROM THE DATE OF FILING, EXCEPT THAT UPON ITS APPROVAL BY CITY COUNCIL, IT SHALL NOT EXPIRE.

CHIEF OF POLICE

CITY MANAGER

APPROVED BY CITY COUNCIL: _____

DATE FILED

CITY CLERK



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7A1

TAX INCREMENT FINANCE AUTHORITY

CITY OF AUBURN HILLS TAX INCREMENT FINANCE AUTHORITY MEETING

November 8, 2022

CALL TO ORDER: Chairman Kneffel called the meeting to order at 4:00 PM.

ROLL CALL: Present: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel
Absent: Dolly
Also Present: Brandon Skopek, Assistant City Manager; Andrew Hagge, Management Assistant;
Tim Wisser, Manager of Municipal Properties; Michelle Schulz, Finance
Director/Treasurer; Sal Vittone, Property Tax & Cash Manager
Guests: None

LOCATION: Auburn Hills City Hall, Administrative Conference Room, 1827 N. Squirrel Road, Auburn Hills, MI 48326

PERSONS WISHING TO BE HEARD

None.

APPROVAL OF MINUTES

A. TIFA Informational Meeting Minutes – September 13, 2022

There was no discussion on the approval of the minutes.

**Moved by Mr. Goodhall to approve the TIFA Informational Meeting Minutes from September 13, 2022 as presented.
Seconded by Mr. Carrier**

**Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel
No: none**

Motion carried

B. TIFA Regular Meeting Minutes – September 13, 2022

There was no discussion on the approval of the minutes.

**Moved by Mr. Goodhall to approve the TIFA Regular Meeting Minutes from September 13, 2022 as presented.
Seconded by Mr. Carrier**

**Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel
No: none**

Motion carried

CORRESPONDENCE & PRESENTATIONS**A. Investment Updates**

Mr. Vittone provided the Board with an update on the current state of TIFA investments.

The Board thanked Mr. Vittone for the presentation.

No action was taken.

FINANCIAL REPORT**A. FY 2022 Adopted Budget and YTD Summary – October 31, 2022**

There was no discussion on the financial report.

Moved by Mr. Moniz to receive and file the financial report for the period ending October 31, 2022.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel

No: none

Motion carried

UNFINISHED BUSINESS

None.

NEW BUSINESS**A. Proposal to Purchase & Install Floor Coverings at the Auburn Hills Fire Department Headquarters**

Mr. Hagge presented a memo dated November 8, 2022. He noted that staff issued an invitation to bid on Friday, September 30 for the installation of floor coverings for the Fire Station Headquarters building. The project called for the purchase of all materials and installation. Four bids were received on the due date of October 10. Solar Contract Carpet of Redford, Michigan was the low bidder in an amount of \$20,256.55. Solar Contract Carpet submitted three professional references and has served the City in the past with floor covering installations at City Hall, Fieldstone Golf Club, and the Community Center. Staff recommends awarding a contract to Solar Contract Carpet for floor covering installation at the Fire Station Headquarters.

Mr. Wisser added that the contract will include the removal and disposal of the existing floor coverings in the existing building.

The Board discussed items related to the removal and disposal of existing floor coverings, the durability of materials, and selected colors.

Moved by Mr. Carrier to award the Floor Covering (carpet and vinyl tile) installation for the Fire Station Headquarters project to Solar Contract Carpet 12227 Beech Daly Rd. Redford, MI in an amount not to exceed \$20,256.55. Funds are available in account number 253-737-975.000-3410SEYBURN.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel

No: none

Motion carried

B. Proposal to Purchase & Install Furniture at the Auburn Hills Fire Department Headquarters

Mr. Hagge presented a memo dated November 8, 2022. He noted that staff issued an invitation to bid on Wednesday, October 5 for the purchase and installation of furniture in the Fire Station Headquarters building. The project called for the purchase and installation of tables, chairs, desks, cubicles, and cubicle partitions. Two responses were received on October 17. Sandra Stacy Design of Huntington Woods, Michigan was the low bid in the amount of \$24,799.03. Staff recommends awarding a contract to Sandra Stacy Design for the purchase and installation of furniture for the Fire Station Headquarters building.

Mr. Moniz asked if Fire Department administration provided input on the furniture.

Mr. Hagge noted that the Fire Department provided input.

Mr. Moniz asked if there were shower facilities and lockers in the building.

Mr. Wisser noted that this building will not house shower facilities or locker rooms. This building will house administrative offices only.

Mr. Hagge noted that the building is proposed to be called the Fire Station Administration Building rather than Fire Station Headquarters. This change was requested by the Fire Chief so that there would not be any confusion on the activities included in the building. The term "Fire Station Headquarters" may lead some to believe that this building also houses a 24/7 fire department.

Mr. Moniz recommended naming the building after Dennis Dearing.

There was no further discussion.

Moved by Mr. Moniz to award the Furniture & Fixtures installation for the Fire Station Headquarters project to Sandra Stacey Design 13151 Nadine Ave. Huntington Woods, MI in an amount not to exceed \$24,779.03. Funds are available in account number 253-737-975.000-3410SEYBURN.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel
No: none

Motion carried

EXECUTIVE DIRECTOR UPDATE

Mr. Skopek provided an update that Bacall Development will begin demolition activities at the University Center next week in preparation for construction of The Webster in downtown Auburn Hills. He added that Bacall Development has proposed a couple of changes to their approved site plan, so they will be bringing an amended site plan back before the City Council for consideration.

Mr. Skopek provided an update on the proposed parking structure addition. He noted that staff is currently negotiating an agreement with a design consultant and staff hopes to have a contract awarded before the end of the year.

Mr. Skopek noted that Bake My Day out of Romeo is again interested in leasing out a portion of the DEN for their bakery business. The Board may recall that staff was negotiating a lease agreement with this baker in the past, however, the COVID-19 pandemic halted that process. Bake My Day is interested in leasing approximately 504 square feet of the DEN for their bakery business. Goods would be baked off-site and brought in for sale. Before staff begins to update the lease agreement and work with Bake May Day, he is seeking the Board's feedback.

The general consensus of the Board was for staff to continue to work with Bake My Day and bring forward a proposed lease agreement and plan for the Board's review and consideration.

BOARD MEMBER COMMENTS

Dr. Eldredge noted that Haus of Brunch was having difficulty with their signage. He asked if the TIFA could support them.

Mr. Skopek noted that staff has had conversations with the owners of Haus of Brunch regarding their signage and had suggested the TIFA Site Improvement grant to assist with permanent signage. The owner of Haus of Brunch has had no further communications with staff regarding this grant program.

Dr. Eldredge noted that downtown merchants have approached him regarding the City's new downtown snow removal policy and their concerns associated with it. He noted their concerns with some merchants adhering to the policies while others may not, creating disjointed snow removal and snow-covered sidewalks. He concluded by stating there was interest on behalf of the merchants that the TIFA continue to fund downtown snow removal activities.

Mr. Skopek stated that this policy is similar to how all sidewalks are treated around the City whereby property owners are responsible for removing the snow from sidewalks that abut their property. Staff has communicated the new plan with the merchants and will work with the merchants to ensure that snow is not plowed into the street or parking spaces. He added that the TIFA will continue to provide funding for snow removal in public parking lots and sidewalks that abut public property.

ANNOUNCEMENT OF NEXT MEETING

The next regularly scheduled TIFA Board of Directors meeting is scheduled for Tuesday, December 13, 2022 at 4:00 p.m. at City Hall in the Administrative Conference Room, 1827 N. Squirrel Road, Auburn Hills, Michigan 48326.

ADJOURNMENT

Moved by Mr. Waltenspiel to adjourn the TIFA Board meeting.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Carrier, Gudmundsen, Eldredge, Goodhall, Waltenspiel
No: none

Motion carried

The TIFA Board of Directors meeting adjourned at 5:18 p.m.

Respectfully submitted,

Steve Goodhall
Secretary of the Board

Brandon Skopek
Assistant City Manager / TIFA Executive Director



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7A2

TAX INCREMENT FINANCE AUTHORITY

“Not Yet Approved”
CITY OF AUBURN HILLS
TAX INCREMENT FINANCE AUTHORITY INFORMATIONAL MEETING

December 13, 2022

CALL TO ORDER: Chairman Kneffel called the meeting to order at 4:02 PM.

ROLL CALL: Present: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
Absent: Waltenspiel
Also Present: Brandon Skopek, Assistant City Manager / TIFA Executive Director; Andrew Hagge,
Management Assistant; Tim Wisser, Manager of Municipal Properties
Guests: None

LOCATION: Auburn Hills City Hall, Administrative Conference Room, 1827 N. Squirrel Road, Auburn Hills, MI 48326

PERSONS WISHING TO BE HEARD

None.

REVIEW OF PROJECTS COMPLETED OVER THE LAST YEAR

Mr. Skopek reviewed the list of completed TIFA projects in each TIF District in fiscal year 2022.

FISCAL YEAR 2022 PLANS

Mr. Skopek reviewed the project plans for each TIF District in fiscal year 2023.

ADJOURNMENT

Moved by Mr. Moniz to adjourn the TIFA Informational Meeting.

Seconded by Mr. Carrier

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

The TIFA Informational Meeting adjourned at 4:15 p.m.

Respectfully submitted,
Steve Goodhall
Secretary of the Board

Brandon Skopek
Assistant City Manager / TIFA Executive Director



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7A3

TAX INCREMENT FINANCE AUTHORITY

**“Not Yet Approved”
CITY OF AUBURN HILLS
TAX INCREMENT FINANCE AUTHORITY MEETING**

December 13, 2022

CALL TO ORDER: Chairman Kneffel called the meeting to order at 4:15 PM.

ROLL CALL: Present: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
Absent: Waltenspiel
Also Present: Brandon Skopek, Assistant City Manager / TIFA Executive Director; Andrew Hagge, Management Assistant; Tim Wissner, Manager of Municipal Properties
Guests: None

LOCATION: Auburn Hills City Hall, Administrative Conference Room, 1827 N. Squirrel Road, Auburn Hills, MI 48326

PERSONS WISHING TO BE HEARD

None.

APPROVAL OF MINUTES

A. TIFA Regular Meeting Minutes – November 8, 2022

There was no discussion on the approval of the minutes.

Moved by Mr. Goodhall to approve the TIFA Regular Meeting Minutes from November 8, 2022 as presented.

Seconded by Mr. Moniz

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

CORRESPONDENCE & PRESENTATIONS

None.

FINANCIAL REPORT

A. FY 2022 Adopted Budget and YTD Summary – November 30, 2022

Mr. Skopek presented the financial report.

Chairman Kneffel asked if the TIFA's net position was in line with prior years.

Mr. Skopek noted that he does not have that data on hand but will be completing the TIFA Annual Report in January and the net position data will be part of that report.

Vice Chairman Moniz asked if the water bill for the splash pad could be reduced any further.

Mr. Skopek noted that staff has significantly reduced the hours of operation at the splash pad, which have greatly reduced costs over prior years, but noted the bill is still high. He added that the DPW is currently exploring the option to install a well that would supply water for the splash pad.

There was no further discussion on the financial report.

Moved by Mr. Moniz to receive and file the financial report for the period ending November 30, 2022.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly

No: none

Motion carried

UNFINISHED BUSINESS

None.

NEW BUSINESS

A. Community Center Office Furniture Acquisition

Mr. Wisser presented a memo dated December 12, 2022. He noted that Auburn Hills has seen great population growth and an increase in the recreation services it provides to the community. With that growth, staff has needed to reconsider how to best utilize the spaces within the Community Center to support our new recreation events and programs. After conferring with the Director of Senior Services and Recreation Director, staff have made the determination that the best course of action is to renovate a meeting room in the Community Center into an office and storage space that will support Recreation Staff. Remodeling this space would create two new workstations, a collaboration area, and a storage area. Total estimated costs for this project should not exceed \$25,000 using both in-house labor and some contracted services. The Board will recall that they recently awarded a bid to Sandra Stacey Design for office furniture at the Fire Station Administration Building. Staff requested that Sandra Stacey Design provide a mock-up of the office remodel, as well as requested a quote for new office furniture. Sandra Stacey Design has agreed to honor the same bid pricing for the purchase of office furniture for the Community Center. Based on the immediate availability of Sandra Stacey Design and the fact that this furniture has already been competitively bid, staff is requesting approval of a change order to the contract with Sandra Stacey Design in the approximate amount of \$12,129 to purchase office furniture for the Community Center.

Chairman Kneffel asked for clarification on the change order authorization.

Mr. Skopek explained that the furniture has already been competitively bid as part of the Fire Station Administration Building renovation project and a contract has been awarded to Sandra Stacey Design. This is a request to approve a change order to the existing contract that would allow for the acquisition of furniture for the Community Center. This change order would increase the existing contract by approximately \$12,129.

There was no further discussion on the agenda item.

Moved by Mr. Carrier to authorize a change order to Purchase Order No. 226846 with Sandra Stacey Design for the Community Center Office Furniture in the amount of \$12,128.59 from account # 253-737-975.000. Furthermore, authorize a budget amendment for this acquisition.

Seconded by Dr. Dolly

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

B. TIF-D Budget Amendment

Mr. Skopek presented a memo dated December 5, 2022. He noted that while most line items do not require an amendment, the budget for the construction of the Seyburn Pavilion on the Municipal Campus requires an amendment due to the purchase of picnic tables for the pavilion, as well as additional electrical components, which were not included in the initial budget number. Staff recommends a budget amendment to the TIF-D budget in the amount of \$25,000.

There was no discussion on the agenda item.

Move by Mr. Moniz to approve the budget amendment for the Auburn Hills Tax Increment Finance Authority as of December 7, 2022 as shown in the attached amendment detail.

Seconded by Mr. Goodhall

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

C. Election of Officers

Mr. Skopek called for nominations for 2023 Chairperson of the TIFA Board of Directors. Mr. Kneffel was nominated by Dr. Dolly. Nomination supported by Mr. Moniz. Mr. Skopek called roll, there were no objections or further nominations.

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

Chairman Kneffel called for nominations for the 2023 Vice Chairperson of the TIFA Board of Directors. Mr. Moniz was nominated by Dr. Dolly. Nomination supported by Mr. Carrier. Chairman Kneffel called roll, there were no objections or further nominations.

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

Chairman Kneffel called for nominations for the 2023 Secretary of the TIFA Board of Directors. Mr. Goodhall was nominated by Mr. Moniz. Nomination supported by Dr. Dolly. Chairman Kneffel called roll, there were no objections or further nominations.

Yes: Kneffel, Klemanski, Goodhall, Carrier, Price, Thornton, Moniz, Waltenspiel
No: none

Motion carried by roll call vote

EXECUTIVE DIRECTOR UPDATE

Mr. Skopek provided an update that the City Council awarded a contract to Rich & Associates for the architectural and engineering design work for the proposed parking structure addition. That project will kick off in January 2023.

BOARD MEMBER COMMENTS

Mr. Moniz requested an update on the bakery proposal for the DEN.

Mr. Skopek updated the Board that staff met with the proposed bakery operator and provided the operator with a draft lease agreement for their review. A final agreement would be presented to the Board at a later date if staff can come to a tentative agreement with the bakery operator.

Chairman Kneffel inquired about the Downtown Development Authority's (DDA) branding initiative.

Mr. Skopek stated that the DDA unveiled the new downtown logo at the City's Tree Lighting Ceremony. Their next step is to work on print materials and other marketing materials in 2023.

ANNOUNCEMENT OF NEXT MEETING

The next regularly scheduled TIFA Board of Directors meeting is scheduled for Tuesday, January 10, 2023 at 4:00 p.m. at City Hall in the Administrative Conference Room, 1827 N. Squirrel Road, Auburn Hills, Michigan 48326.

ADJOURNMENT

Moved by Mr. Moniz to adjourn the TIFA Board meeting.

Seconded by Dr. Eldredge

Yes: Kneffel, Moniz, Goodhall, Carrier, Gudmundsen, Eldredge, Dolly
No: none

Motion carried

The TIFA Board of Directors meeting adjourned at 4:50 p.m.

Respectfully submitted,

Steve Goodhall
Secretary of the Board

Brandon Skopek
Assistant City Manager / TIFA Executive Director



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7B

DEPARTMENT OF PUBLIC WORKS

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Jason Hefner, Manager of Fleet & Roads
Submitted: December 28, 2022
Subject: Motion – Approve the Purchase of a 2023 Avant 760 Wheel Loader and Attachments

INTRODUCTION AND HISTORY

Budgeted from the 2023 Fleet Operating Budget is \$105,000 for the replacement of a 2009 New Holland L190 Skid Steer and \$25,000 for the replacement of a John Deere 1026R. The Current Skid Steer is equipped with a stump grinder, bucket, snow box, snow blower, and tree augers while the John Deere is equipped with a blade, rotating broom, and bucket. When discussing possible replacements, staff decided an Avant compact wheel loader could replace the 2 pieces of equipment for a lesser cost. In fact, we could buy a few more attachments and replace other pieces of equipment as well that are not currently on the replacement schedule (a Tennant sweeper and a Cushman cart and top dresser). The replacement of these items means that we can be more efficient with less equipment and save some recurring maintenance costs. With over 200 attachments, fleet will be looking for ways to replace some equipment in the future with an attachment as well.

Under the Sourcwell contract with Alta Equipment Company of New Hudson, MI, the total cost for this machine with attachments is \$129,236.00. The loader will have a 2-year warranty, will be able to use the snow box and tree augers from the skid steer using an adapter plate and adapter hydraulic plate and will be interchangeable with the current MultiOne attachments. We have used cooperative bids throughout the years to purchase a variety of items that include vehicles, equipment, and road salt. The cooperative bids that are used most often are the State of Michigan MiDEAL, the Oakland County Cooperative, Sourcwell, and the Rochester Hills Consortium. These cooperative bids are based on larger volumes which result in lower prices, a high-quality contract, and meet the requirements of the Purchasing Ordinance.

STAFF RECOMMENDATION

Staff recommends approving the purchase of an Avant 760 Compact Wheel Loader and attachments for \$129,236.00 from Alta Equipment Company of New Hudson, Michigan under the Sourcwell contract and to be paid from 661-594-977.000.

MOTION

Move to approve the purchase of an Avant 760 Compact Wheel Loader and attachments for \$129,236.00 from Alta Equipment Company of New Hudson, Michigan.

EXHIBITS

Exhibit 1 – Price Quote

I CONCUR:

THOMAS A. TANGHE, CITY MANAGER

December 28, 2022

City of Auburn Hills

1500 Brown Rd
Auburn Hills, MI



ATTN: Jason Hefner,

Alta Equipment is pleased to provide you a quote on a new Avant 760 the unit is equipped as follows:

M760_113933	AVANT 760
A444539	Cab GT 700: heater, fabric seat, mirrors, windscreen wiper/washer, mudguards front & rear, mounted directly on chassis
MW10.4005015G	M755/M760
EP005	STANDARD OPTIONS USA 735/755/760, A35007+(A439980/A438525)
EP008	EFFICIENCY PACKAGE 400-800, A36878+(A33916/A438520/A35732/A438528 GT)+ 4PCS A423091
EP011	CONTRACTOR PACKAGE 528-800, (A424303/A37362/A434868) + A49063 + (A430622/A450469/A450470/434867)
A438326	Cab GT: A/C, cooler in the rear M645/M650/M755/M760/M860
A438587	Cab GT: Radio with bluetooth M645/M650/M755/M760/M860
A35957	Back weight with handle 64 lb
A435414	Engine block heater 110V M735-M800

Our price on this new machine:

\$85,483

Additional Items:

- A435531 SKID STEER ADAPTER PLATE	+\$1,261
- CE565-9656 flat face coupling kit	+\$152
- DG904CA 4" Combo Trencher	+\$4,460
- A424325 Sand/Salt Spreader 1200 (Front Mount)	+\$5,275
- A438973 Timbergrab HD	+\$9,320
- A36535 63" HD Bucket	+\$1,620
- A35918 Sweeper	+\$10,890
- A438282 Stump Grinder	+\$5,560
- A35284 Rotary Broom	+\$5,215

Thank you for this opportunity,

Josh DeYonker

Account Manager

P: (313) 296-6456

E: josh.deyonker@altaequipment.com



CITY OF AUBURN HILLS

CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7C

DEPARTMENT OF PUBLIC WORKS

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Steve Baldante, DPW Director; Andrew Hagge, Management Assistant
Submitted: January 3, 2023
Subject: Motion – To award contract and approve funding for the Veterans Memorial Project in the amount of \$260,831.00

INTRODUCTION AND HISTORY

For the past few years, there has been an effort to create a Veteran's Memorial to properly commemorate the lives of Auburn Hills residents lost in battle. The Veteran's Memorial Committee was originally put together in 2020 to start the planning, funding, and eventual implementation of the project. The city offered the opportunity to donate and receive recognition in the form of a donor brick or other levels of recognition to raise funds for the project. In addition, the Committee has worked closely with OHM Advisors on the design of the project.

The Veterans Memorial Project first went out to bid on April 29, 2021, and the lowest bid received totaled \$265,793.75. At that time, the Committee thought it best to postpone the project in the hopes that elevated costs would come down in the future. In addition, the committee increased efforts to raise additional funds for the project via donations. On August 31, 2022, the Veteran's Memorial Project went out to bid a second time and the project received one bid from WCI Contractors in the amount of \$356,411.00 (Exhibit A). To stay within budget, the Department of Public Works has agreed to take on a portion of the work and removed specific line items from the original bid cost of WCI Contractors. These removed line items will be completed by City Staff to keep the project within budget parameters. WCI Contractors revised scope of work breakdown is attached, (Exhibit B) totaling \$260,831.00 which is within budget for the project.

The Veteran's Memorial project will be placed in the historic Aaron Webster Cemetery. The Veteran's Memorial will feature three prominent granite monuments, each honoring different individuals across the armed services. The first monument will honor the World War II veterans and will contain all the names currently on the MOMs Memorial in downtown Auburn Hills. One aspect of the Veteran's Memorial will include taking down the MOMs Memorial, as those veterans will now be honored in the new Veteran's Memorial at the Aaron Webster Cemetery. The second monument will honor the 45 military veterans that are currently interred at the Aaron Webster Cemetery. Finally, the third monument will honor all those Auburn Hills' veterans that were either killed in action (KIA) or missing in action (MIA).

The Veteran's Memorial and Aaron Webster Cemetery will feature significant landscaping and hardscape upgrades as part of the project. The floor of the Veteran's Memorial will also feature donor bricks with the names of each of the project donors. Knight Global has agreed to donate the materials cost and construction implementation of the eternal flame for the memorial project (Exhibit C). For their generous donation, they plan to laser etch the company name on the base of the eternal flame. For more information on the project, the design specifications are attached in your packet (Exhibit D).

The Veteran's Memorial project has received funding from several different sources. The breakdown of funding for the project can be seen in the table below. City staff recommends the City Council approve funding for the entire

cost of the project from the General Fund, and subsequently the donated raised funds, as shown below, would reimburse the General Fund expenditures.

General Fund Budget Amount	\$100,000.00
Tree Fund Budget Amount	\$27,273.01
Donations Raised/Received	\$33,557.99
Planned Unit Development (PUD) Benefit Fund – Lamar	\$100,000.00
TOTAL	\$260,831.00

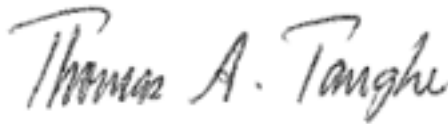
STAFF RECOMMENDATION

City staff recommends City Council approval of funding for the Veteran's Memorial project in the not-to-exceed amount of \$260,831.00 and for construction to take place as planned within the Aaron Webster Cemetery. Furthermore, the MOMs Memorial currently located at North Squirrel Road and Auburn Road will be deconstructed and the names currently on that memorial added to the new Veterans Memorial.

MOTION

Move to approve funding and award a contract to WCI Contractors for the construction of the Veterans Memorial Project in the not-to- exceed amount of \$260,831.00.

I CONCUR:



THOMAS A. TANGHE, CITY MANAGER

BID ITEM: Public Square/Memorial Project
BID OPENING DATE: August 31, 2022
BID OPENING TIME: 10AM
ATTENDED BY: Terry, Andrew, Kristine



COMPANY NAME	ADDRESS			Public Square	Memorial	Total
WCI Contractors, Inc	20210 Conner, Detroit			\$672,060.50	\$356,411.00	\$1,028,471.50

 Mailboxes have been checked for bids that may have been mailed in

also send results to:

Tabulation of Bids Received on August 31, 2022
Auburn Hills Public Square and Veterans Memorial
City of Auburn Hills, Oakland County, MI
OHM Job No.: 0120-20-0300

WCI Contractors, Inc.
20210 Conner
Detroit, MI 48234

Phone: (313) 368-2100

Item No.	Description	Estimated Quantity	Unit	
			Price	Amount

Phone: (313) 368-2100

Item No.	Description	Estimated Quantity	Unit Price	Amount
Category 2 - Veterans Memorial				
64)	Mobilization, Max	1.00 LSUM	\$11,650.00	\$11,650.00
65)	Pavt Rem, Modified	200.00 Syd	\$19.00	\$3,800.00
66)	Remove Concrete Pad	1.00 LSUM	\$1,200.00	\$1,200.00
67)	Memorial	3.00 Ea	\$38,300.00	\$114,900.00
68)	Earthwork	1.00 LSUM	\$11,500.00	\$11,500.00
69)	Eagle Monument	1.00 LSUM	\$17,300.00	\$17,300.00
70)	Honor Stone	1.00 LSUM	\$2,300.00	\$2,300.00
71)	Flag Pole, 20' Ht	2.00 Ea	\$3,500.00	\$7,000.00
72)	Flag Pole, 25' Ht	1.00 Ea	\$3,900.00	\$3,900.00
73)	Project Cleanup	1.00 LSUM	\$13,300.00	\$13,300.00
74)	Flame Trough	1.00 LSUM	\$18,400.00	\$18,400.00
75)	LED Flame Light	1.00 LSUM	\$18,400.00	\$18,400.00
76)	Aggregate Base, 4 inch	125.00 Syd	\$24.00	\$3,000.00
77)	Aggregate Base, 6 inch	31.00 Syd	\$31.00	\$961.00
78)	Install New Brick Pavers	275.00 Sft	\$31.00	\$8,525.00
79)	Shared use Path, HMA	23.00 Ton	\$715.00	\$16,445.00
80)	Watering and Cultivating, First Season, Min	1.00 LSUM	\$4,400.00	\$4,400.00
81)	Watering and Cultivating, 2nd Season, Min	1.00 LSUM	\$4,400.00	\$4,400.00
82)	Buxus microphylla 'Green Gem', #3 Cont.	10.00 Ea	\$75.00	\$750.00
83)	Hemerocallis 'Variety', #1 Cont.	28.00 Ea	\$20.00	\$560.00
84)	Leucanthemum superbum 'Snow Lady', #1 Cont.	32.00 Ea	\$25.00	\$800.00
85)	Steel Edging, 4"x 1/6", Black	100.00 Ft	\$12.00	\$1,200.00
86)	Planting Mix, 18 inch	41.00 Syd	\$50.00	\$2,050.00
87)	Shredded Hardwood Bark Mulch, 4 inch	6.00 Cyd	\$75.00	\$450.00
88)	Amelanchier x grandiflora 'Autumn Brilliance' 12 foot height	8.00 Ea	\$750.00	\$6,000.00
89)	Calamagrostis x acutiflora 'Karl Forester', #2 Cont.	9.00 Ea	\$30.00	\$270.00
90)	Ceratostigma plumbaginoides, #1 Cont	30.00 Ea	\$25.00	\$750.00
91)	Liriope spicata 'Silver Dragon', #1 Cont.	80.00 Ea	\$20.00	\$1,600.00
92)	Magnolia liliflora 'Jane', 3 inch	2.00 Ea	\$750.00	\$1,500.00
93)	Tulip mix, bulb	1,100.00 Ea	\$3.50	\$3,850.00
94)	Flag Pole Light	3.00 Ea	\$1,500.00	\$4,500.00
95)	Landscape Light	8.00 Ea	\$1,650.00	\$13,200.00
96)	Memorial Light	3.00 Ea	\$5,400.00	\$16,200.00
97)	Electrical, Wiring & Conduits	1.00 LSUM	\$17,250.00	\$17,250.00
98)	Automatic Irrigation System	1.00 LSUM	\$8,900.00	\$8,900.00
98)	Contractor Staking	1.00 LSUM	\$3,500.00	\$3,500.00
99)	Crew Days	\$ 15.00 Days	\$780.00	\$11,700.00

TOTAL CATEGORY 2:

\$344,711.00

(Crew days not included)

\$260,831.00
\$47,080.00
\$36,800.00

Contractor WCI
DPW
Donation Eternal Flame Knight Industries

CORRECTIONS

¹ Amount adjusted to reflect bidder's multiplication error

² Total adjusted to reflect bidder's summation error



To whom it may concern,

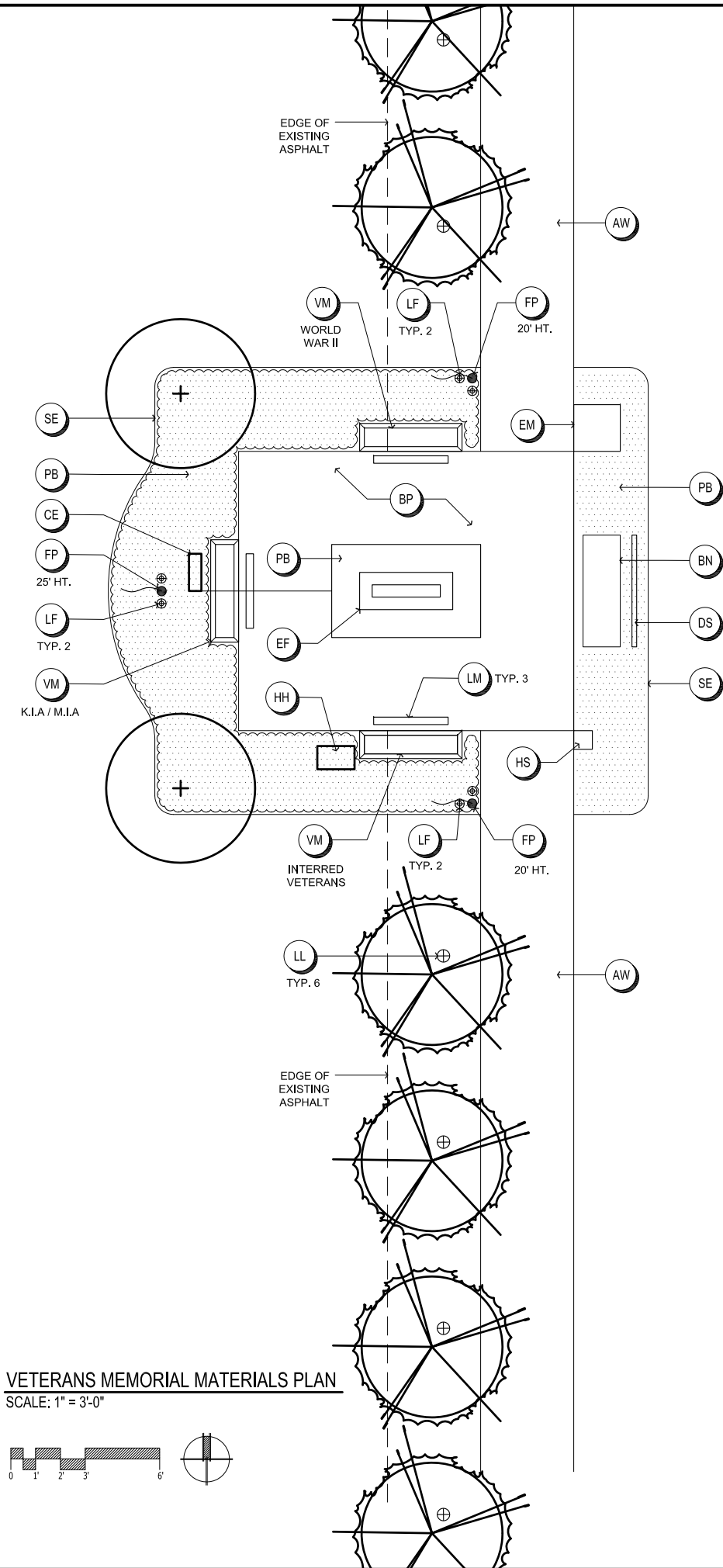
Knight Global agrees to design, build and install an eternal flame trough at Aaron Webster Cemetery in Auburn Hills. The design will be approved by the City of Auburn Hills Veterans Memorial Committee, Post 143 American Legion and Knight Global. We understand the Veterans Memorial will be dedicated around Veterans Day November 2023. We understand Knight Global is responsible for all costs associated with the design, build and install.

Respectfully,

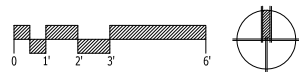
Mike Green

Marc Maszara
Director

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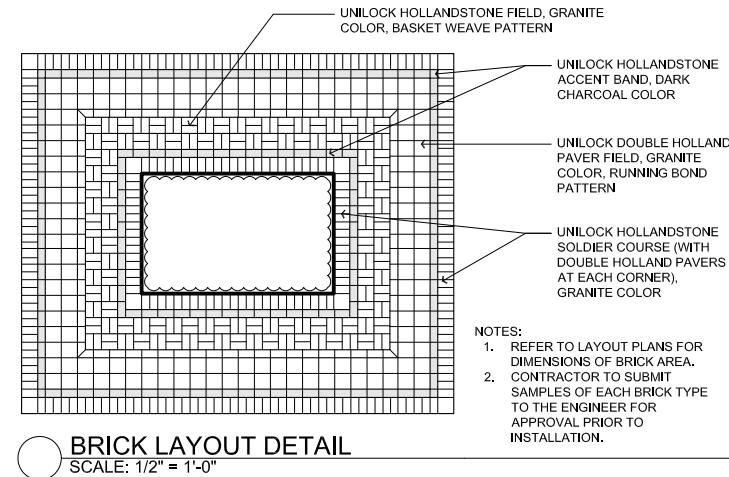
VETERANS MEMORIAL MATERIALS PLAN
SCALE: 1" = 3'-0"



MATERIALS LIST - VETERAN'S MEMORIAL			
CODE	ITEM	FINISH	NOTES
AW	ASPHALT WALKWAY	6' WIDE, MATCH EXISTING ELEVATION	SEE DETAIL 5, SHEET 15
BN	BENCH	SALVAGE AND RELOCATE EXISTING BENCH ON SITE.	
BP	BRICK PAVERS	FIELD: DOUBLE HOLLAND PAVER BY UNILOCK, GRANITE COLOR; ACCENT BAND: HOLLANDSTONE PAVER BY UNILOCK, GRANITE COLOR. REFER TO PAVER LAYOUT DETAIL, THIS SHEET.	SEE BRICK LAYOUT DETAIL ON SHEET 9 AND DETAIL 2 ON SHEET 15
CE	CABINET ENCLOSURE	LOCKABLE WEATHERPROOF CABINET ENCLOSURE INTENDED TO HOUSE FIRE TROUGH LIGHT CONTROLLER, IRRIGATION CONTROLLER, ASSOCIATED WIRING, ELECTRICAL CONNECTIONS, POWER SUPPLIES, AND HOOK UP.	SEE PLAN FOR LOCATION AND LED FLAME LIGHT SPECIFICATIONS ON SHEET 18
DS	DONOR SIGN	SIGN TO BE PROVIDED AND INSTALLED BY THE CITY OF AUBURN HILLS	SEE PLAN FOR LOCATION
EF	ETERNAL FLAME	DECORATIVE GRANITE TROUGH WITH LED FLICKERING LIGHTING UNDER FROSTED GLASS COVER	SEE GRANITE SPECIFICATION, DETAIL 1 ON SHEET 15, AND LED FLAME LIGHT SPECIFICATIONS ON SHEET 18
EM	EAGLE MONUMENT	DECORATIVE GRANITE PILLAR WITH BRONZE EAGLE SALVAGED FROM THE EXISTING WORLD WAR MONUMENT LOCATED DOWNTOWN	SEE GRANITE SPECIFICATION AND DETAIL 3 ON SHEET 15
FP	FLAG POLE	ALUMINUM, TAPERED WITH BALL CAP; 1 POLE AT 25' HEIGHT (AMERICAN FLAG), 2 POLES AT 20' HEIGHT (STATE OF MICHIGAN AND CITY OF AUBURN HILLS FLAGS).	INSTALLED PER MANUFACTURER'S RECOMMENDATIONS
HH	ELECTRICAL HAND HOLE	ELECTRICAL SERVICE PROVIDED FROM EXISTING OUTLET IN PROJECT AREA.	SEE HAND HOLE DETAIL, SHEET 18
HS	HONOR STONE	RELOCATED FROM EXISTING WORLD WAR 2 MONUMENT LOCATED DOWNTOWN	SEE DETAIL 4, SHEET 15
LF	FLAG POLE LIGHTING	GROUND MOUNTED UP-LIGHT, BLACK FINISH. SEE LIGHTING PLAN, SHEET 18.	SEE DETAIL 2, SHEET 18
LL	LANDSCAPE LIGHTING	GROUND MOUNTED ACCENT LIGHT, BLACK FINISH. SEE LIGHTING PLAN, SHEET 18.	SEE DETAIL 2, SHEET 18
LM	MEMORIAL LIGHTING	IN-GROUND FIXTURE, BLACK FINISH, MEDIUM FLOOD DISTRIBUTION, 3500K. SEE LIGHTING PLAN, SHEET 18.	SEE DETAIL 1, SHEET 18
PB	PLANTING BED	N/A	SEE PLANTING PLAN AND DETAILS ON SHEET 12
SE	STEEL EDGING	BLACK, 4" x 3/8", 16" MIN. LENGTH STAKES, INSTALLED PER MANUFACTURER'S RECOMMENDATIONS	SEE DETAIL 7, SHEET 12
VM	VETERANS MEMORIAL	BLACK GRANITE (POLISHED 5 SIDES) MEMORIAL WITH JUTI GRAY BASE (HONED 5 SIDES). LETTERING TO BE ETCHED INTO GRANITE FACE.	SEE SPECIFICATION AND DETAILS 1, 3, & 4, SHEET 14

MEMORIAL GENERAL NOTES

- CONTRACTOR SHALL BE RESPONSIBLE FOR BEING FAMILIAR WITH ALL DOCUMENTED UNDERGROUND UTILITIES, PIPES AND STRUCTURES. LOCATE AND PROTECT ALL EXISTING UTILITIES DURING CONSTRUCTION UNLESS OTHERWISE NOTED. CONTACT MISS DIG (811 OR 800-482-7171) A MINIMUM OF 3 DAYS PRIOR TO CONSTRUCTION.
- CONTRACTOR SHALL BE RESPONSIBLE FOR ANY COORDINATION WITH SUBCONTRACTORS AS REQUIRED TO ACCOMPLISH PLANTING OPERATIONS.
- CONTRACTOR SHALL COORDINATE THE REMOVAL EXTENTS OF THE CENTRAL ASPHALT DRIVE WITH THE ENGINEER PRIOR TO CONSTRUCTION.
- EXISTING CONCRETE SLAB, PLANTERS, AND ASSOCIATED BASE MATERIALS SHALL BE REMOVED FROM THE SITE AS A PART OF THIS PROJECT. ALL DEBRIS SHALL BE REMOVED FORM THE SITE AND DISPOSED OF PROPERLY UNLESS OTHERWISE INSTRUCTED BY THE ENGINEER.
- ALL EXISTING FLAG POLES SHALL BE SALVAGED AND BECOME THE PROPERTY OF THE CITY OF AUBURN HILLS. EXISTING FLAG POLE FOOTINGS SHALL BE REMOVED FORM THE SITE AND DISPOSED OF PROPERLY.
- EXISTING NATURAL GAS LINE SUPPLYING THE EXISTING ETERNAL FLAME NEAR THE NORTH EAST CEMETERY ENTRANCE TO BE CAPPED.
- DO NOT SCALE DRAWINGS. UTILIZE DIMENSIONS INDICATED ON THE PLANS. THE CONTRACTOR SHALL COORDINATE ALL WORK AND BE RESPONSIBLE FOR ALL METHODS, MEANS, SEQUENCE, AND PROCEDURES OF THE WORK.
- THE CONTRACTOR SHALL KEEP ALL DRAINAGE FACILITIES (CATCH BASINS, YARD DRAINS, ETC.) AFFECTED BY HIS CONSTRUCTION OPERATIONS CLEAN AND FULLY OPERATIONAL AT ALL TIMES.
- CONTRACTOR SHALL REPAIR AT HIS OWN EXPENSE, ANY DAMAGE, WHETHER INSIDE OR OUTSIDE OF THE PROJECT LIMITS, TO UTILITY SYSTEMS, SURFACE PAVEMENTS, FIXTURES, STRUCTURES, AND/OR EXISTING TREES OR LANDSCAPING THAT ARE NOT SPECIFICALLY INDICATED TO BE REMOVED OR RELOCATED AS PART OF THE PROJECT CONSTRUCTION. IN THE EVENT THAT ANY EXISTING DRAINAGE STRUCTURES OR UTILITIES ARE DAMAGED AND THE SERVICES DISRUPTED, THE LINES SHALL BE IMMEDIATELY REPAIRED AND THE SERVICES RESTORED AS DIRECTED BY THE LANDSCAPE ARCHITECT.
- IN THE EVENT THAT DISCREPANCIES ARISE BETWEEN WHAT IS SHOWN ON THE DRAWINGS AND ACTUAL FIELD CONDITIONS THE LANDSCAPE ARCHITECT SHALL BE NOTIFIED IMMEDIATELY FOR RESOLUTION.



BRICK LAYOUT DETAIL
SCALE: 1/2" = 1'-0"

- NOTES:
- REFER TO LAYOUT PLANS FOR DIMENSIONS OF BRICK AREA.
 - CONTRACTOR TO SUBMIT SAMPLES OF EACH BRICK TYPE TO THE ENGINEER FOR APPROVAL PRIOR TO INSTALLATION.



Know what's below.
Call before you dig.



ARCHITECTS ENGINEERS PLANNERS

34000 Plymouth Road
Livonia, MI 48150
P (734) 522-6711 | F (734) 522-6427

OHM-ADVISORS.COM

REVISIONS

2023-01-03	REVISED PER CLIENT REQUEST

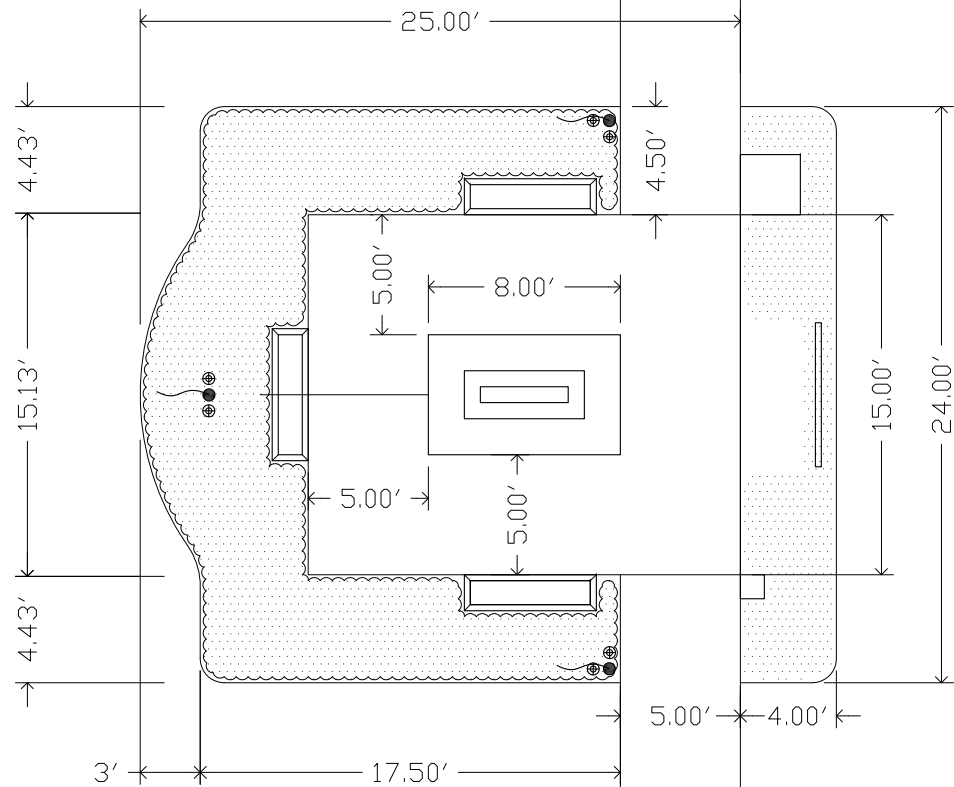
DATE	PROJECT NUMBER	ENGINEER	PROJECT	CADD	COUNTY	MUNICIPALITY
01/25/2023	012501250200390	HHW	AC	JPS	OKLAHOMA	AUBURN HILLS

CITY OF AUBURN HILLS
AUBURN HILLS PUBLIC SQUARE & VETERAN'S MEMORIAL
MEMORIAL LANDSCAPE MATERIALS PLAN

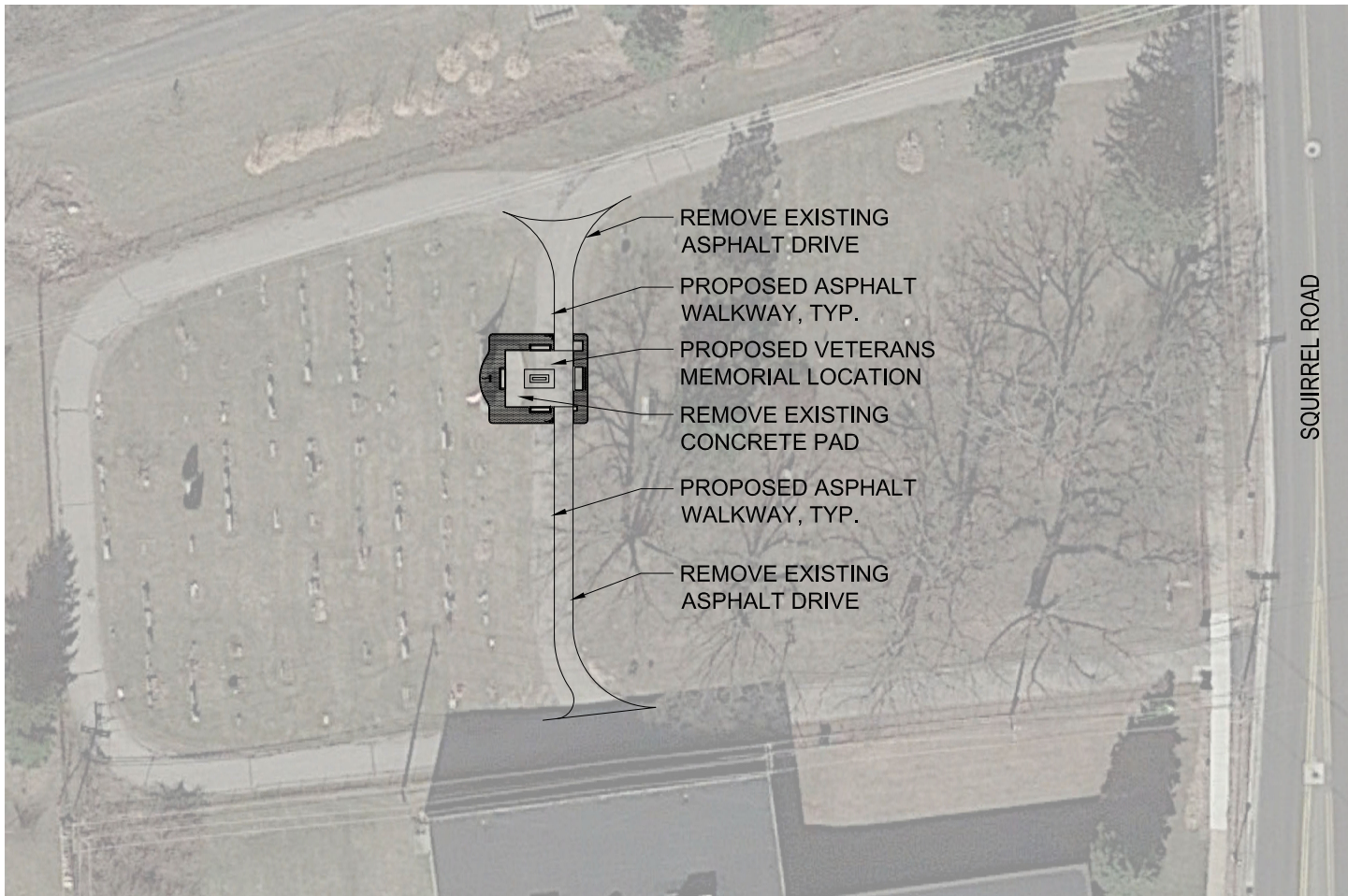
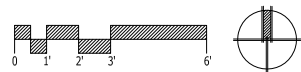
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OF 19

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VETERANS MEMORIAL LAYOUT PLAN
SCALE: 1" = 3'-0"



VETERANS MEMORIAL SITE REFERENCE PLAN
SCALE: 1/2" = 1'-0"



MEMORIAL LAYOUT NOTES

1. ALL DIMENSIONS SHOWN ARE IN FEET AND INCHES UNLESS OTHERWISE NOTED.
2. DO NOT SCALE DRAWINGS. UTILIZE DIMENSIONS INDICATED ON THE PLANS.
3. ALL DIMENSIONS ARE TO THE EDGE OF PAVEMENT, FACE OF WALL, OR FACE OF CURB UNLESS OTHERWISE NOTED.
4. WALKWAYS AND HARDSCAPE ELEMENTS INDICATED AS CURVILINEAR SHALL HAVE SMOOTH CONTINUOUS CURVES.
5. UNLESS INDICATED OTHERWISE, ALL WALKWAYS ABUT AT 90 DEGREE ANGLES.
6. CONTRACTOR SHALL COORDINATE STAKING OF THE PROPOSED MEMORIAL PLAZA AND ASPHALT WALKWAYS WITH THE ENGINEER PRIOR TO CONSTRUCTION.
7. EXISTING GRADES ARE TO BE MAINTAINED TO THE GREATEST EXTENT POSSIBLE. ALL PROPOSED GRADES ARE TO PROMOTE POSITIVE DRAINAGE AWAY FROM THE MEMORIAL PLAZA.
8. GREAT CARE SHALL BE TAKEN DURING CONSTRUCTION SO AS NOT TO DISTURB ANY EXISTING BURIAL PLOTS.
9. REFER TO MEMORIAL GENERAL NOTES ON SHEET 9 FOR ADDITIONAL INSTRUCTIONS.
10. FIELD VERIFY ALL PROPOSED AND EXISTING UTILITY LOCATIONS.



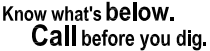
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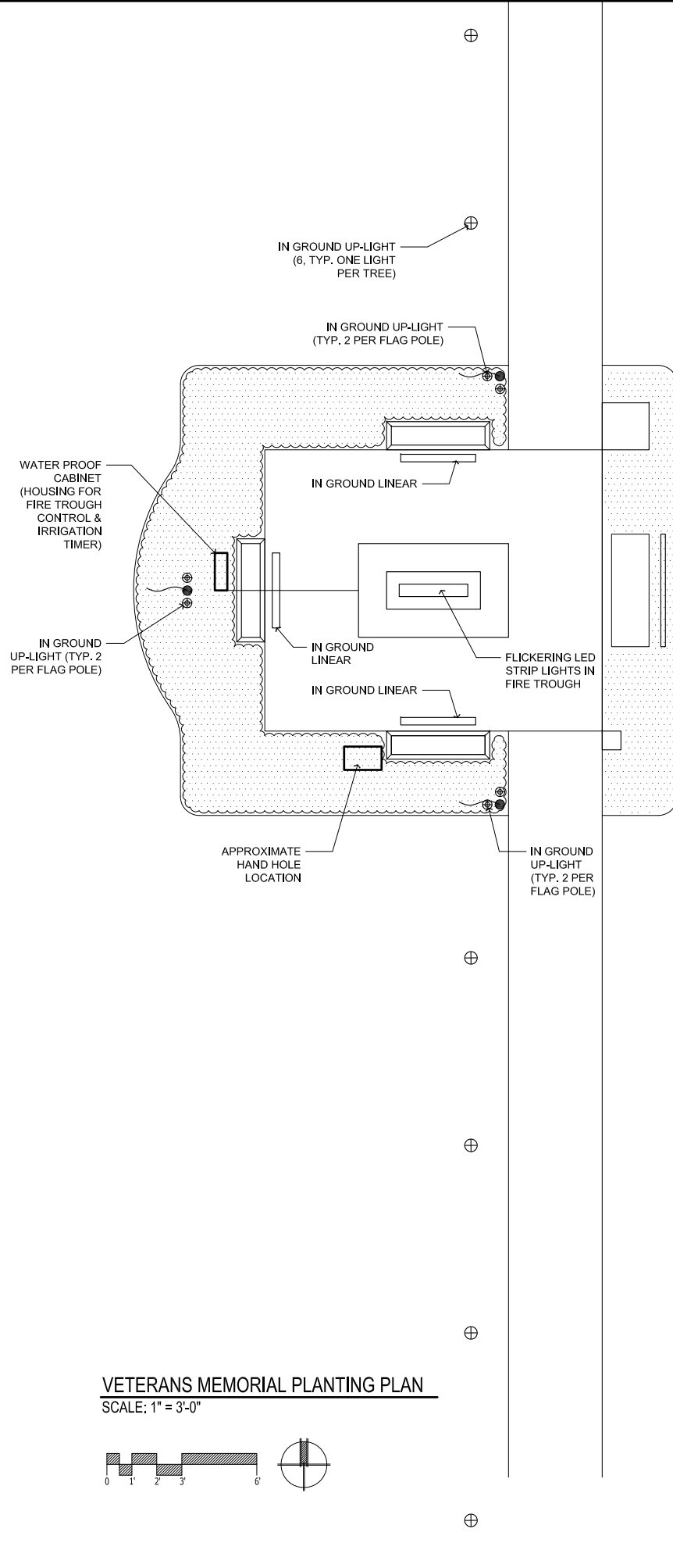


GRASSES / PERENNIALS / GROUNDCOVERS						
CODE	COMMON NAME	LATIN NAME	SIZE	COND.	SPACING	NOTES
KF RG	KARL FOERSTER'S REED GRASS	<i>Calamagrostis x acutiflora</i> 'Karl Foerster'	2 GAL	CONT.	3' O.C.	
PM DL	PARDON ME DAYLILY	<i>Hemerocallis</i> 'Pardon Me'	1 GAL	CONT.	12" O.C.	
SL SD	SNOWLADY SHASTA DAISY	<i>Leucanthemum x superbum</i> 'Snowlady'	1 GAL	CONT.	12" O.C.	
PL MB	PLUMBAGO	<i>Ceratostigma plumbaginoides</i>	1 GAL	CONT.	12" O.C.	
VG LT	VARIGATED LILYTURF	<i>Liriope spicata</i> 'Silver Dragon'	1 GAL	CONT.	12" O.C.	
TULIPS	TULIP BULBS	<i>Tulip spp.</i>	-	BULBS	10 PER S.F.	EQUAL MIX OF RED, WHITE, & BLUE VARIETIES

1. THE CONTRACTOR SHALL VERIFY UTILITY CLEARANCES THROUGH MISS DIG PRIOR TO DETERMINING FINAL LOCATIONS FOR ALL STREETScape FEATURES, INCLUDING ALL PLANTINGS, ANY FIELD ADJUSTMENTS TO FINAL PLANTING LOCATIONS SHALL BE AS DIRECTED BY THE LANDSCAPE ARCHITECT.
2. STAKE ALL BED LINES FOR THE LANDSCAPE ARCHITECT'S REVIEW PRIOR TO INSTALLATION. ALL PLANTING PROCEDURES ARE SUBJECT TO THE REVIEW OF THE LANDSCAPE ARCHITECT AND THE CONTRACTOR SHALL CORRECT ANY DEFICIENCIES FOUND AT NO ADDITIONAL COST TO THE OWNER.
3. SECURE PLANT MATERIAL AS SPECIFIED ON PLANS. IN THE EVENT THAT PLANT MATERIALS SPECIFIED ARE NOT AVAILABLE, CONTACT LANDSCAPE ARCHITECT FOR APPROVED SUBSTITUTIONS. NO SUBSTITUTIONS FOR PLANT MATERIALS WILL BE ALLOWED WITHOUT PRIOR WRITTEN APPROVAL BY THE LANDSCAPE ARCHITECT.
4. VERIFY THAT ALL PLANTING PRODUCTS, PLANT MATERIAL, AND PLANT QUANTITIES DELIVERED TO THE SITE MATCH WHAT IS INDICATED ON THE PLANS AND SPECIFICATIONS.
5. PROTECT ALL PLANT MATERIAL DURING DELIVERY TO PREVENT DAMAGE TO ROOT BALLS, TRUNKS, STEMS, BRANCHES AND THE DESICCATION OF LEAVES. PROTECT ALL PLANT MATERIAL DURING SHIPPING WITH SHADE CLOTH OR SHIP WITH ENCLOSED TRANSPORT. MAINTAIN PROTECTIONS AND HEALTH OF PLANT MATERIAL STORED ON SITE. REMOVE UNACCEPTABLE PLANT MATERIAL IMMEDIATELY FROM THE SITE.
6. ALL PLANT MATERIAL SHALL BE NURSERY GROWN, WELL FORMED, TRUE TO SPECIES, HARDENED OFF WITH VIGOROUS ROOT SYSTEMS, FULL CROWN AND CANOPIES, AND FREE FROM DISEASE, PESTS AND INSECTS, AND DEFECTS SUCH AS WINDBURN, LEAF DISCOLORATION, IRREGULAR BRANCHING OR INJURIES.
7. ALL PLANT MATERIAL DELIVERED TO THE SITE IS SUBJECT TO THE REVIEW OF THE LANDSCAPE ARCHITECT BEFORE, DURING AND AFTER INSTALLATION.
8. PROVIDE PLANT PHOTOGRAPHS OF EACH PLANT SPECIFIED TO THE LANDSCAPE ARCHITECT FOR COMPLIANCE REVIEW PRIOR TO SHIPPING.
9. TEST FILL ALL PLANTING PITS WITH WATER, PRIOR TO PLANTING, TO ASSURE PROPER SOIL PERCOLATION. PITS WHICH DO NOT ADEQUATELY DRAIN SHALL BE FURTHER EXCAVATED TO A DEPTH SUFFICIENT FOR DRAINAGE TO OCCUR AND/OR BACKFILLED WITH SUITABLE DRAINAGE GRAVEL. NO ALLOWANCES SHALL BE MADE FOR PLANT MATERIAL LOSS DUE TO IMPROPER DRAINAGE. CONTRACTOR SHALL REPLACE LOST PLANT MATERIAL WITH SAME SIZE AND SPECIES AT NO ADDITIONAL COST TO OWNER.
10. ALL PLANT MATERIALS, INCLUDING RELOCATED PLANT MATERIAL, SHALL BE PLANTED IN A PROFESSIONAL MANNER TYPICAL TO THE INDUSTRY STANDARDS TO ASSURE COMPLETE SURVIVABILITY OF ALL INSTALLED PLANT MATERIALS AS WELL AS TO PROVIDE AN AESTHETICALLY APPROVED PROJECT. CONTRACTOR SHALL REFER TO THE PLANTING DETAILS FOR MINIMUM SIZE AND WIDTH OF PLANTING PITS AND BEDS, MULCHING, AND OTHER PLANTING REQUIREMENTS.
11. LAWN AREAS TO PROVIDE A SMOOTH AND CONTINUAL GRADE.
12. ALL PLANTING BEDS SHALL HAVE A MINIMUM 18" DEPTH OF PLANTING MIX AND BE DRESSED WITH SHREDDED HARDWOOD MULCH TO A MINIMUM 4" DEPTH.
13. ALL PROPOSED TREES SHALL BE BACK FILLED WITH ½ CUBIC YARD OF PLANTING MIX. PROPOSED TREES LOCATED OUTSIDE OF A DESIGNATED PLANTING BED SHALL HAVE A MINIMUM 4" DIAMETER TREE RING DRESSED WITH SHREDDED HARDWOOD MULCH TO A MINIMUM 4" DEPTH.
14. ALL PLANTING AREAS SHALL BE WEED FREE PRIOR TO PLANTING INSTALLATION.
15. REMOVE ALL PLANTING AND LANDSCAPE DEBRIS FROM THE PROJECT SITE AND SWEEP AND WASH CLEAN ALL PAVED AND FINISHED SURFACES AFFECTED BY THE LANDSCAPE INSTALLATION.
16. REFER TO MEMORIAL GENERAL NOTES ON SHEET 9 FOR ADDITIONAL INSTRUCTIONS.
17. REFER TO SHEET 12 FOR PLANTING DETAILS.

1. ALL PLANTING BEDS SHALL BE IRRIGATED WITH AN AUTOMATIC UNDERGROUND IRRIGATION SYSTEM PROVIDING 100% COVERAGE.
2. ALL PRODUCTS SHALL BE INSTALLED IN ACCORDANCE WITH THE MANUFACTURER'S RECOMMENDATIONS AND ACCORDING TO LOCAL BUILDING, ELECTRICAL, AND PLUMBING CODES.
3. CONTRACTOR WILL ARRANGE INSPECTIONS FOR IRRIGATION REQUIRED BY THE SPECIFICATIONS DURING THE COURSE OF CONSTRUCTION. ALL WIRING AND BACKFLOW PREVENTION TO BE PER LOCAL CODE AND AS DESCRIBED IN THE SPECIFICATION.
4. INSTALL IRRIGATION MAINS WITH A MINIMUM 18" OF COVER BASED ON FINISH GRADES. INSTALL IRRIGATION LATERALS WITH MINIMUM 12" OF COVER BASED ON FINISH GRADES.
5. ALL WIRE SPLICES OR CONNECTIONS SHALL BE MADE WITH APPROVED WATERPROOF WIRE CONNECTIONS AND BE IN A VALVE OR SPLICE BOX.
6. ALL CONTROL WIRING DOWNSTREAM OF THE CONTROLLER IS TO BE 14 AWG, UL APPROVED DIRECT BURY.
7. SEE IRRIGATION SPECIFICATION FOR ADDITIONAL INFORMATION
8. SHOP DRAWINGS SHALL BE REQUIRED FOR IRRIGATION PLANS AS DESCRIBED IN THE SPECIFICATION.







CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 7D
CITY MANAGER'S OFFICE

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Andrew Hagge, Management Assistant
Submitted: January 4, 2022
Subject: Motion – To approve the distribution of ARPA funding to The Rochester Area Neighborhood House, Inc.

INTRODUCTION AND HISTORY

On March 7, 2022, the City Council held a Workshop to discuss the allocation of the city's American Rescue Plan Act (ARPA) funds. The Workshop was productive and resulted in the below allocation of the city's \$2,590,337.00 in ARPA funding. The Auburn Hills City Council then formally adopted the allocation of the ARPA funds at the March 21, 2022 City Council Meeting.

- \$100,000 to increase the amenities of the Public Square
- \$80,000 to Neighborhood House for services to our residents who qualify by income guidelines. This may include food pantry assistance, shelter/rent assistance (to avoid eviction), clothing, career counseling, etc.
- \$200,000 for dredging pond on municipal campus near ballfield – matched with \$300,000 from TIFA
- \$200,000 for cybersecurity and information technology upgrades
- \$2,000,000 contribution to parking deck extension
- \$10,337.00 for audit compliance throughout the ARPA program

Allowability

The distribution of the Auburn Hills ARPA funding is allowable under the Public Health and Economic Response category of the ARPA guidelines. The Public Health and Economic Response category states that such an allocation to this non-profit organization is only allowable if the funding will help address and respond to the public health and negative economic impacts of the pandemic by providing assistance to impacted beneficiaries who are City of Auburn Hills citizens and/or Auburn Hills households who experienced a negative economic impact.

These obligations are met through the proposed subrecipient agreement between the City of Auburn Hills and The Rochester Area Neighborhood House, Inc. The referenced subrecipient agreement is included in your packet, and has been reviewed and approved by city attorney, Derk Beckerleg.

Key Takeaways from Subrecipient Agreement

One key aspect of the distribution of city's ARPA funding is that the funds distributed to The Rochester Area Neighborhood House, Inc. must go toward City of Auburn Hills citizens and/or City of Auburn Hills households. Furthermore, the subrecipient agreement gives The Rochester Area Neighborhood House, Inc. four avenues to spend the ARPA funds. They are listed below.

- 1) Emergency Shelter Assistance
- 2) Emergency payment of utility bills
- 3) Backup transportation services
- 4) Food assistance to households/food pantry services

The second key aspect of the subrecipient agreement concerns reporting requirements. The agreement states that The Rochester Area Neighborhood House, Inc. "shall prepare, keep and provide to the CITY upon request, a

comprehensive and detailed list of all such expenditures and shall also provide any backup documentation to support such expenditures.”

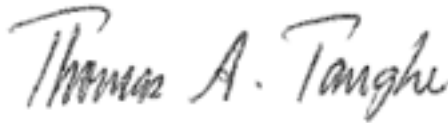
STAFF RECOMMENDATION

Auburn Hills city staff recommends approval of an \$80,000.00 distribution of the city’s ARPA funds to The Rochester Area Neighborhood House, Inc. If this distribution is approved by the Auburn Hills City Council, then city staff will work to ensure that the subrecipient agreement is executed, and the ARPA funds are received by The Rochester Area Neighborhood House, Inc. no later than January 13, 2023.

MOTION

Move to approve the distribution of the City of Auburn Hills’ American Rescue Plan Act funding in the amount of \$80,000.00 to the non-profit organization, The Rochester Area Neighborhood House, Inc. by January 13, 2023. Furthermore, authorize the Mayor to execute the agreement on behalf of the city.

I CONCUR:

A handwritten signature in dark ink, reading "Thomas A. Tanghe". The signature is written in a cursive, flowing style.

THOMAS A. TANGHE, CITY MANAGER

ARPA SUBRECIPIENT AGREEMENT

Between
THE CITY OF AUBURN HILLS
and
THE ROCHESTER AREA NEIGHBORHOOD HOUSE, INC.

FOR AMERICAN RESCUE PLAN ACT (“ARPA”) FUNDS TO BE USED TO RESPOND TO
PUBLIC HEALTH EMERGENCY AND NEGATIVE ECONOMIC IMPACTS, INCLUDING
ASSISTANCE TO HOUSEHOLDS AND NEGATIVELY IMPACTED NONPROFITS

THIS AGREEMENT is made between the CITY OF AUBURN HILLS, a Michigan Municipal Corporation (hereinafter “CITY”), whose address is 1827 N. Squirrel Road, Auburn Hills, Michigan 48326-2753, and THE ROCHESTER AREA NEIGHBORHOOD HOUSE, INC., a Michigan nonprofit corporation (hereinafter “SUBRECIPIENT”), whose address is 1720 S. Livernois, Rochester Hills, Michigan 48307.

WHEREAS, on March 11, 2021, President Joseph R. Biden signed into law the American Rescue Plan Act of 2021 (hereinafter “ARPA”); and

WHEREAS, on May 17, 2021, the United States Department of the Treasury (hereinafter “US TREASURY”) published its Interim Final Rule regarding the allowable usage of the Coronavirus State and Local Fiscal Recovery Funds (hereinafter “SLFRF” or “ARPA funds”) to be disseminated to local governments in accordance with the ARPA and the US TREASURY adopted the Interim Final Rule as a Final Rule effective on April 1, 2022; and

WHEREAS, the SUBRECIPIENT, a negatively impacted nonprofit corporation, submitted a request to the CITY for \$80,000.00 in ARPA funds to help address and respond to the public health and negative economic impacts of the pandemic by providing assistance to impacted beneficiaries who are City of Auburn Hills citizens and/or Auburn Hills households who experienced a negative economic impact, said assistance to be in the form of providing emergency shelter assistance, emergency payment of utility bills to avoid shutoff, backup transportation services for seniors and food assistance/food pantry services to impacted households; and

WHEREAS, the CITY intends to allocate \$80,000.00 of its ARPA funds to assist SUBRECIPIENT as a negatively impacted nonprofit entity and to help SUBRECIPIENT provide assistance to impacted citizens and/or households with the City of Auburn Hills by responding to the public health and negative economic impacts of the pandemic in accordance with all federal, state, and local guidelines regarding the usage of ARPA funds; and

WHEREAS, under ARPA, the CITY may transfer funds to a negatively impacted nonprofit entity and for the purpose of meeting ARPA’s goals of responding to the public health and negative economic impact of the pandemic; and

WHEREAS, during its meeting on January 9, 2023, the Auburn Hills City Council (hereinafter “COUNCIL”) approved the request from the SUBRECIPIENT subject to all federal, state, and local guidelines regarding the usage of the ARPA funds, including any contractual guidelines set forth by

the COUNCIL, as well as any legally required audit requirements established by the State of Michigan; and

WHEREAS, the CITY and SUBRECIPIENT desire to enter into this Agreement.

NOW, THEREFORE, in consideration of the foregoing recitals which are incorporated herein by reference, and the terms and conditions set forth below, the parties agree as follows:

1. **EFFECTIVE DATE AND TERM**

This Agreement shall commence upon execution by all parties (“Commencement Date”) and remain in effect for twelve (12) months subsequent to the Commencement Date, unless sooner terminated by the CITY in accordance with the terms herein.

2. **GRAND TOTAL SLFRF FUNDS TO BE DISSEMINATED TO SUBRECIPIENT**

The grand total award of SLFRF (ARPA) funds to be disseminated by the CITY to the SUBRECIPIENT as part of this Agreement shall be \$80,000.00.

3. **LIMITATIONS REGARDING THE USE OF SLFRF FUNDS**

The SUBRECIPIENT shall ensure that all expenditures utilizing SLFRF (ARPA) funds received in accordance with this Agreement shall be limited to only those eligible services and expenses as outlined under the guidelines of ARPA as a negatively impacted nonprofit entity and for responding to the public health and negative economic impacts of the pandemic and in accordance with all applicable law and the US TREASURY FAQs and that the SUBRECIPIENT will use said ARPA funds to assist impacted beneficiaries who are City of Auburn Hills households who experienced a negative economic impact, with said assistance to the aforementioned impacted beneficiaries to be the following: (1) emergency shelter assistance; (2) emergency payment of utility bills; (3) backup transportation services; and (4) food assistance to households/food pantry services. No indirect costs of the Subrecipient, such as accounting and legal expenses, administrative salaries, offices expenses, rent, telephone or utilities, shall be paid with the ARPA Funds.

4. **REPORTING REQUIREMENTS TO ENSURE COMPLIANCE WITH ARPA**

In order to ensure compliance with the existing ARPA guidelines set forth by the US TREASURY and in accordance with Uniform Administrative Requirements, Cost Principles and Audit requirements for Federal Awards 2 CFR Part 200 and to also ensure that all expenditures are within the scope of this Agreement and adhere to future guidelines that may be established by the US TREASURY during the term of this Agreement, the SUBRECIPIENT shall prepare, keep and provide to the CITY upon request, a comprehensive and detailed list of all such expenditures and shall also provide any backup documentation to support such expenditures. The list must include a statement, signed by the SUBRECIPIENT, indicating that all expenditures therein comport with this Agreement and the guidelines of the ARPA as set forth by the US TREASURY. If any such future guidelines somehow prohibit SUBRECIPIENT’ s intended use of funds, then the parties will use reasonable good faith efforts to make sure the funds are used in accordance with such guidelines. The total amount to be paid to the SUBRECIPIENT in ARPA funds by the CITY under this Agreement shall be \$80,000.00.

5. **TIMELINE REGARDING THE PAYMENT OF FUNDS TO SUBRECIPIENT**
The CITY shall pay the ARPA funds to SUBRECIPIENT by January 13, 2023. The payment of ARPA funds from the CITY to the SUBRECIPIENT is subject to all applicable federal, state, and local laws regarding the governance of CITY funds within the ARPA.
6. **EVOLUTION OF ARPA GUIDANCE FROM THE US TREASURY**
The CITY may request additional information from the SUBRECIPIENT, as needed, to meet any additional guidelines regarding the use of the funds that may be established by the US TREASURY during the term of this Agreement.
7. **TERMINATION**
The CITY may terminate this Agreement, for convenience or otherwise and for no consideration or damages, upon prior written notice to the SUBRECIPIENT. Termination of the Agreement will not affect funding that has already occurred.
8. **INDEPENDENT CONTRACTOR**
Each party under the Agreement shall be for all purposes an Independent Contractor. Nothing contained herein will be deemed to create an association, a partnership, a joint venture, or a relationship of principal and agent, or employer and employee between the parties. The SUBRECIPIENT shall not be, or be deemed to be, or act or purport to act, as an employee, agent, or representative of the CITY for any purpose.
9. **HOLD HARMLESS AND INDEMNIFICATION**
The SUBRECIPIENT agrees to defend, indemnify, and hold the CITY, its officers, officials, employees, agents, and volunteers harmless from and against any and all third party claims, injuries, actual out of pocket damages, losses or expenses, including without limitation personal injury, bodily injury, sickness, disease, or death, or damage to or destruction of property, which are alleged or proven to be caused in whole or in part by an act or omission of the SUBRECIPIENT, its officers, directors, employees, and/or agents relating to the SUBRECIPIENT's performance or failure to perform under this Agreement, unless such claim, injury, damages, losses or expenses, resulted out of the CITY, its officers, officials, employees, agents, and volunteers own misconduct or negligence. The SUBRECIPIENT shall be entitled to prior notice and an opportunity to defend any indemnifiable third party claim. This section shall survive the expiration or termination of this Agreement.
10. **COMPLIANCE WITH LAWS AND GUIDELINES**
The SUBRECIPIENT shall comply with all applicable federal, state, and local laws and all requirements and published guidance set forth regarding the usage of any and all monies appropriated under the ARPA. The SUBRECIPIENT agrees to execute any further documents necessary for this Agreement and the transfer of funds, as provided herein, to comply with any federal, state, and local laws or requirements under the ARPA.
11. **MAINTENANCE AND AUDIT OF RECORDS**
The SUBRECIPIENT shall maintain records, books, documents, and other materials relevant to its performance under this Agreement. These records shall be subject to inspection, review, and audit by the CITY or its designees, and the US TREASURY for seven (7) years following termination of this Agreement. If it is determined during the course of the audit that the SUBRECIPIENT was reimbursed for unallowable costs under this Agreement or any

applicable law, the SUBRECIPIENT agrees to promptly reimburse the CITY for such payments upon request.

12. **NOTICES**

Any notices desired or required to be given hereunder shall be in writing, and shall be deemed received three (3) days after deposit with the US Postal Service (postage fully prepaid, certified mail, return receipt requested), and addressed to the party to which it is intended at its address below, or to such other address as either party shall designate to the other from time to time in writing forwarded in like manner:

SUBRECIPIENT

The Rochester Area Neighborhood House, Inc.
1720 South Livernois
Rochester Hills, MI 48307

CITY

City Manager
City of Auburn Hills
1827 N. Squirrel Road
Auburn Hills, MI 48326-2753

13. **IMPROPER INFLUENCE**

Each party warrants that it did not and will not employ, retain, or contract with any person or entity on a contingent compensation basis for the purpose of seeking, obtaining, maintaining, or extending this Agreement. Each party agrees, warrants, and represents that no gratuity whatsoever has been or will be offered or conferred with a view towards obtaining, maintaining, or extending this Agreement.

14. **CONFLICT OF INTEREST**

The elected and appointed officials and employees of the parties shall not have any personal interest, direct or indirect, which gives rise to a conflict of interest.

15. **TIME**

Time is of the essence in this Agreement.

16. **SURVIVAL**

The provisions of this Agreement that by their sense and purpose should survive expiration or termination of the Agreement shall so survive. Those provisions include without limitation Indemnification and Maintenance and Audit of Records.

17. **AMENDMENT**

No amendment or modification to the Agreement shall be effective without prior written consent of the authorized representatives of the parties.

18. **GOVERNING LAW: VENUE**

The Agreement shall be governed in all respects by the laws of the State of Michigan, both as to interpretation and performance, without regard to conflicts of law or choice of law

provisions. Any action arising out of or in conjunction with the Agreement may be instituted and maintained only in a court of competent jurisdiction in Oakland County, Michigan.

19. **NON-WAIVER**

No failure on the part of the CITY to exercise, and no delay in exercising, any right hereunder shall operate as a waiver thereof, nor shall any single or partial exercise by the CITY of any right hereunder preclude any other or further exercise thereof or the exercise of any other right. The remedies herein provided are cumulative and not exclusive of any remedy available to the CITY at law or in equity.

20. **BINDING EFFECT**

This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors.

21. **ASSIGNMENT**

The SUBRECIPIENT shall not assign or transfer any of its interests in or obligations under this Agreement without the prior written consent of the CITY.

22. **ENTIRE AGREEMENT**

This Agreement constitutes the entire agreement between the CITY and the SUBRECIPIENT for the use of ARPA funds received under this Agreement and it supersedes all prior or contemporaneous communications and proposals, whether electronic, oral, or written between the parties with respect to this Agreement.

23. **NO THIRD-PARTY BENEFICIARIES**

Nothing herein shall or be deemed to create or confer any right, action, or benefit in, to, or on the part of any person or entity that is not a party to this Agreement. This provision shall not limit any obligation which either party has to the US TREASURY in connection with the use of ARPA funds, including the obligations to provide access to records and cooperate with audits as provided in this Agreement.

24. **CIVIL RIGHTS COMPLIANCE**

Subrecipients of Federal financial assistance from the US TREASURY are required to meet legal requirements relating to nondiscrimination and nondiscriminatory use of Federal funds. Those requirements include ensuring that entities receiving Federal financial assistance from the US TREASURY do not deny benefits or services, or otherwise discriminate on the basis of race, color, national origin (including limited English proficiency), disability, age, or sex (including sexual orientation and gender identity), in accordance with the following authorities: Title VI of the Civil Rights Act of 1964 (Title VI) Public Law 88-352, 42 U.S.C. 2000d-1 et seq., and the Department's implementing regulations, 31 CFR part 22; Section 504 of the Rehabilitation Act of 1973 (Section 504), Public Law 93-112, as amended by Public Law 93-516, 29 U.S.C. 794; Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. 1681 et seq., and the Department's implementing regulations, 31 CFR part 28 [Title IX of the Education Amendments is not applicable]; Age Discrimination Act of 1975, Public Law 94-135, 42 U.S.C. 6101 et seq., and the Department implementing regulations at 31 CFR part 23.

25. **SEVERABILITY**

In the event that one or more provisions of this Agreement shall be determined to be invalid by any court of competent jurisdiction or agency having jurisdiction thereof, the remainder of the Agreement shall remain in full force and effect and the invalid provisions shall be deemed deleted.

25. **COUNTERPARTS**

This Agreement may be executed in on or more counterparts, any of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

27. **AUTHORIZATION**

Each party signing below warrants to the other party, that they have the full power and authority to execute this Agreement on behalf of the party for whom they sign.

IN WITNESS WHEREOF, this Agreement is executed and shall become effective as of the last date signed below:

Dated this _____ day of _____, 2023.

SUBRECIPIENT:

**THE ROCHESTER AREA
NEIGHBORHOOD HOUSE, INC.**

By: _____
Michael Dreon
Its: Executive Director

This ARPA Subrecipient Agreement was acknowledged and executed before me this _____ day of _____, 2023 by Michael Dreon, Executive Director, of The Rochester Area Neighborhood House, Inc. on behalf of The Rochester Area Neighborhood House, Inc.

Notary Public
Acting in Oakland County, Michigan
My Commission Expires: _____

CITY OF AUBURN HILLS

By: _____
Kevin McDaniel, Mayor

By: _____
Laura Pierce, Clerk

This ARPA Subrecipient Agreement was acknowledged and executed before me this _____ day of _____, 2023 by Kevin McDaniel, Mayor of the City of Auburn Hills and Laura Pierce, Clerk of the City of Auburn Hills, on behalf of the City of Auburn Hills.

Notary Public
Acting in Oakland County, Michigan
My Commission Expires:_____

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CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JANUARY 9, 2023

AGENDA ITEM NO 9A

COMMUNITY DEVELOPMENT

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Steven J. Cohen, AICP, Director of Community Development; Shawn Keenan, AICP, City Planner
Submitted: December 22, 2022
Subject: Motion – Accepting the First, Second, and Third Quarter 2022 Monitoring Network Review Summaries of the Oakland Heights Development Landfill Reports.

INTRODUCTION AND HISTORY

Attached are the First, Second, and Third Quarter 2022 Monitoring Network Review Summaries prepared by Environmental Consulting Solutions (ECS) for the Oakland Heights Development Landfill. The monitoring network at the landfill appears to be adequate for detecting potential releases to the environment.

STATUS OF PREVIOUS ACTION ITEMS

1. The exceedances of the average daily flow rate noted in Cell F in the last several quarters have returned to acceptable levels. Mr. Moore of Republic Services indicated the primary liner for Cell F was welded to the secondary liner during the final cover construction this summer. No further investigation is warranted.

NEW ACTION ITEMS

No new items have been reported.

STAFF RECOMMENDATION

Staff recommends acceptance. Representative Andy Foerg from ECS and representatives from the Oakland Heights Development Landfill and Golder Associates Inc. are scheduled to be in attendance at the meeting should the City Council wish to discuss the summary reports.

MOTION

Move to accept the First, Second, and Third Quarter 2022 Monitoring Network Review Summaries prepared by Environmental Consulting Solutions of the Oakland Heights Development Landfill Reports.

I CONCUR:

THOMAS A. TANGHE, CITY MANAGER

May 6, 2022

Mr. Shawn Keenan
City of Auburn Hills
1827 North Squirrel Road
Auburn Hills, Michigan 48326

RE: 1st Quarter 2022 Monitoring Network Review Summary
Oakland Heights Development Landfill
ECS Project: A101-0001

Dear Mr. Keenan:

Environmental Consulting Solutions, LLC (ECS) is pleased to present the 1st Quarter 2022 (2022 Q1) Monitoring Network Review Summary for the Oakland Heights Development Landfill (OHD) in Auburn Hills, Michigan. ECS reviewed the April 25th, 2022 Golder Associates Inc. First Quarter 2022 Hydrogeologic Monitoring Report for Oakland Heights Development and provided monitoring oversight.

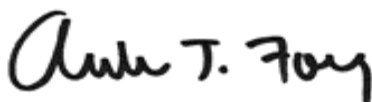
Golder Associates Inc. (Golder) of Farmington Hills, Michigan is OHD's monitoring consultant and Environmental Sampling Services Inc. (ESS) of Holly, Michigan, is the sampling contractor that performed the 2022 Q1 sampling. The following table provides a summary of our conclusions/recommendations.

Service	Notes	Conclusion
Field Observations	With the exception of minor issues, the monitoring system was in acceptable condition.	Acceptable
Groundwater Monitoring	25 confirmed statistical exceedances were reported, each of which had been addressed by previous alternate source demonstrations. Golder noted that the reported concentrations for this event are similar to recent historical results. Therefore, they concluded that the evaluations presented in the previous demonstrations are considered valid for the exceedances reported during the first quarter 2022. Two newly verified statistical exceedances were reported. ECS reviewed the Alternate Source Demonstrations (ASDs) and concurs that these exceedances do not appear to be the result of a release from the landfill.	Acceptable

Secondary Collection System Monitoring	The calculated daily average flow rate for Cell F exceeded the specified AFR of 5 g/a/d in Q1 2022. However, the flow rates for each month were lower than the previous quarter. Golder concluded that the liquids in the SCS do not appear to be related to a release from the landfill as several of the parameters had decreasing concentrations or concentrations similar to those previously observed. However, Mr. Moore of Republic Services previously indicated that this issue will be investigated in the spring of 2022.	Warrants further investigation and monitoring
Surface Water Monitoring	Surface water samples were not collected from any of the locations because they were either dry or frozen.	Acceptable
Leachate Monitoring	Golder stated that the Q1 2022 leachate samples results were typical for landfill leachate.	Acceptable

ECS is pleased to provide these services to the City of Auburn Hills. If you have any questions or desire further clarification, please contact us at (248) 763-3639.

Sincerely,
ENVIRONMENTAL CONSULTING SOLUTIONS, LLC



Andrew J. Foerg, CPG
President

cc: Glen Goestenkers – Oakland Heights Development
Mary L. Siegan, P.E. – Golder Associates Inc.
Robb Moore – Republic Services

October 18, 2022

Mr. Shawn Keenan
City of Auburn Hills
1827 North Squirrel Road
Auburn Hills, Michigan 48326

RE: 2nd Quarter 2022 Monitoring Network Review Summary
Oakland Heights Development Landfill
ECS Project: A101-0001

Dear Mr. Keenan:

Environmental Consulting Solutions, LLC (ECS) is pleased to present the 2nd Quarter 2022 (2022 Q2) Monitoring Network Review Summary for the Oakland Heights Development Landfill (OHD) in Auburn Hills, Michigan. ECS reviewed the July 26th, 2022 Golder Associates Inc. Second Quarter 2022 Hydrogeologic Monitoring Report for Oakland Heights Development and provided monitoring oversight.

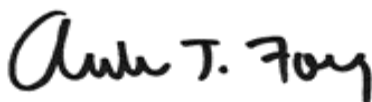
Golder Associates Inc. (Golder) of Farmington Hills, Michigan is OHD's monitoring consultant and Environmental Sampling Services Inc. (ESS) of Holly, Michigan, is the sampling contractor that performed the 2022 Q2 sampling. The following table provides a summary of our conclusions/recommendations.

Service	Notes	Conclusion
Field Observations	The monitoring system was in generally acceptable condition.	Acceptable
Groundwater Monitoring	30 confirmed statistical exceedances were reported, each of which had been addressed by previous alternate source demonstrations. Golder noted that the reported concentrations for this event are similar to recent historical results. Therefore, they concluded that the evaluations presented in the previous demonstrations are considered valid for the exceedances reported during the second quarter 2022. Three newly verified statistical exceedances were reported. ECS reviewed the Alternate Source Demonstrations (ASDs) and concurs that these exceedances do not appear to be the result of a release from the landfill.	Acceptable

Secondary Collection System Monitoring	The calculated daily average flow rate for Cell F exceeded the specified AFR of 5 g/a/d in Q2 2022. The flow rates were generally consistent with the previous quarter. Golder concluded that the liquids in the SCS do not appear to be related to a release from the landfill as several of the parameters had decreasing concentrations or concentrations similar to those previously observed. However, Mr. Moore of Republic Services previously indicated that this issue would be investigated in the spring of 2022.	Warrants further investigation and monitoring
Surface Water Monitoring	Surface water samples were not collected from any of the locations because they were dry.	Acceptable
Leachate Monitoring	Golder stated that the Q2 2022 leachate samples results were typical for landfill leachate.	Acceptable

ECS is pleased to provide these services to the City of Auburn Hills. If you have any questions or desire further clarification, please contact us at (248) 763-3639.

Sincerely,
ENVIRONMENTAL CONSULTING SOLUTIONS, LLC



Andrew J. Foerg, CPG
President

cc: Glen Goestenkers – Oakland Heights Development
Mary L. Siegan, P.E. – Golder Associates Inc.
Robb Moore – Republic Services

November 7, 2022

Mr. Shawn Keenan
City of Auburn Hills
1827 North Squirrel Road
Auburn Hills, Michigan 48326

RE: 3rd Quarter 2022 Monitoring Network Review Summary
Oakland Heights Development Landfill
ECS Project: A101-0001

Dear Mr. Keenan:

Environmental Consulting Solutions, LLC (ECS) is pleased to present the 3rd Quarter 2022 (2022 Q3) Monitoring Network Review Summary for the Oakland Heights Development Landfill (OHD) in Auburn Hills, Michigan. ECS reviewed the October 19, 2022 Golder Associates Inc. Third Quarter 2022 Hydrogeologic Monitoring Report for Oakland Heights Development and provided monitoring oversight.

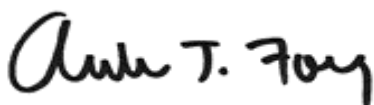
Golder Associates Inc. (Golder) of Farmington Hills, Michigan is OHD's monitoring consultant and Environmental Sampling Services Inc. (ESS) of Holly, Michigan, is the sampling contractor that performed the 2022 Q3 sampling. The following table provides a summary of our conclusions/recommendations.

Service	Notes	Conclusion
Field Observations	The condition of the monitoring system was acceptable.	Acceptable
Groundwater Monitoring	22 confirmed statistical exceedances were reported, each of which had been addressed by previous alternate source demonstrations. Golder noted that, in each case, the reported concentrations for this event are similar to recent historical results. Therefore, they concluded that the evaluations presented in the previous demonstrations are considered valid for the exceedances reported during the third quarter 2022. No new verified statistical exceedances were reported.	Acceptable

Secondary Collection System Monitoring	None of the calculated daily average flow rates exceeded the specified AFRs. Cell F had exceeded its AFR for the last several quarters. Discussions with Republic Services indicated that they welded the rest of the Cell F primary liner to the secondary liner during final cover construction this summer. This appears to have resolved the issue.	Acceptable
Surface Water Monitoring	A surface water sample was collected at location SS-5. All of the other locations were dry. The results were similar to previous results.	Acceptable
Leachate Monitoring	According to Golder, the Q3 2022 leachate samples results were typical for landfill leachate.	Acceptable

ECS is pleased to provide these services to the City of Auburn Hills. If you have any questions or desire further clarification, please contact us at (248) 763-3639.

Sincerely,
ENVIRONMENTAL CONSULTING SOLUTIONS, LLC



Andrew J. Foerg, CPG
President

cc: Glen Goestenkors – Oakland Heights Development
Mary L. Siegan, P.E. – Golder Associates Inc.
Robb Moore – Republic Services



December 15, 2022

Ms. Laura Pierce, Clerk
City of Auburn Hills
1827 N. Squirrel
Auburn Hills, MI 48326

Dear Ms. Pierce:

We are committed to keeping you and our customers informed about changes to Xfinity TV services. Accordingly, please note the changes below effective January 24, 2023. Impacted customers are being notified through bill message.

Effective January 24, 2023, the following channel changes will occur: Primo will only be available in HD; Primo HD will be added to Digital Starter and Kids & Family channel 1721. HD channels require HD Technology Fee and X1 TV Box or compatible customer owned device.

Also, pursuant to P.A. 480 of 2006, Section 9 (4), Comcast Cable's local operating entity hereby reports that Comcast does not deny access to services to any group of potential residential subscribers because of the race or income of the residents in the local area. A similar report has been filed with the Michigan Public Service Commission.

Please feel free to contact me at 248-924-4917 if you have any questions.

Sincerely,

Eric Woody
Manager of External Affairs
Comcast, Heartland Region
41112 Concept Drive
Plymouth, MI 48170

California man killed in Auburn Hills traffic crash

Auburn Hills police: Man visiting for a wedding



File photo. (Stephen Frye / MediaNews Group)

By [PEG MCNICHOL](#) | pmcnichol@medianewsgroup.com |

PUBLISHED: January 5, 2023 at 5:19 a.m. | UPDATED: January 5, 2023 at 6:56 a.m.

A 38-year-old man from California died in a car-pedestrian crash in Auburn Hills last week.

Elliott Morris, from Aptos, Calif., had been in Oakland County with his family for a wedding, according to Scott McGraw, Auburn Hills' deputy police chief.

"It's a tragedy for everyone affected," he said.

The crash happened close to 9 p.m. Wednesday, Dec. 29, on Squirrel Road at Cross Creek Parkway, near an event center. Oakland University is across the street from where the crash happened; there's no connection between the crash and the university, he said.

The driver was cited, he said, but the case has been referred to the county prosecutor's office as a standard practice. An autopsy is also under way, he said.

It's unclear why Morris was walking in the area, which McGraw described as not well-lit but near a park. The South Oakland County Crash Investigation Team is investigating the crash, he said.

Auburn Hills police responded to seven crashes involving pedestrians in 2022, including the one in which Morris was killed. It was the only fatal pedestrian crash last year.

In 2021, three pedestrians survived being hit by vehicles in unrelated crashes, he said, and 15 pedestrian crashes occurred in 2020, none of them fatal, when more people were out walking during the pandemic.

Traffic crashes involving pedestrians have been increasing over the past several years. A report released by the [Governors Highway Safety Association](#) last year documented the most pedestrian-traffic deaths in 40 years, with an estimated 7,485 people on foot killed in 2021, an average of 20 deaths every day nationwide.

In 2021, [Michigan State Police documented](#) 183 pedestrian fatalities and 1,453 pedestrian injuries from traffic crashes.

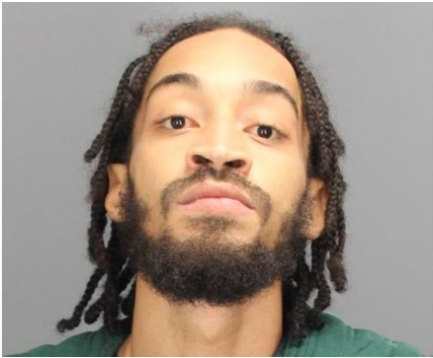
Various campaigns are underway to remind drivers to watch out for pedestrians and people on bicycles, scooters or other small devices, but McGraw said people traveling on foot can take precautions.

"The best advice I could give pedestrians is to utilize crosswalks, obey proper signals, and remain vigilant when crossing the road," he said, adding that people walking through large parking lots should also watch out for traffic.

"Additionally, wearing bright colors and reflective clothing always helps in low-light and nighttime conditions," he said.

Campbell arrested after incident at Auburn Hills hospital

Former Cass Tech star live streamed standoff with police



Jayru DeLonzo Campbell (Oakland County Sheriff's Office)

By **MATTHEW FAHR** | mfahr@medianewsgroup.com | The Oakland Press

PUBLISHED: December 28, 2022 at 2:55 p.m. | UPDATED: December 28, 2022 at 6:57 p.m.

Former Cass Tech football quarterback Jayru Campbell was arraigned at 52nd District Court in Rochester Hills on multiple charges on Wednesday morning. His bond was set at \$30,000.

Campbell was arrested in Auburn Hills after a brief Christmas Day standoff with police.

He's been charged with three counts of felony assault on a police officer, one count of fourth degree child abuse and one count each of disturbing the peace and trespassing.

The standoff unfolded in the Havenwyck Hospital, a psychiatric and substance abuse facility.

According to the Oakland County Jail website, Campbell was booked just before 11:30 p.m. on Dec. 25 after confronting police and livestreaming the incident on Facebook at around 9:30 p.m.

In the video he appears to be holding his daughter during the confrontation and was in possession of a pair of scissors.

"We don't want you to stab one of us and we can't leave and we don't want you to harm her," an Auburn Hills police officer can be heard saying to Campbell as he refused to cooperate.

"I commend the actions of our officers, who were on scene during this very dynamic situation," said Ryan Gagnon, Auburn Hills Police chief. "The officers maintained their composure and used time and space, which allowed them to de-escalate the situation and negotiate with the person."

According to court documents, he must participate in a mental health assessment, wear a tether and submit to random alcohol and drug tests.

Campbell was considered a top college football prospect coming out of Cass Tech. and was in 2014 when he was arrested for body-slammings a school security guard.

He would go on to play at Ferris State University and helped lead the team to its first national championship in 2018.

A preliminary examination has been scheduled for Jan. 17, 2023, in 52nd District Court.

Helping hands: Birmingham design firm marks 10th anniversary volunteering where it all began; WeatherGard announces \$50K charity campaign



DesignTeam Plus staff (from left): Thea Donahue, Jacob Bonacorsi, Mada Young, and Jo Alter spend the afternoon revisiting roots at Yad Ezra's greenhouse. (Photo courtesy of DesignTeam Plus)
By **KATHY BLAKE** | kblake@medianewsgroup.com | The Oakland Press
December 6, 2022 at 6:00 a.m.

Birmingham-based DesignTeam Plus celebrated their 10th anniversary by volunteering at Yad Ezra food pantry, where the firm originated. Team members had volunteered 10 years ago at Berkley-based Yad Ezra food pantry when the idea for the business sprouted.

"We've always prioritized volunteerism," said Shari Stein, co-owner of DesignTeam Plus in a press release.

"So when we thought about how to celebrate our 10th Anniversary, it made sense to go back to where we started and do what we love to do – giving back," Stein said.

As an instructor with Lawrence Technological University, Stein had brought her college and area high school students to the food pantry in 2010, to design an outdoor mural among other projects. Then, in 2012, Stein partnered with fellow LTU instructor and architect Harold Remlinger to create DesignTeam Plus and Team4Community, a service-focused subsidiary, according to the press release.

Yad Ezra hired Team4Community to do preliminary planning for a new greenhouse, and DesignTeam Plus was awarded the greenhouse design project in 2015, with construction completed in spring 2016, according to the press release.

DesignTeam Plus employees recently celebrated the firm's 10th anniversary, working in the commercial-grade greenhouse that they designed, washing and bagging fresh vegetables for food pantry clients.

For more information, visit designteamplus.com.

Farmington-based WeatherGard announces successful \$50K charity campaign

Farmington-based WeatherGard announced it has met its 2022 WeatherGard Cares charity sponsorship goal of \$50,000. Since May 25, WeatherGard has funded WG Cares by contributing \$100 per project to one of five charities as selected by each customer. The five charities are: Habitat For Humanity, the Detroit Crime Commission, Higher Hopes, Say Detroit, and Tamarack Camps, according to a press release.

"We're so pleased to have met our fundraising goal in the program's very first year," WeatherGard treasurer, Elsy BenEzra Baron, said in the press release.

WeatherGard is a manufacturer and installer of custom windows, doors, and home improvement products. For more information, visit weathergard.com.

Grace Centers of Hope announces matching donations

Pontiac-based Grace Centers of Hope announced that Auburn Hills-based Celanese Corporation will match all donations made through Dec. 14 to Grace Centers of Hope in the "I'll Be Home For Christmas" matching campaign challenge, up to \$12,500. Donations help provide food, clothing and shelter for more than 120 people currently enrolled in the nonprofit's one-year life skills programs.

For more information, visit www.gracecentersofhope.org.

Holiday activities and light displays happening in Oakland County



Holiday Walk and Winter Wonder Lights is Nov. 25-Dec. 30, at Meadow Brook Hall in Rochester. (Photo courtesy of Meadow Brook Hall)

By **KATHY BLAKE** | kblake@medianewsgroup.com | The Oakland Press

PUBLISHED: December 12, 2022 at 10:17 a.m. | UPDATED: December 13, 2022 at 2:36 p.m.

There are plenty of upcoming activities and events to ring in the holiday season, including holiday light displays, music and theater performances, and visits with Santa. For the latest information on event times and dates, check the event websites.

Auburn Hills

- Winter Solstice Lantern Walk: 5-8 p.m. Dec. 18, at Hawk Woods Park & Campground, to celebrate Winter Solstice, when days will start to get longer until Summer Solstice in June. The event features a lantern-lit trail through the woods, wreath-making, hot chocolate and coffee, and a yule ceremony at the fire, www.facebook.com/events/864277051218406.
- "The Best Holiday Show Ever": 7:05 p.m. Dec. 17 and 2:05 p.m. Dec. 18 presented by The Avondale Theatre Company at Avondale Performing Arts Center, 2800 Waukegan St., Auburn Hills, avondaletheatrecompany.ludus.com, minimum donation of \$10 for adults and \$5 for students.
- Santa's Flight Academy: Through Dec. 24, at Great Lakes Crossing Outlets in Auburn Hills, greatlakescrossingoutlets.com/pages/sfa. Photo packages start at \$39.99.

Birmingham

- The Great Decorate- Fostering Hope for the Holidays to help Metro Detroit-based foster teens in need. More than 40 downtown Birmingham businesses will deck the halls with holiday trees and creative window displays. Cast votes for favorite display by donating any amount at www.TheGreatDecorate.com through Dec. 31.

Clarkston/Independence Twp.

- Magic of Lights drive-through holiday lights display: Through Dec. 31, Pine Knob Music Theatre Parking Area, 33 Bob Seger Drive, Independence Twp. Passes must be purchased online at magicoflights.com/events/clarkston, \$20+.

Farmington/Farmington Hills

- Farmington Chorus Brightest and Best Holiday Concert: 8 p.m. Dec. 16 and 4 p.m. Dec. 17, at The Hawk – Farmington Hills Community Center, 29995 W 12 Mile Road, Farmington Hills, farmingtonchorus.com, 248-473-1850.
- A Holiday Toast: 3 p.m., Dec. 18, North Farmington High School Auditorium, 32900 W. 13 Mile Road, Farmington Hills, fcbmusic.org, free.

Holly

- HollyDazzle – A Renaissance Christmas Extravaganza: 5:30-10:30 p.m. through Dec. 31 at Michigan Renaissance Festival, 12600 Dixie Highway, Holly. HollyDazzle is a three-quarter mile outdoor trail featuring more than 1 million lights with several lighted Christmas scenes, caroling, storytelling, live Santa photo ops, games and crafts for the children, food to purchase at

Santa's Sweet Shoppe. Adults- \$21.95, children ages 5-12- \$8.95, Elf Bundle-\$21.95, (1 Adult and 1 Child) Children ages 4 and younger admitted free, free parking, purchase tickets at www.michrenfest.com.

Lake Orion/Orion Twp.

- Canterbury Village Holiday Stroll: Opens at 5 p.m. Friday to Sunday through Dec. 18, and Dec. 22-23, at Canterbury Village, 2359 Joslyn Ct., Orion Twp., featuring festive lights and a light show, choreographed to classic holiday songs, live Christmas performances and holiday scenes. Santa will be available for visits and his personal mailbox also will be available. Tickets for Holiday Stroll, which takes place rain, snow, or shine, are \$14.99 per person and must be purchased online in advance at CanterburyVillage.com. Children younger than two, active military members and veterans admitted free. Parking is \$5.

Northville

- "Tree of Teeth" Christmas Tree DMX holiday music light show is on the hour, 6-9 p.m. nightly through Jan. 6 in front of Preservation Dental, 371 E. Main St., Northville. The nearly 20-foot-tall tree is made up of over 1,000 oversized plastic white molars, with more than 1,000 twinkling lights.
- "It's a Wonderful Life: A Live Radio Play" performances through Dec. 18, at Tipping Point Theatre, 361 E. Cady St., Northville, www.tippingpointtheatre.com, \$28+.

Novi

- Santa's Flight Academy: Twelve Oaks Mall Lifestyle Café Food Court, 27500 Novi Road, Novi, reserve place online at shoptwelveoaks.com/pages/sfa, photo packages start at \$39.99.

Pontiac

- Festival of Trees: The public can vote for favorite trees through Dec. 30. Christmas trees are "adopted" and decorated at participating merchants throughout downtown Pontiac by nonprofits. The nonprofit with the most votes receives \$500, Holidayextravaganza.org.

Rochester/Rochester Hills

- Old-Fashioned Christmas: Noon-3 p.m. Dec. 17, at Rochester Hills Museum at Van Hoosen Farm, 1005 Van Hoosen Road, Rochester Hills, \$8 museum members and \$10 for non-members. Registration preferred but not required at rochesterhills.org/museum. Farm wagons transport guests to museum buildings for musical entertainment, theatre groups, railroad exhibit, crafts and snacks.
- "A Christmas Carol" performances: Through Dec. 24, Meadow Brook Theatre, 378 Meadow Brook Road, Rochester, 248-377-3300, www.mbttheatre.com. \$36+.
- Walk-up visits with Santa: Select times and dates through Dec. 24, in Festival Park at The Village of Rochester Hills Shopping Center, outdoor shopping center, 104 N Adams Road, Rochester Hills. Check website for times, no reservation needed, www.TheVORH.com. Guests are invited to bring their own cameras.
- Holiday Walk and Winter Wonder Lights: Through Dec. 30, on the campus of Oakland University, Meadow Brook Hall, 350 Estate Drive, Rochester. By day, Holiday Walk transports visitors through the historic mansion, gen. admission timed tickets are \$20 and youth tickets are \$7.50, while Winter Wonder Lights is a self-guided outdoor event featuring light displays across the grounds, 5:30 p.m.-10 p.m. most evenings through Dec. 30. Adult tickets are \$22 and youth tickets are \$12 each, www.meadowbrookholidays.com.
- The Big, Bright Light Show: 5 p.m.-midnight nightly through Jan. 21, downtown Rochester businesses holiday lighting, www.downtownrochestermi.com.

Royal Oak

- “Elf the Musical” performances: Through Dec. 18, The Baldwin Theatre, 415 South Lafayette, Royal Oak, Stagecrafters production, www.stagecrafters.org. Tickets are \$28+ on Thursdays, and \$38+ on Fridays, Saturdays, Sundays.
- Wild Lights at the Detroit Zoo: Through Jan. 8, on select weeknights and most Sundays from 5-9 p.m. Most Fridays and Saturdays, the event will take place 5-10:30 p.m., outdoor event limited to the front half of the zoo, no access to animal habitats, gen admission tickets are \$17+ each, children younger than 2 are admitted free, parking is \$8, wildlights.detroitzoo.org.

Southfield

- The annual “Holiday Sleigh of Giving”, 11 a.m.-1 p.m. Dec. 17, in front of the Southfield Public Library, (circle drive), 26300 Evergreen Road, Southfield, presented by the Southfield Police Department and Fire Department, and other community organizations. Gift bags of toys and clothing for children will be distributed to Southfield and Lathrup Village families in need, first come-first served, while supplies last.

Troy

- Santa Claus and The Grouch: Fridays, Saturdays and Sundays through Dec. 23 at Oakland Mall, 412 W. 14 Mile Road, Troy. Santa will make solo weekday appearances, Monday to Thursday, 10 a.m. to 8 p.m. First come-first served basis, no advanced registration for these events. Photo packages are available, but not required, \$12.99+, OaklandMall.com.
- Victorian Christmas: Self-guided tour of the festive grounds and historic buildings with special holiday events geared toward families. Open to visitors of all ages, 6-8 p.m. Dec. 16; 10 a.m.-4 p.m. Dec. 17 and 10 a.m.-3 p.m. Dec. 18, Troy Historic Village, 60 W. Wattles Road, Troy. Tickets are \$10/Troy Historical Society Members or \$12/Non-Members. Early online registration is encouraged, www.TroyHistoricVillage.org.
- Visits with Santa: Through Dec. 23, at Somerset Collection’s holiday castle in North Grand Court, 2800 West Big Beaver Road, Troy. Santa visits are available Monday through Saturday, 10 a.m.-6:55 p.m. and Sunday, noon-5:55 p.m. Photos with Santa are \$30 and reservations can be made at www.thesomersetcollection.com. The Children’s Only Holiday Shop is open noon to 6 p.m. through Dec. 23, on Somerset Collection North, Level 3 near Nordstrom.

Police: Small plane crashes in Auburn Hills



Auburn Hills Police Department

A small plane crashed on the Stellantis property in Auburn Hills Wednesday, Dec. 21, 2022. (Auburn Hills Police Department)

By **BRIAN JOHNSTON** | bjohnston@medianewsgroup.com | The Oakland Press

PUBLISHED: December 21, 2022 at 4:40 p.m. | UPDATED: December 21, 2022 at 4:41 p.m.

A plane crashed on the Stellantis property in Auburn Hills after the pilot experienced engine trouble, according to police.

[In a Facebook post](#), the Auburn Hills Police Department identified the pilot as a 63-year-old Detroit man.

The man was reportedly transported to the hospital for minor injuries.

There were no other occupants or vehicles involved in the crash.