



AUBURN HILLS MEETING SCHEDULE

248-370-9402 | WWW.AUBURNHILLS.ORG

JULY 2024

DAY	TITLE	TIME	LOCATION
1	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
8	Downtown Development Authority	5:30 PM	CANCELED
8	Library Board	7:00 PM	Auburn Hills Public Library 3400 Seyburn Drive
9	Tax Increment Finance Authority	4:00 PM	Council Conference Room 1827 N. Squirrel Road
10	Election Commission / Public Accuracy Test	5:30 PM	Council Chamber 1827 N. Squirrel Road
11	Zoning Board of Appeals	7:00 PM	CANCELED
15	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
16	Board of Review	11:00 AM	Administrative Conference Room 1827 N. Squirrel Road
16	Brownfield Redevelopment Authority	6:00 PM	Administrative Conference Room 1827 N. Squirrel Road
17	Planning Commission	7:00 PM	CANCELED
19	City Council Special Meeting	Noon	Department of Public Works Training Room 1500 Brown Road
31	Planning Commission Special 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 Americans 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 pleased to make the necessary arrangements. PLEASE BE ADVISED, DUE TO A LACK OF AGENDA ITEMS, SOME MEETINGS MAY BE CANCELED.



AUBURN HILLS MEETING SCHEDULE

248-370-9402 | WWW.AUBURNHILLS.ORG

AUGUST 2024

DAY	TITLE	TIME	LOCATION
6	Election Day	7:00 AM - 8:00 PM	All Polling Locations
8	Zoning Board of Appeals	7:00 PM	Council Chamber 1827 N. Squirrel Road
12	City Council Workshop	5:30 PM	Administrative Conference Room 1827 N. Squirrel Road
12	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
12	Library Board	7:00 PM	Auburn Hills Public Library 3400 Seyburn Drive
13	Tax Increment Finance Authority	4:00 PM	Administrative Conference Room 1827 N. Squirrel Road
14	Planning Commission	6:30 PM	Council Chamber 1827 N. Squirrel Road
20	Brownfield Redevelopment Authority	6:00 PM	Administrative Conference Room 1827 N. Squirrel Road
26	City Council Meeting	7:00 PM	Council Chamber 1827 N. Squirrel Road
27	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 Americans 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 pleased 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, JULY 1, 2024

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 Regular Meeting Minutes, June 17, 2024.

5. APPOINTMENTS AND PRESENTATIONS

5a. Administration of Oath to Firefighters Anne Slaughter, Jacob Fortenberry, Katherine Lajoie.

5b. Introduction of Morgan Norris, Program Coordinator.

5c. Motion - To confirm the appointment of Darlene MacMillan to the Planning Commission.

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. Public Safety Advisory Committee, May 28, 2024

7a2. Election Commission, June 12, 2024

7b. Motion – To designate July as Parks and Recreation Month.

8. UNFINISHED BUSINESS

9. NEW BUSINESS

9a. Motion – To grant Ingress/Egress/Driveway Easement to Silverman Real Estate Holdings LLC

9b. Motion - To accept the First Reading of an Ordinance to amend Subsection (a) of Section 2-205 – Purchasing Ordinance and Set for Public Hearing and Second Reading / Adoption at the Meeting of July 15, 2024.

9c. Motion – To authorize the Resolution for Prepayment of Oakland-Macomb Interceptor Drain Bonds, Series 2024.

10. COMMENTS AND MOTIONS FROM COUNCIL

11. CITY ATTORNEY REPORT

12. CITY MANAGER REPORT

13. ADJOURNMENT



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 4A

CITY COUNCIL



CITY OF AUBURN HILLS REGULAR CITY COUNCIL MEETING **DRAFT** MINUTES

JUNE 17, 2024

CALL TO ORDER & Mayor Marzolf at 7:00 PM.

PLEDGE OF ALLEGIANCE:

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

ROLL CALL: Present: Council Members Ferguson, Fletcher, Hawkins, Knight, Marzolf, and Verbeke

Absent: Council Member McDaniel

Also Present: City Manager Tanghe, Assistant City Manager Skopek, City Attorney Beckerleg, Deputy City Clerk Klassen, Chief of Police Gagnon, Fire Chief Massingill, Finance Director Schulz, DPW Director Baldante, Mgr. of Public Utilities Demand, Director of Community Development Cohen, Asst to Dir./ Construction Coord Lang, Assistant to the Manager Hagge, OHM Advisor Juidici & Driesenga

20 Guests

4. APPROVAL OF MINUTES

4a. City Council Regular Meeting Minutes, June 3, 2024.

Moved by Knight, Seconded by Verbeke.

RESOLVED: To approve the City Council Regular Meeting Minutes of June 3, 2024.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.89

Motion Carried (6 - 0)

5. APPOINTMENTS AND PRESENTATIONS

5a. Motion - To confirm the reappointment of Greg Ouellette to the Planning Commission

Moved by Hawkins, Seconded by Ferguson.

RESOLVED: To approve the reappointment of Greg Ouellette to the Planning Commission.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.90

Motion Carried (6 - 0)

5b. Motion - To confirm the reappointment of Raymond Saelens to the Planning Commission

Moved by Knight, Seconded by Fletcher.

RESOLVED: To approve the reappointment of Raymond Saelens to the Planning Commission

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.91

Motion Carried (6 - 0)

5c. Motion – Receive and accept the 2023 Financial Statements with Supplemental information and the Governance letter

Moved by Knight, Seconded by Ferguson.

RESOLVED: To receive and accept the 2023 Financial Statements with Supplemental information and the Governance letter

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.92

Motion Carried (6 - 0)

6. PUBLIC COMMENT

There was no public comment.

7. CONSENT AGENDA

7a. Board and Commission Minutes

7a1. Planning Commission, June 5, 2024

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

7b. Motion – To award contract for Woodlands Consultant Services / Site Specific, Inc.

RESOLVED: To award the contract for professional services for Woodland Consultant Services to Site Specific, Inc. and authorize the City Manager to execute the Agreement on behalf of the City. In addition, the City Clerk is authorized to amend the woodland review fees in the City's 2024 Fee Schedule effective June 21, 2024, in accordance with the new contract.

7c. Motion – To receive and file the 2023 Retirement System Annual Report.

RESOLVED: To receive and file the 2023 Retirement System Annual Report.

7d. Motion – To receive and file the encumbrance 2024 budget amendment increasing the 2024 budget for encumbered goods or services not yet received as of 12/31/2023.

RESOLVED: To receive and file the encumbrance 2024 budget amendment increasing the 2024 budget for encumbered goods or services not yet received as of 12/31/2023.

7e. Motion – To approve the MDOT Contract and Resolution for Lapeer Road Improvements.

RESOLVED: To accept the MDOT Contract and Resolution for Lapeer Road Improvements. (Attachment A)

Moved by Fletcher, Seconded by Ferguson.

RESOLVED: To approve the Consent Agenda.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.93

Motion Carried (6 - 0)

8. UNFINISHED BUSINESS

9. NEW BUSINESS

9a. Motion – To approve Special Land Use Permit, Site Plan, and Tree Removal Permit / The Learning Experience

Mr. Cohen presented the Special Land Use Permit and Tree Removal Permit for The Learning Experience, a 10,000 square-foot childcare facility located on the Five Points Community Church property. He reported that the site for this project is challenging and therefore retaining walls will be installed. He shared that traffic safety was the key concern at the Planning Commission meeting.

Mr. Juidici shared that a traffic study was conducted, and the driveway would be located to the south side of the site since the north end of the site would conflict with other driveways. He shared that the traffic plan will function appropriately when the childcare facility is operational. Approximately 55 vehicles will make the trip to and from the site during peak hours.

Mr. Lorenzo Cavaliere of Cavaliere Companies/Triangle LLC was present.

City Council Members shared that they are concerned that people would have to turn left onto Squirrel Road to enter this property and that a deceleration lane should be installed due to the speed of the traffic on southbound Squirrel Road.

Mr. Juidici shared that based on the speed limit being posted at 35mph, a deceleration lane could confuse drivers. There will be a driveway taper to help people traveling into the site.

City Council Members expressed concern about the traffic configuration and the sight limitations in this area.

Moved by Ferguson moved to accept the Planning Commission’s recommendation and approve the Special Land Use Permit, Site Plan, and Tree Removal Permit approval for The Learning Experience subject to the conditions of the City’s Administrative Review Team.

The Motion failed due to lack of support.

Moved by Hawkins, Seconded by Verbeke.

RESOLVED: To postpone until future notice.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.94

Motion Carried (6 - 0)

9b. Motion – To approve the Third Amendment to the November 2, 1994 Host Community Agreement and Development Plan / Oakland Heights Development Landfill.

Mr. Cohen presented the third amendment to the November 2, 1994 Host Community Agreement and Development Plan with Oakland Heights Development Landfill. He shared that this agreement was drafted in preparation for the closure of this development. The agreement stated that Oakland Heights Development Landfill was to install a walking trail, plantings and berms but, due to landfill gas, leachate collection and other hazardous conditions, they will compensate the city in the amount of \$582,025.00 to replace the walking trail.

City Council Members shared their concerns about the landfill being unsightly and that they would like to see wildflowers, trees or something planted in the area to make it look good.

Mr. Moore stated that he is not able to plant any vegetation on the property due to the State requirements for monitoring the landfill. He explained that once closed, the landfill can still generate gas for 20-30 years. They are required by the State to report gas levels on the landfill. He also stated that the trees they have planted are not surviving due to the plastic layer that has been laid down for the capping process. They will plant grass and will maintain the appearance.

Moved by Hawkins, Seconded by Knight.

RESOLVED: To accept the agreement between the City of Auburn Hills and Republic Services under the name of Oakland Heights Development, Inc., as expressed in the document titled Third Amendment to the November 2, 1994 Host Community Agreement and Development Plan.

**VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke
No: None**

Resolution No. 24.06.95

Motion Carried (6 - 0)

9c. Motion – To approve text amendment to Zoning Ordinance / Article IX-A. D, Downtown Districts; Section 1805. Off-Street Parking Space Layout, Standards, Construction, and Maintenance; and Section 1830. Planned Unit Development Option

Mr. Cohen presented the text amendment to the Zoning Ordinance that will address Parking Structure Standards, Off-Street Parking for New Residential Dwelling Units and an Expiration Date for PUD Projects.

Mayor Marzolf shared that this will help with any parking concerns in the downtown area.

Moved by Verbeke, Seconded by Ferguson

RESOLVED: To accept the Planning Commission's recommendation and to approve the enclosed text amendment, amending Article IX-A. D, Downtown Districts; Section 1805. Off-Street Parking Space Layout, Standards, Construction, and Maintenance; and Section 1830. Planned Unit Development Option of the Zoning Ordinance. It shall be referenced as Ordinance No. 24-939. (Attachment B)

**VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke
No: None**

Resolution No. 24.06.96

Motion Carried (6 - 0)

9d. Public Hearing/Motion to consider non-renewal of the hotel license for Hyatt Place, 1545 N. Opdyke Road.

Ms. Klassen presented Hyatt Place for non-renewal based on their lack of compliance with the City Ordinance.

Mayor Marzolf opened the Public Hearing at 8:12 PM.

Representatives of the hotel were present and shared the camera installation was scheduled within the next two days.

Chief Gagnon confirmed that the Police Department has been working with the hotels and confirmed the statement of the representatives that were present.

Mayor Marzolf closed the Public Hearing at 8:14 PM.

Moved by Verbeke, Seconded by Fletcher.

RESOLVED: To grant a thirty-day extension to Hyatt Place, 1545 N. Opdyke Road, to allow the hotel additional time to address each violation as stated in the staff reports. Further, if the violations have not been fully addressed, the hotel representative is required to report back to City Council at the July 15, 2024 City Council Meeting.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.97

Motion Carried (6 - 0)

9e. Public Hearing/Motion to consider non-renewal of the hotel license for Sonesta ES Suites, 2050 Featherstone Road.

Ms. Klassen presented Sonesta ES Suites for non-renewal based on their lack of compliance with the City Ordinance.

Mayor Marzolf opened the Public Hearing at 8:16 PM.

Michael Brown, Attorney with Carlin Edwards Brown PLLC and Michele Tomaszewski shared that they have been working on the installation of the cameras. They have experienced a delay for the outdoor cameras that required outdoor trenching and had to wait on Miss Dig. The outdoor installation should be operational tomorrow.

Chief Gagnon confirmed that the Police Department has been working with the hotels, and confirmed the statement of the representative that was present.

Mayor Marzolf closed the Public Hearing at 8:18 PM.

Moved by Verbeke, Seconded by Knight.

RESOLVED: To grant a thirty-day extension to Sonesta ES Suites, 2050 Featherstone Road, to allow the hotel additional time to address each violation as stated in the staff reports. Further, if the violations have not been fully addressed, the hotel representative is required to report back to City Council at the July 15, 2024 City Council Meeting.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.98

Motion Carried (6 - 0)

9f. Public Hearing/Motion to consider non-renewal of the hotel license for Embassy Suites, 2300 Featherstone Road.

Ms. Klassen presented Embassy Suites for non-renewal based on their lack of compliance with the City Ordinance.

Mayor Marzolf opened the Public Hearing at 8:19 PM.

Jerry Gleason and Rodney Jackson stated that there was work still needing to be done and that they would prefer a ninety-day extension. Mr. Gleason shared that they are expecting a date in July for delivery. They are in the process, of reviewing the invoice to ensure they are receiving what is needed.

Ms. Verbeke asked if the materials had been ordered and what is the expected timeframe.

Chief Gagnon confirmed that the Police Department has been working with the hotel and confirmed the statement of the representatives that were present. He stated that when operational, the front desk clerk needs to be able to visibly see the monitors. Embassy Suites has addressed the other issues, other than the cameras, and they have been cooperative.

Mayor Marzolf closed the Public Hearing at 8:23 PM.

Moved by Verbeke, Seconded by Fletcher.

RESOLVED: To grant a ninety-day extension to Embassy Suites, 2300 Featherstone Road, to allow the hotel additional time to address each violation as stated in the staff reports. Further, if the violations have not been fully addressed, the hotel representative is required to report back to City Council at the September 23, 2024 City Council Meeting.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke
No: None

Resolution No. 24.06.99

Motion Carried (6 - 0)

9g. Motion – To approve GFL Environmental USA, Inc.’s Sale of Assets to Priority Waste LLC.

Mr. Tanghe shared that GFL Environmental USA is in the process of selling their residential assets to Priority Waste. The current agreement with GFL states that they are not able to violate the contract and that City Council must grant a resolution and sign off to transfer any assets. The agreement letter has been modified to include the signature of Priority Waste to accept the agreements of the original contract between GFL and the city.

Don Barretta of GFL and Dan Venet of Priority Waste were present.

Mr. Venet shared that all the details of the current contract will be observed, and any process changes will be beneficial to the residents. He shared that the residents will not have to change what they are currently using as trash bins. On July 1, 2024 Priority Waste will begin collecting trash. He stated that the pick-up days will not change, and the services provided through GFL will not change. He stated that everything in the current contract will be honored. The residential information will be shared between GFL and Priority Waste, but the financial portion will not. Residents will be able to pay online, with a check or credit card.

Moved by Verbeke, Seconded by Knight.

RESOLVED: To approve and accept GFL Environmental USA, Inc.’s sale of assets to Priority Waste LLC subject to Priority Waste LLC signing an Agreement to assume all obligations and requirement of the December 17, 2021 contract between GFL Environmental Services, Inc. and the City of Auburn Hills with Priority Waste LLC agreeing to be bound by and comply with all of the terms and conditions of said contract. Furthermore, authorize the City Manager to execute the letter on behalf of the City upon receiving the authorized signature from Priority Waste LLC.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.100

Motion Carried (6 - 0)

9h. Motion – To approve bid award for South Blvd Water Main

Mr. Deman presented the bid award for the construction project taking place for the South Blvd water main. This installation will give the city a strong infrastructure in the south end of the city. He commented that the largest and most challenging part of this job will be the new water main connection installed under I75. He stated that any pathway that is disturbed will be replaced.

Moved by Knight, Seconded by Verbeke.

RESOLVED: To award the contracts to DVM Utilities for \$4.9M, OHM Advisors for \$320K, and G2 Consulting for \$90K. Additionally, to increase the budget in GL 592.536.971.002-SOUTHBLVDWM by \$824K to fully fund the project.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.101

Motion Carried (6 - 0)

10. COMMENTS AND MOTIONS FROM COUNCIL

Mr. Knight shared that he is pleased with the concerts in the park.

Mr. Hawkins shared that he took people downtown and they were very impressed with the downtown area.

Mayor Marzolf shared that thoughts and prayers are going out to those that were affected by the incident at the Rochester Hills Splash pad.

11. CITY ATTORNEY REPORT

12. CITY MANAGER REPORT

Mr. Tanghe shared that he is pleased to be a part of the Oakland County Mutual Aid program and the communities that serve one another in a time of need.

13. ADJOURNMENT

Moved by Verbeke, Seconded by Hawkins.

RESOLVED: To adjourn the meeting.

VOTE: Yes: Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke

No: None

Resolution No. 24.06.102

Motion Carried (6 - 0)

The meeting adjourned at 8:58 PM.

Brain W. Marzolf, Mayor

Kristine Klassen, Deputy Clerk

(ATTACHMENT A)

Resolution

Be it resolved that

Contract No. 24-5229, Control Section EDA 63112, Job Number 220938CON

With Location M-24

By and between the

Michigan Department of Transportation

and the

City of Auburn Hills

Is hereby accepted.

The following Officials are authorized to sign the said contract:

Thomas A. Tanghe, City Manager

Stephen Baldante, DPW Director

Moved by: Council Member Fletcher

Supported by: Council Member Ferguson

ADOPTED: AYES: 6 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke)

NAYES: None

Absent: 1 (McDaniel)

I hereby certify that the foregoing is a true and correct copy of the resolution made and adopted at a regular meeting of the Auburn Hills City Council, on the 17th day of June 2024.

Signed: _

Laura Pierce, City Clerk, City of Auburn Hills

(ATTACHMENT B)

CITY OF AUBURN HILLS ORDINANCE NO. 24-939

TEXT AMENDMENT TO ZONING ORDINANCE

AN ORDINANCE TO AMEND ARTICLE IX-A. D, DOWNTOWN DISTRICTS AND ARTICLE XVIII. GENERAL PROVISIONS OF THE AUBURN HILLS ZONING ORDINANCE NO. 372 ADDRESSING OFF-STREET PARKING REQUIREMENTS AND PLANNED UNIT DEVELOPMENT OPTION PLAN APPROVAL TIME FRAMES AND AMENDMENT PROCESS

THE CITY OF AUBURN HILLS ORDAINS

Section 1.

Section 907. Requirements For All Uses of Article IX-A. D, Downtown Districts, of Auburn Hills Zoning Ordinance No. 372, as amended, amend Subsection 6 to read as follows:

6. Off-Street Parking Requirements: Off-street parking shall not be required for uses other than residential units. Residential units shall provide off-street parking per the following requirements:
 - A. Studio and one-bedroom units – One (1) parking space per dwelling unit.
 - B. Two-bedroom units – One and one-half (1.5) parking spaces per dwelling unit.
 - C. Three or more-bedroom units – Two (2) parking spaces per dwelling unit.

If off-street parking is provided, it shall meet the applicable requirements of Sections 1804 and 1805. Off-street parking shall be located in the rear of the building unless the City Council, after the Planning Commission's review and recommendation, approves other locations. Municipal parking structures shall be subject to Section 905 and the provisions of Section 1805, Item 10.

Section 2.

Section 1805. Off-Street Parking Space Layout, Standards, Construction, and Maintenance of Article XVIII. General Provisions, of Auburn Hills Zoning Ordinance No. 372, as amended, amend Subsection 10 to read as follows:

10. Parking Structure. Parking decks and/or structures may be permitted to satisfy off-street parking regulations under the purview of Section 1818, Special Land Uses Permitted, with the exception that municipal parking structures shall be allowed as Principal Uses Permitted in the D, Downtown District. Parking decks and/or structures are subject to the following provisions:
 - A. The parking structure shall not exceed the maximum height of structures permitted by the zoning district in Article XVII. Schedule of Regulations, with the exception that

municipal parking structures in the D, Downtown District shall be allowed to be constructed up to four (4) stories or fifty (50) feet in height.

- B. The parking structure shall have a minimum setback from the common lot line a distance equal to the height of the structure, with the exception that municipal parking structures in the D, Downtown District may utilize a minimum front, side, and rear setback of up to zero (0) feet (zero lot line). Municipal parking structures in the D, Downtown District shall not be subject to frontage greenbelt and landscape requirements.
- C. All sides of the structure shall have a finished appearance and comply with the City's Architectural Design Policy.
- D. Lighting fixtures and equipment for a parking deck or structure shall be designed to not cause glare or illuminate adjoining properties.
- E. The parking layout (e.g., space size, maneuvering lane width, handicapped space allocation, etc.) shall meet the requirements of this Section.

Section 3.

Section 1830. Planned Unit Development Option of Article XVIII. General Provisions, of Auburn Hills Zoning Ordinance No. 372, as amended to remove the existing Subsection 7A.4d and amend the existing Subsection 7A.4e and renumber Subsection 7A.4e as Subsection 7A.4d, to read as follows:

- d. The applicant shall obtain PUD Step Two approval from the City Council within one (1) year from the date of PUD Step One approval by the City Council, or the PUD Plan approval shall expire and be null and void. However, the City Council may grant an extension for a specified period upon good cause shown if such a request is made to the City Council before the expiration of the initial period.

Section 4.

Section 1830. Planned Unit Development Option of Article XVIII. General Provisions, of Auburn Hills Zoning Ordinance No. 372, as amended, amend Subsection 7B.3 to read as follows:

- 3. Construction shall commence within one (1) year from the date of PUD Step Two approval by the City Council and shall proceed substantially in conformance with the construction schedule set forth by the applicant and approved by the City Council in the Development Agreement. If construction has not commenced within one (1) year from the date of PUD Step Two approval by the City Council, approval of the PUD Plan shall expire and be null and void. However, an extension for a specified period may be granted by the City Council upon good cause shown if such a request is made to the City Council before the expiration of the initial period.

The applicant shall have eighteen (18) months from the commencement of construction to complete the overall development proposed within the PUD Plan. The City Council may authorize a greater time period than eighteen (18) months to complete a PUD Plan at its discretion upon request of the applicant at the time of PUD Step Two approval, as documented in the Development Agreement. The City Council may consider the project's scale, construction complexity, or other contributing factors when authorizing a construction time

period greater than eighteen (18) months in length. If the PUD Plan is not completed within eighteen (18) months or the extended time frame authorized by the City Council, the City Council may terminate the PUD Plan approval after a public hearing. However, an extension for a specified period may be granted by the City Council upon good cause shown if such a request is made to the City Council prior to the expiration of the initial period.

If the City Council terminates the PUD Plan approval after construction commences, then the applicant shall, at its own cost, remove all incomplete structures and foundations from the site and restore the site as directed by staff in accordance with City Ordinances. If the applicant fails to restore the site as directed, then the City Manager or their designee shall be authorized to take any reasonable action to enforce the City Council's order, including but not limited to legal action, invoicing the applicant for work performed by the City that the applicant fails to complete and to place a lien against the property if the applicant does not pay such costs incurred by the City.

Section 5.

Section 1830. Planned Unit Development Option of Article XVIII. General Provisions, of Auburn Hills Zoning Ordinance No. 372, as amended, amend Subsection 10 to read as follows:

10. Amendments to the City-Approved PUD Plan.

The applicant may request modifications to the City-Approved PUD plan as follows:

- a. The Director of Community Development may approve minor modifications to the City-Approved PUD Plan that do not:
 - i. materially change the parking layout or;
 - ii. materially increase the total square footage or density of the proposed buildings.
- b. The minor modifications proposed by the applicant pursuant to this subsection shall be consistent with the City-Approved PUD Plan and Approval Requirements and shall not adversely affect the character or quality of the development.
- c. Modifications to the City-Approved PUD Plan that the Director of Community Development, in their sole discretion, deems material shall be reviewed for approval by the City Council.

Section 6. Repealer.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 7. Severability.

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

Section 8. Savings.

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

Section 9. Effective Date.

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

Section 10. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Auburn Hills at a meeting thereof duly called and held on the 18th day of March and ordered to be given publication in a manner prescribed by the Charter of the City of Auburn Hills.

AYES:	6 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, Verbeke)
NAYES:	None
ABSTENTIONS:	None
ABSENT:	None

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified Clerk of the City of Auburn Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance No. 24-939 adopted by the Auburn Hills City Council on the 17th day of June, 2024 the original of which is in my office.

Brian W. Marzolf, Mayor

Laura M. Pierce, City Clerk



CITY OF AUBURN HILLS

CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 5C

COMMUNITY DEVELOPMENT

To: Mayor and City Council
From: Brian Marzolf, Mayor; Steven J. Cohen, AICP, Director of Community Development
Submitted: June 24, 2024
Subject: Motion - To confirm the appointment of Darlene MacMillan to the Planning Commission

INTRODUCTION

After consulting with Mr. Cohen, I recommend that Darlene MacMillan be appointed to the Planning Commission. Ms. MacMillan has resided in Pontiac Township/Auburn Hills for 45 years, is a military veteran, and is an active volunteer with the City and several organizations within the community. This appointment replaces Chauncey Hitchcock, who elected not to seek another term after serving on the Planning Commission for 19 years.

Name	Commission	Past Experience on the Commission	Service Years on the Commission	Term Ending
Darlene MacMillan	Planning Commission	N/A	N/A	7-31-2027

MOTION

Move to confirm the appointment of Darlene MacMillan to the Planning Commission for a three-year term ending on July 31, 2027.



www.auburnhills.org/cityboards

Darlene M MacMillan 6-14-24



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 7A1

PUBLIC SAFETY ADVISORY COMMITTEE

"Not yet approved"

CITY OF AUBURN HILLS

PUBLIC SAFETY ADVISORY COMMISSION MEETING

May 28th, 2024

CALL TO ORDER: Chairman Moniz called the meeting to order at 5:00 p.m.

ROLL CALL: Mr. Jay Boelter, Present
Mr. Donearl Johnson, Present
Ms. Gail Cartwright, Present
Mr. Eugene Hawkins, Not Present
Mr. Ron Moniz, Present

Also, Present: Chief Ryan Gagnon, Police Department
Lt. Michelle Hesse, Police Department
Chief Adam Massingill, Fire Department
Assistant Chief Trevin Robinson, Fire Department
Admin Officer, Owen Milks Fire Department
Clerk Tom Tinari, Police Department

LOCATION: Public Safety Community Room.

APPROVAL OF MINUTES BOELTER moved to approve the minutes from March 5th, 2024 with the correction of a title of "OLD BUSINESS" to "UNFINISHED BUISNESS".

Supported by CARTWRIGHT.

VOTE: Yes: All
No: None

Motion carried (4-0)

ADDITIONS TO THE AGENDA:

None

COMMUNICATIONS (PERSONS WISHING TO BE HEARD)

None

UNFINISHED BUSINESS

None

NEW BUSINESS

a. Fire Department Stations 1-3 Bid Document/Construction Management.

- I. In 2022 the determination was made to modernize the Fire Stations.
- II. Budgeted in 2024 is funding for the modernization of Stations 1 and 3.
- III. Redstone Architects secured the public bid and have completed the design proposal.
- IV. The total cost of the renovations is \$2,480,000 which \$980,000 of that came from congressional directed grant funds.
- V. City Staff recommends continuing with Redstone to create bid documents for the modernization project and selecting a contractor to complete the proposed project.
- VI. Redstone has quoted the city \$93,150. The timeline expected to complete both fire stations is 15 months.

Discussion with questions and answers ensued regarding grant money, keeping construction within the footprint of the current buildings, bed space, unisex bathrooms and the parking of emergency vehicles in the new buildings.

Motion JOHNSON moved to support the request that City Council award a contract to Redstone Architects for an amount not to exceed \$93,150 for bidding assistance and construction phase services for the modernization of Fire Stations 1 and 3.

Supported by BOELTER.

VOTE: Yes: All
No: None

Motion carried (4-0)

a. Fire Department Blue Card Command Training Center

- I. Currently, due to the cost of the three-day certification course and the overtime to attend or backfill these sessions, the AHFD has only been able to send our command staff officers to the three-day lab session to become fully certified.

II. In many cases, our non-certified personnel may be the initial incident commander on scene and required to make decisions about resources, operational strategies, and tactical assignments in the critical early stages of an incident.

III. The Blue Card Hazard Management system offers a Command Training Center (CTC) that if purchased, would allow the AHFD to perform the three-day hands-on certification lab within our department.

IV. B-Shifter is the single source vendor of the Blue Card CTC and can be purchased at a cost of \$18,300 which includes the following items:

- 8 iPad pros or 8 MacBook Air computers.
- 8 Digital combustion software licenses.
- Passport tags, MAYDAY cards, and 2 white accountability boards.
- 2-year extended warranty

Discussion with questions and answers ensued regarding proprietary to Apple products only, the warranty length and what it encompasses, transferable certifications, and how the scenarios work.

Motion CARTWRIGHT moved to support request for City Council to approve the purchase of a Blue Card Hazard Zone Management Command Training Center from B-Shifter for an amount not to exceed \$18,300.

Supported by Boelter.

VOTE: Yes: All
No: None

Motion carried (4-0)

REPORTS FROM THE DEPARTMENTS

- a. **Police Department Report.** Police Chief Ryan Gagnon presented the Police Departments Monthly Reports.

Discussion with questions and answers ensued regarding AXON going live, importance of getting back to a Directed Patrol program, traffic enforcement, and hiring.

- a. **Fire Department Report.** Fire Chief Adam Massingill presented the Fire Departments Monthly Reports.

Discussion with questions and answers about the completed collective bargaining agreement, multiple grants for equipment and money in progress, staffing shortcomings with hopeful new hires in backgrounds, and where personnel will work during the construction period.

Motion BOELTER motioned to adjourn the meeting.

Supported by CARTWRIGHT.

VOTE: Yes: All
No: None

Motion carried (4-0)

ADJOURNMENT 6:20 p.m.

Respectfully Submitted,
Tom Tinari
Police Department Clerk



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 7A2

ELECTION COMMISSION



ELECTION COMMISSION MEETING
June 12, 2024, 5:30 PM
City Hall, Admin Conference Room
1827 N. Squirrel Road, Auburn Hills MI 48326

DRAFT MINUTES

1. CALL TO ORDER

The Clerk called the meeting to order at 5:35 PM.

2. ROLL CALL

Present: Timothy Carrier
Rolanda Peet
Laura Pierce

Absent: None

3. APPROVAL OF THE MINUTES

3a. Minutes of February 1, 2024

MOTION by Carrier, seconded by Peet:

RESOLVED: To approve the minutes of February 1, 2024 as presented.

VOTE: Yes: All

No: None

MOTION CARRIED (3 - 0)

4. NEW BUSINESS

4a. Review List of Precincts

MOTION by Carrier, seconded by Peet:

RESOLVED: To approve the list of precincts for the August 6, 2024 Primary Election including Precincts 1 through 9, Absentee Voter Counting Board and Early Voting.

VOTE: Yes: All

No: None

MOTION CARRIED (3 - 0)

4b. Approval of Ballot Styles

MOTION by Peet, seconded by Carrier:

RESOLVED: To approve the ballot styles for Precincts 1 through 9 for the August 6, 2024 Primary Election.

VOTE: Yes: All

No: None

MOTION CARRIED (3 - 0)

4c. Selection of Precincts for Public Accuracy Test

MOTION by Carrier, seconded by Peet:

RESOLVED: To test the following precincts at the Public Accuracy Test held at 5:30 PM on July 10, 2024: Precinct 3, 9, AV 3 and the Early Voting Tabulator.

VOTE: Yes: All

No: None

MOTION CARRIED (3 - 0)

5. OTHER ITEMS

5a. Next meeting: July 10, 2024 at 5:30 PM for the purpose of conducting the Public Accuracy Test and approving the list of Election Inspectors.

Ms. Pierce presented an update on the early voting turnout from the February election.

Ms. Pierce explained that early processing and tabulating of absent voter (AV) ballots is now allowed under Michigan Election Law. The processing and tabulating of AV ballots, by an AV Counting Board, can be done on any of the eight days prior to election day. She noted that if a significant number of ballots are not received by the date selected, the early processing date will be cancelled, and all AV ballots will be processed by the AV Counting Board on election day. She stated that the Election Commission must adopt a resolution to allow this at the upcoming August election.

MOTION by Peet, seconded by Carrier:

RESOLVED: To approve the early processing and tabulation of AV ballots at the date set by the City Clerk for the August 6, 2024 Primary Election.

VOTE: Yes: All

No: None

MOTION CARRIED (3 - 0)

6. PUBLIC COMMENT

None

7. ADJOURNMENT

The meeting adjourned at 5:47 PM.



RESOLUTION DESIGNATING JULY AS PARK AND RECREATION MONTH

At a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held in City Council Chambers at 1827 N. Squirrel Road, Auburn Hills, MI 48326 at 7:00 p.m., on the ____ day of ____, 2024.

The following resolution was offered by Council Member ____ and seconded by Council Member ____:

WHEREAS parks and recreation is an integral part of the communities throughout this country, including the City of Auburn Hills; and

WHEREAS parks and recreation promotes health and wellness, improving the physical and mental health of people who live near parks; and

WHEREAS parks and recreation promotes time spent in nature, which positively impacts mental health by increasing cognitive performance and well-being and alleviating illnesses such as depression, attention deficit disorders, and Alzheimer's, and

WHEREAS parks and recreation encourage physical activities by providing space for popular sports and hiking trails. Swimming pools, and many other activities designed to promote active lifestyles; and

WHEREAS parks and recreation is a leading provider of healthy meals, nutrition services, and education; and

WHEREAS park and recreation programming and education activities, such as out-of-school time programming, youth sports and environmental education, are critical to childhood development and

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

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

WHEREAS park and recreation is essential and adaptable infrastructure that makes our communities resilient in the face of natural disasters and climate change; and

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

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

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

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

AYES:

NAYES:

ABSENT:

ABSTENTIONS:

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 ____ day of ____, 2024.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this ____ day of ____, 2024.

Laura M. Pierce, City Clerk



CITY OF AUBURN HILLS CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

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
Submitted: June 24, 2024
Subject: Motion – To Grant Ingress/Egress/Driveway Easement to Silverman Real Estate Holdings LLC

INTRODUCTION

Silverman Real Estate Holdings LLC (SREH) requests that the City Council grant the enclosed non-exclusive ingress/egress/driveway easement to allow vehicular access to Sidwell No. 14-06-253-012 within the City-owned Morris Avenue right-of-way. The SREH parcel (blue) is currently without vehicular access and, thus, undevelopable. A similar driveway easement was granted by the City Council on October 20, 2008, to 890 Alberta Street (red), which is directly south of the SREH parcel. The SREH intends to sell its parcel to allow one single-family home to be constructed.

It is noted that SREH or their successors, assigns, and subsequent purchasers or lessees shall be solely responsible for installing and maintaining a 20-foot-wide asphalt or cement driveway per City standards over the approximate location of the existing gravel driveway within the proposed easement. Thus, once installed, the owner of 890 Alberta Street will not be required to share the responsibility and costs of maintaining the driveway, which includes snow removal, with the SREH property.



Location Map

HISTORY

On October 20, 2008, the City Council granted a similar driveway easement to the property south of the SREH property to solve a problem that resident David Peddle discovered after he moved into his home at 890 Alberta Street. Due to steep grades and the position of his house on his parcel, vehicular access to his property had historically been provided via the adjacent City-owned Morris Avenue right-of-way, which is located immediately west of Mr. Peddle's property. At the time, Mr. Peddle expressed concern about having difficulty refinancing or selling his home since vehicular access was not provided on his property. Mr. Peddle approached City staff in July 2008 with a request to vacate the right-of-way, but staff recommended against such action since it would landlock the property the City obtained in the early 2000s from the Silverman Company, located northwest of the parcel.

Staff suggested, and the City Council approved, a driveway easement similar to what is now being requested by SREH to resolve Mr. Peddle's concern. In general, the City's easement agreement with Mr. Peddle explained that the City was granting him a non-exclusive easement. The non-exclusive easement meant that Mr. Peddle would be allowed to construct a driveway on the City's property, with the City maintaining ownership. The easement agreement stated that the City's future use of the land was not restricted, provided driveway access to Mr. Peddle's property from Alberta Street was not impeded.

Mr. Peddle is currently responsible for maintaining the driveway on the City's property. As stated previously in this report, under this new easement agreement between the City and SREH, Mr. Peddle would not be responsible for maintaining the newly constructed driveway, including snow removal, once installed by SREH or their successors, assigns, and subsequent purchasers or lessees.



Photo of the existing gravel driveway within the City's Morris Avenue right-of-way viewed from Alberta Street that currently provides vehicular access to 890 Alberta Street (June 2024)

STAFF OBSERVATIONS OF THE PROPERTY

SREH has indicated that it plans to sell the land to a prospective purchaser who intends to construct a new single-family home. Although no proposal to build a house on the property has been made yet, after staff visited the location, it appears that, based on the land's topography, there are practical limits to the future development site.

The land drops off approximately 18 feet from south to north. The newly installed driveway likely will end in the area shown in the diagram below unless significant fill is provided. Thus, the newly installed driveway would most likely extend an additional 70 to 100 feet to the north from the terminus of the existing gravel driveway. The site conditions would appear conducive to the future home being developed with a walk-out basement with the rear facing north or northeast.



Existing topography of SREH property and surrounding land

STAFF RECOMMENDATION

Staff recommends that the City Council grant the Ingress/Egress/Driveway Easement to SREH subject to the following conditions:

1. One (1) single-family home may be constructed on the SREH parcel (Sidwell No. 14-06-253-012).

STAFF RECOMMENDATION (cont.)

2. SREH or their successors, assigns, and subsequent purchasers or lessees shall be responsible for surveying the limits of the Morris Avenue right-of-way, along with the location of the proposed paved driveway, before the City approves of the Building Permit and installation of the said driveway so that location can be visually confirmed in the field by City staff.
3. SREH or their successors, assigns, and subsequent purchasers or lessees shall coordinate and cooperate with City staff at the time of the new paved driveway's installation to ensure that adequate space/clearance is provided to allow the depth of a passenger vehicle to be parked in the driveway at 890 Alberta Street (west of the property's garage), as determined by City staff, as said driveway is partially located within the Morris Avenue right-of-way today. An adjustment may include narrowing the proposed SREH paved driveway in the location of the existing garage driveway at 890 Alberta Street as determined necessary and appropriate by City staff upon field observation.



Google bird's eye photo looking east at the garage at 890 Alberta Street



Photos viewed looking south (left) and north (right) of the existing cement driveway to the garage at 890 Alberta Street (June 2024)

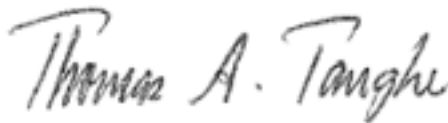
STAFF RECOMMENDATION (cont.)

4. Easement documents for utilities to be located within the Morris Avenue right-of-way between the SREH parcel and Alberta Street shall be drafted by OHM Advisors and authorized to be granted by the City Manager or their designee at the time of Building Permit issuance for the single-family home to be constructed on the SREH parcel.
5. The proposed paved driveway and associated utilities shall be installed within the Morris Avenue right-of-way concurrently with the construction of the one single-family home on the SREH parcel.
6. SREH or their successors, assigns, and subsequent purchasers or lessees shall be solely responsible for installing and maintaining a 20-foot-wide asphalt or cement driveway per City standards over the approximate location of the existing gravel driveway within the proposed easement. Once installed, the owner of 890 Alberta Street shall not be required to share the responsibility and costs of maintaining the newly constructed driveway, which includes snow removal, with the SREH parcel.
7. Tree and vegetation clearing shall not be permitted on the SREH parcel until the City issues a Building Permit for the single-family home to be built on said property.

RECOMMENDED ACTION

Move to grant the enclosed Ingress/Egress/Driveway Easement to Silverman Real Estate Holdings LLC to provide vehicular ingress and egress to and from Sidwell No. 14-06-253-012 and Alberta Street, within the Morris Avenue right-of-way, subject to the additional conditions outlined in Mr. Cohen's staff report.

I CONCUR:



THOMAS A. TANGHE, CITY MANAGER

DRAFT

6-14-24

INGRESS/EGRESS/DRIVEWAY EASEMENT AGREEMENT

This Ingress/Egress/Driveway Easement Agreement, made and entered into this ____ day of July, 2024, by and between the **City of Auburn Hills**, a Michigan municipal corporation, whose address is 1827 North Squirrel Road, Auburn Hills, MI 48326, hereinafter referred to as the "City", and **Silverman Real Estate Holdings LLC**, a Michigan limited liability company, whose address is 121 W. Long Lake Road, Suite 190, Bloomfield Hills, MI 48304, hereinafter referred to as "SREH".

WHEREAS, SREH is the owner of the property having a Tax Parcel ID No. of 14-06-253-012, and hereinafter referred to as the "SREH Property"; and

WHEREAS, the City is the owner of a 30.02 feet wide by 300 feet long parcel of property, which is immediately to the west of and adjacent to the SREH Property, said property being referred to as the "City Property"; and

WHEREAS, the City is agreeable to granting a non-exclusive ingress/egress/driveway easement over the City Property to provide ingress and egress to and from the SREH Property and Alberta Street and the City is agreeable to allowing SREH to construct and locate a paved driveway on the City Property for the purpose of providing ingress and egress to and from the SREH Property, 890 Alberta Street Property, and Alberta Street; and

WHEREAS, the parties are desirous of entering into this Ingress/Egress/Driveway Easement Agreement to set forth the parties' rights, obligations, and responsibilities with respect thereto.

THEREFORE, for and in consideration of One Dollar (\$1.00), the receipt and sufficiency of which is hereby acknowledged, with this Agreement being exempt from transfer taxes, pursuant to MCL 207.505(a) and MCL 207.526(a), it is hereby agreed as follows:

1. The City hereby grants to SREH a non-exclusive easement across a portion of the City Property for the purpose of providing vehicular ingress and egress to and from the SREH Property and Alberta Street, with the SREH Property being more fully described and set forth in the attached and incorporated Exhibit A and the non-exclusive easement for vehicular ingress and egress to and from the SREH Property and Alberta Street being more fully described and set forth in the attached and incorporated Exhibit B, said easement being hereinafter referred to as the "Easement". SREH acknowledges and agrees that the City in 2008 granted an easement to the owners of the property at 890 Alberta Street to use a portion of the City Property for ingress and egress to and from the property at 890 Alberta Street and Alberta Street and that

easement is still valid and existing and SREH acknowledges and agrees that the owners, occupants, and visitors of 890 Alberta Street shall be permitted to use the City Property including the paved driveway installed by SREH thereon for purposes of ingress and egress to and from the property at 890 Alberta Street and Alberta Street.

2. The City will permit SREH, at SREH's own cost, to construct a 20-foot-wide paved driveway on the Easement at a location to be agreed to by the parties with said driveway to be of a design, dimension, size, and materials approved by the City, in its sole discretion, to allow vehicular ingress and egress to and from the SREH Property, 890 Alberta Street Property, and Alberta Street. Material of the paved driveway shall be asphalt or concrete in accordance with City Standards (3" HMA over 8" aggregate or 6" concrete over approved base). Prior to constructing the paved driveway on the Easement, SREH shall apply for, pay for, and obtain all required City and other governmental permits and approvals, including, but not limited to, building permits, grading permits, and all required inspections.
3. SREH shall be solely responsible for the maintenance and repair of the paved driveway located on the Easement, as well as solely responsible for snow removal from the driveway. SREH shall be solely responsible for all costs associated with the maintenance, repair, and snow removal of the driveway. SREH shall keep the driveway at all times in good repair and in a condition satisfactory to the City.
4. The Easement being granted by the City to SREH on the City Property for vehicular ingress and egress is a non-exclusive easement, and the City and/or its contractors, employees, agents, and/or invitees shall have the right to, at any time, use the City Property, including the Easement and driveway located thereon, for the purpose of accessing other property owned by the City and/or others from Alberta Street. At no time shall SREH interfere with, impair, negatively impact and/or prevent the owners, occupants, and visitors of the 890 Alberta Street Property and the City and/or its contractors, employees, agents, and/or invitees from using the City Property, including the easement and driveway located therein for the aforementioned ingress and egress and/or for any other purpose permitted by law or existing easements.
5. Despite granting the non-exclusive easement to SREH for ingress and egress and for the installation of a driveway on the Easement on the City Property, the City remains the owner of the City Property, and the City shall be permitted to use the City Property for any purpose permitted by law, including, but not limited to the installation of utilities and other items by the City provided that said activities do not prevent SREH from utilizing the Easement for vehicular ingress and egress to and from the SREH Property and Alberta Street. The City shall have the power and authority to sell the City Property, subject to the Easement granted to SREH.
6. SREH shall not at any time erect, construct, and/or locate any structures, buildings, fences, encroachments, encumbrances, and/or any other items other than the City-approved driveway on the Easement.

7. This Ingress/Egress/Driveway Easement Agreement shall be recorded with the Oakland County Register of Deeds and shall be binding upon the parties and their successors, assigns, and subsequent purchasers or lessees and shall run with the City Property and the SREH Property. SREH agrees to notify any subsequent purchasers of the SREH Property of this Ingress/Egress/Driveway Easement Agreement.

CITY SIGNATURE PAGE
TO
INGRESS/EGRESS/DRIVEWAY EASEMENT AGREEMENT

WITNESSES:

CITY

City of Auburn Hills,
a Michigan municipal corporation

By: Brian Marzolf
Its: Mayor

By: Laura M. Pierce
Its: Clerk

STATE OF MICHIGAN)
)SS
COUNTY OF OAKLAND)

The foregoing Ingress/Egress/Driveway Easement Agreement was acknowledged before me this _____ day of July, 2024, by Brian Marzolf, the City of Auburn Hills Mayor, and Laura M. Pierce, the City of Auburn Hills Clerk, for and on behalf of the City of Auburn Hills.

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

SREH SIGNATURE PAGE
TO
INGRESS/EGRESS/DRIVEWAY EASEMENT AGREEMENT

WITNESSES:

SREH

Silverman Real Estate Holdings LLC,
a Michigan limited liability company

By: _____

Its: _____

STATE OF MICHIGAN)
)SS
COUNTY OF OAKLAND)

The foregoing Ingress/Egress/Driveway Easement Agreement was acknowledged before me this _____ day of July, 2024, by _____, the _____ of Silverman Real Estate Holdings LLC, a Michigan limited liability company, for and on behalf of the company.

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

Drafted By:

Scott I. Mirkes, Esq.
Jackier Gould
121 W. Long Lake Road, Suite 200
Bloomfield Hills, MI 48304

When Recorded Return To:

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

EXHIBIT A

SREH PROPERTY

Land situated in the City of Auburn Hills, County of Oakland, State of Michigan, being more particularly described as follows:

Lots 62 and 63, LAKE ANGELUS GARDENS, according to the Plat thereof, as recorded in Liber 47 of Plats, Page 32, Oakland County Records

Commonly known as: Vacant Land
Tax Parcel No: 14-06-253-012

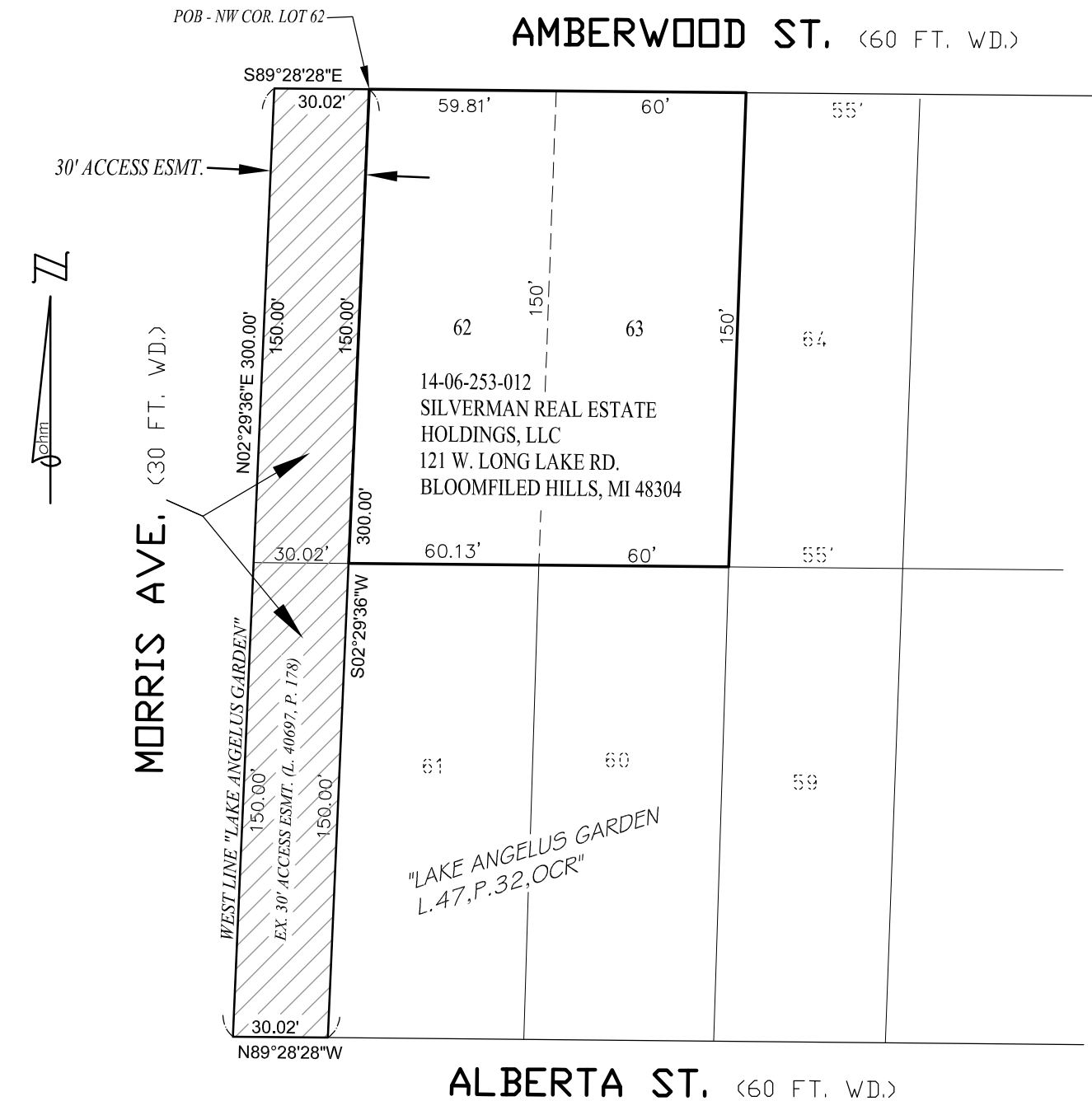
EXHIBIT B

INGRESS/EGRESS/DRIVEWAY EASEMENT

[Insert Legal Description and Sketch]


DRIVEWAY ACCESS EASEMENT SKETCH & DESCRIPTION

EXHIBIT B



DRIVEWAY ACCESS EASEMENT

A 30 foot wide easement for driveway access, being part of the NE 1/4 of Section 6, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, described as follows:
Beginning at the NW corner of Lot 62 of "Lake Angelus Gardens", as recorded in Liber 47 of Plats, Page 32, Oakland County Records, Oakland County, Michigan; thence S 02°29'36" W 300.00 feet along the West line of Lots 61 and 62 of said "Lake Angelus Gardens"; thence N 89°28'28" W 30.02 feet; thence N 02°29'36" E 300.00 feet along the West line of said "Lake Angelus Gardens"; thence S 89°28'28" E 30.02 feet to the Point of Beginning.
Contains 9,001 square feet or 0.207 acres of land. Subject to all easements and restrictions of record, if any.

<div>DRIVEWAY ACCESS EASEMENT</div> <div>PART OF THE NE 1/4 OF SECTION 6</div> <div>T.3N., R.10E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN</div> <div>PARCEL ID# 14-06-253-012</div>			<div>SCALE</div> <div>H: 1"=50'</div>	<div></div>
			<div>SHEET</div> <div>6</div> <div>OF 6</div>	
<div>DATE:</div> <div>06-18-2024</div>	<div>CLIENT:</div> <div>CITY OF AUBURN HILLS</div>	<div>JOB #</div> <div>0120-24-0231</div>		
<div>34000 Plymouth Road Livonia, MI 48150 P (734) 522-6711 F (734) 522-6427 WWW.OHM-ADVISORS.COM</div>				
<div>COPYRIGHT 2024 OHM ALL DRAWINGS AND WRITTEN MATERIALS APPEARING HEREIN CONSTITUTE THE ORIGINAL AND UNPUBLISHED WORK OF OHM AND THE SAME MAY NOT BE DUPLICATED, DISTRIBUTED, OR DISCLOSED WITHOUT PRIOR WRITTEN CONSENT OF OHM</div>				

Auburn Hills:
Silverman Parcels
14-06-253-012
14-06-253-013
14-06-251-008
14-06-251-012
14-06-251-013



EXCERPT

The City of Auburn Hills
Regular City Council Meeting ❖ 7:00 p.m.

October 20, 2008

CALL TO ORDER: by Mayor McDonald at 7:00 p.m.
LOCATION: City Council Chamber, 1827 N. Squirrel Road, Auburn Hills MI 48326
Present: Mayor McDonald, Mayor Pro Tem Edwards, Council Members Hammond, Kittle, Knight, McDaniel, Newkirk
Absent: None
Also Present: Assistant City Manager Walterhouse, Assistant City Manager Tanghe, Police Chief Olko, DPW Deputy Director Grice, Senior Director Adcock, IT Manager Leix, Manager of Public Utilities Harran, City Attorney Beckerleg, City Engineer Stevens, City Treasurer Valko, City Assessor Bennett, Finance Director Barnes, Director of Community Development Cohen, Recreation Director Marzolf
26 Guests

7b. Motion – Grant Ingress/Egress/Driveway Easement to David Peddle, 890 Alberta Avenue.

After discussion, it was stated, in the agreement, paragraphs 4 and 6 allows the city access to the property, if needed and paragraph 7 states the agreement shall be binding upon the parties and their successors.

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

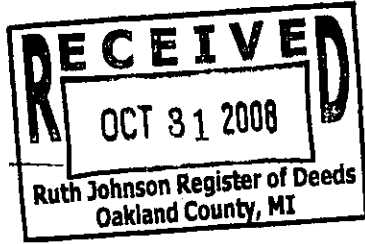
Resolved: To grant an Ingress/Egress/Driveway Easement to David Peddle, 890 Alberta Avenue.

VOTE: Yes: Edwards, Hammond, Knight, McDaniel, McDonald, Newkirk

No: Kittle

Motion carried (6-1)

RESOLUTION NO. 08.10.148



195216
 LIBER 40697 PAGE 178
 \$22.00 MISC RECORDING
 \$4.00 REMONUMENTATION
 11/04/2008 09:44:41 A.M. RECEIPT# 92518
 PAID RECORDED - OAKLAND COUNTY
 RUTH JOHNSON, CLERK/REGISTER OF DEEDS

INGRESS/EGRESS/DRIVEWAY EASEMENT AGREEMENT

This Ingress/Egress/Driveway Easement Agreement, made and entered into this 20th day OCTOBER, 2008, by and between the City of Auburn Hills, a Michigan municipal corporation, whose address is 1827 North Squirrel Road, Auburn Hills, MI 48326, hereinafter referred to as the "City," and David Peddle, whose address is 890 Alberta Avenue, Auburn Hills, MI 48326, hereinafter referred to as "Peddle";

WHEREAS, Peddle is the owner of the property and residence located at 890 Alberta Avenue, Auburn Hills, MI 48326, said property having tax identification number 02-14-06-253-002, and hereinafter referred to as the "Peddle property"; and

WHEREAS, the City is the owner of a 30.02 feet wide by 150 feet long parcel of property, which is immediately to the west of and adjacent to the Peddle property, said property being hereinafter referred to as the "City property"; and

WHEREAS, the City is agreeable to granting an ingress/egress/driveway easement over the City's property to provide ingress and egress to and from the Peddle property and Alberta Avenue and the City is agreeable to allowing Peddle to construct and locate a driveway on the City property for the purpose of providing ingress and egress to and from the Peddle property and Albert Drive; and

WHEREAS, the parties are desirous of entering into this Ingress/Egress/Driveway Easement Agreement to set forth the parties' rights, obligations, and responsibilities with respect thereto.

THEREFORE, for and in consideration of One (\$1.00) Dollar, the receipt and sufficiency of which is hereby acknowledged, with this Agreement being exempt from transfer taxes, pursuant to MCL 207.505(a) and MCL 207.526(a), it is hereby agreed as follows:

1. The City hereby grants to Peddle a non-exclusive easement across a portion of the City's property for the purpose of providing vehicular ingress and egress to and from the Peddle property and Alberta Avenue, with the Peddle property being more fully described and set forth in the attached and incorporated Exhibit A and the non-exclusive easement for vehicular ingress and egress to and from the Peddle property and Alberta Avenue being more fully described and set forth in the attached and incorporated Exhibit B, said easement being hereinafter referred to as the "easement".
2. Auburn Hills will permit Peddle, at Peddle's own cost, to construct a driveway on the easement at a location to be agreed to by the parties with said driveway to be of a design, dimension, size and materials approved by the City, in its sole discretion, with the driveway to be of a size sufficient to allow vehicular ingress and egress to and from the Peddle property and Alberta Avenue. Prior to constructing the driveway on the easement, Peddle shall apply for, pay for and obtain all required City

5P
R

O.K. - A.N.

and other governmental permits and approvals, including, but not limited to, building permits, grading permits and all required inspections.

3. Peddle shall be responsible for the maintenance and repair of the driveway located on the easement, as well as responsible for snow removal from the driveway. Peddle shall be solely responsible for all costs associated with the maintenance, repair and snow removal of the driveway. Peddle shall keep the driveway at all times in good repair and in a condition satisfactory to the City.

4. The easement being granted by the City to Peddle on the City's property for vehicular ingress and egress is a non-exclusive easement and the City and/or its contractors, employees, agents and/or invitees shall have the right to, at any time, use the City property, including the easement and driveway located thereon, for the purpose of accessing other property owned by the City and/or others from Alberta Avenue. At no time shall Peddle interfere with, impair, negatively impact and/or prevent the City and/or its contractors, employees, agents and/or invitees from using Auburn Hills' property, including the easement and driveway located therein for the aforementioned ingress and egress and/or for any other purpose permitted by law.


5. Despite granting the non-exclusive easement to Peddle for ingress and egress and for the installation of a driveway on the easement on the City property, the City remains the owner of the City property and the City shall be permitted to use the City property for any purpose permitted by law, including, but not limited to the installation of utilities and other items by the City provided that said activities do not prevent Peddle from utilizing the easement for vehicular ingress and egress to and from his property and Alberta Avenue. The City shall have the power and authority to sell the City property, subject to the ingress and egress easement granted to Peddle.


6. Peddle shall not at any time erect, construct and/or locate any structures, buildings, fences, encroachments, encumbrances and/or any other items other than the City-approved driveway on the easement.

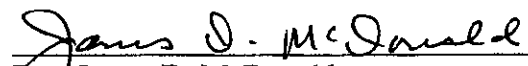
7. This Ingress/Egress/Driveway Easement Agreement shall be recorded with the Oakland County Register of Deeds and shall be binding upon the parties and their successors, assigns and subsequent purchasers or lessees and shall run with the City property and the Peddle property. Peddle agrees to notify any subsequent purchasers of the Peddle property of this Ingress/Egress/Driveway Easement Agreement.

WITNESSES:

CITY OF AUBURN HILLS


KATHLEEN S. NOWAK


SUSAN DEY


By: James D. McDonald
Its: Mayor


By: Linda F. Shannon
Its: Clerk

STATE OF MICHIGAN)
COUNTY OF OAKLAND) SS


The foregoing Ingress/Egress/Driveway Easement Agreement was acknowledged before me this 22nd day of October, 2008, by James D. McDonald, the City of Auburn Hills Mayor, and Linda F. Shannon, the City of Auburn Hills Clerk, for and on behalf of the City of Auburn Hills.

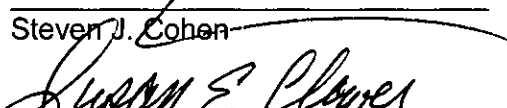


Notary Public
Oakland County, Michigan
My Commission Expires:

KATHLEEN SUSAN NOVAK
NOTARY PUBLIC, STATE OF MI
COUNTY OF OAKLAND
MY COMMISSION EXPIRES Apr 27, 2012
ACTING IN COUNTY OF OAKLAND

WITNESSES:


Steven J. Cohen


Susan E. Clower


David Peddle

STATE OF MICHIGAN)
COUNTY OF OAKLAND) SS

The foregoing Ingress/Egress/Driveway Easement Agreement was acknowledged before me this 25th day of September, 2008, by David Peddle.


Notary Public
Oakland County, Michigan
My Commission Expires:

LAURIE M. JOHNSON
NOTARY PUBLIC - OAKLAND COUNTY, MI
MY COMMISSION EXPIRES 11/13/08

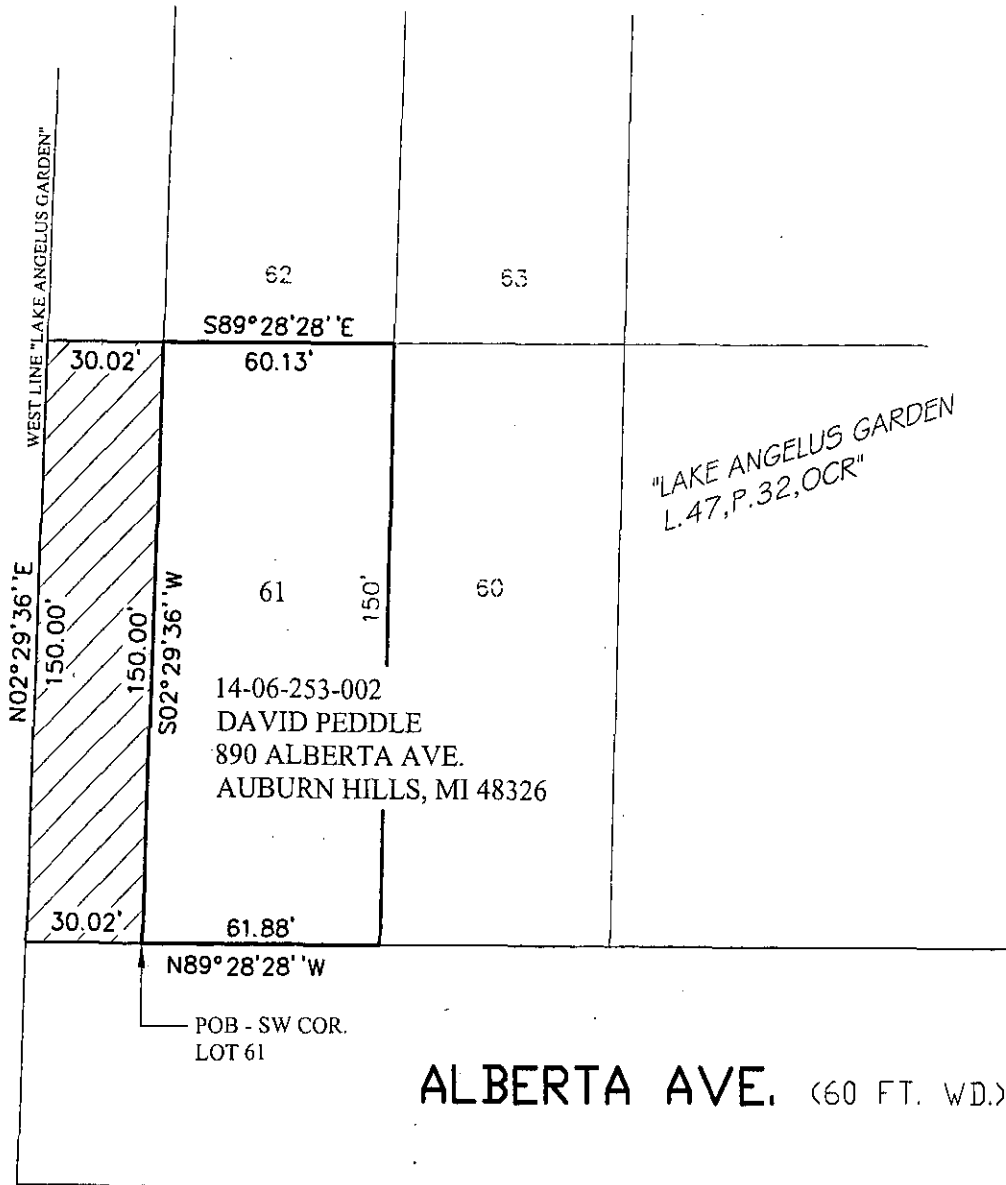
Drafted by:
Derk W. Beckerleg, Esq.
Secrest Wardle
P.O. Box 3040
Farmington Hills, MI 48333-3040

When Recorded Return To:
Linda Shannon, City Clerk
City of Auburn Hills
1827 N. Squirrel Road
Auburn Hills, MI 48326

LIBER 40697 PG 181

DRIVEWAY ACCESS EASEMENT SKETCH

"Exhibit A"



LEGEND

- ROW RIGHT-OF-WAY
- PUBLIC LAND CORNER
- POB POINT OF BEGINNING
- DRIVEWAY ACCESS EASEMENT

SCALE: 1" = 50'



DRIVEWAY ACCESS EASEMENT

PART OF THE NE 1/4 OF SECTION 6
T.3N., R.10E., CITY OF AUBURN HILLS, OAKLAND COUNTY
PARCEL 14-06-253-002

CLIENT: CITY OF AUBURN HILLS



34000 Plymouth Road | Livonia, MI 48150
p (734) 522-6711 | f (734) 522-6427

Engineering Advisors

DATE: 09-08-08
DRAWN BY: SH
DWG: DR-ESMT

SHEET
3 OF 4

JOB NO.
0120-08-0571

DRIVEWAY ACCESS EASEMENT DESCRIPTION

"Exhibit A"

PARCEL DESCRIPTION (14-06-253-002)

A parcel of land being part of the NE 1/4 of Section 6, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, described as follows:

Lot 61 of "Lake Angelus Gardens", as recorded in Liber 47 of Plats, Page 32, Oakland County Records, Oakland County, Michigan.

Contains 0.21 acres of land. Subject to all easements and restrictions of record, if any.

47032

DRIVEWAY ACCESS EASEMENT

A 30 foot wide easement for driveway access, being part of the NE 1/4 of Section 6, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, described as follows:

Beginning at the SW corner of Lot 61 of "Lake Angelus Gardens", as recorded in Liber 47 of Plats, Page 32, Oakland County Records, Oakland County, Michigan; thence N 89°28'28" W 30.02 feet along the Northerly right of way line of Alberta Ave. (60 ft. wide); thence N 02°29'36" E 150.00 feet along the West line of said "Lake Angelus Gardens"; thence S 89°28'28" E 30.02 feet; thence S 02°29'36" W 150.00 feet along the West line of said Lot 61 to the Point of Beginning.

Contains 4,500 square feet or 0.103 acres of land. Subject to all easements and restrictions of record, if any.

Pt Rd - no side well

DRIVEWAY ACCESS EASEMENT

PART OF THE NE 1/4 OF SECTION 6
T.3N., R.10E., CITY OF AUBURN HILLS, OAKLAND COUNTY
PARCEL 14-06-253-002

CLIENT: CITY OF AUBURN HILLS



Advancing Communities
Engineering Advisors

34000 Plymouth Road | Livonia, MI 48150
p (734) 522-6711 | f (734) 522-6427

DATE: 09-08-08
DRAWN BY: SH
DWG: DR-ESMT

SHEET
4 OF 4

JOB NO.
0120-08-0571



CITY OF AUBURN HILLS

CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 9B

COMMUNITY DEVELOPMENT

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Steven J. Cohen, AICP, Director of Community Development; Stephanie Carroll, Economic Development Manager
Submitted: June 25, 2024
Subject: Motion – To accept the First Reading of an Ordinance to amend Subsection (a) of Section 2-205 – Purchasing Ordinance and Set for Public Hearing and Second Reading / Adoption at the Meeting of July 15, 2024

INTRODUCTION

City staff has been working to update the Purchasing Ordinance to allow vendors to submit electronic bids through the Bidnet Direct system. Bidnet Direct allows government agencies throughout the State of Michigan to submit responses directly through an online platform.

The Electronic Bid Submission (EBS) is the electronic transfer of proposal bid data between a supplier and a contracting authority. The EBS feature allows suppliers to submit bids/proposals online via Bidnet Direct. The EBS feature includes safeguards to ensure the security and authenticity of the material being transferred. All bids remain encrypted and not readable until bids are opened by the buyer and only after the closing date and time for receipt of bids has passed.

Staff worked with City Attorney Derk Beckerleg to draft the enclosed amendment to the Purchasing Ordinance to accomplish the following:

1. Provides an alternate/hybrid method of submitting bids (e.g. submit documents electronically or by hard copy)
2. Allow electronic submission of a bid in a secure on-line environment with a secured bid receipt for vendors to preserve the integrity of the bid process (e.g. Bidnet Direct)

The reason this amendment is being proposed now is due to a recent experience the city had when seeking bids for the downtown wayfinding project. Due to the costs associated with printing their bid documents, most vendors preferred electronic submission over submitting a hard copy.


STAFF RECOMMENDATION

Staff recommends that the City Council accept the First Reading of the proposed ordinance amendment and schedule the public hearing for adoption.

MOTION

Move to accept the First Reading of an Ordinance to amend Subsection (a) of Section 2-205. – Purchasing Ordinance of the Auburn Hills City Code and Set for Public Hearing and Second Reading / Adoption at the Meeting of July 15, 2024.

I CONCUR:

A handwritten signature in dark ink, reading "Thomas A. Tanghe". The signature is written in a cursive style with a large, stylized 'T' and 'A'.

THOMAS A. TANGHE, CITY MANAGER

CITY OF AUBURN HILLS

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SUBSECTION (a) OF SECTION 2-205 – SUBMISSION, OPENING AND TABULATION OF BIDS; RECOMMENDATIONS OF PURCHASING AGENT AND CITY MANAGER OF DIVISION 2 – PURCHASING, OF ARTICLE VI – FINANCE, OF CHAPTER 2 – ADMINISTRATION, OF THE AUBURN HILLS CITY CODE, AS AMENDED, TO ALLOW BIDS TO ALSO BE SUBMITTED ELECTRONICALLY.

THE CITY OF AUBURN HILLS ORDAINS:

SECTION 1.

Subsection (a) of Section 2-205. – Submission, opening and tabulation of bids; recommendations of purchasing agent and city manager of Division 2 – Purchasing, of Article VI – Finance, of Chapter 2 – Administration, of the Auburn Hills City Code, as amended, is hereby amended to read as follows:

- (a) Bids shall be submitted in sealed envelopes identified as bids on the envelope and/or by electronic submission in a secured environment with a secure bid receipt, with the method or methods of submission of the bids being in the sole discretion of the Purchasing Agent and being identified in the notice inviting bids.

SECTION 2. Repealer.

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

SECTION 3. Severability.

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

SECTION 4. Savings.

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

SECTION 5. Effective Date.

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

SECTION 6. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Auburn Hills at a meeting thereof duly called and held on the _____ day of _____, 2024, and ordered to be given publication in the manner prescribed by the Charter of the City of Auburn Hills.

AYES:

NAYES:

ABSTENTIONS:

[illegible]

I, the undersigned, the duly qualified Clerk of the City of Auburn Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance No. _____ adopted by the Auburn Hills City Council on the _____ day of _____, 2024, the original of which is in my office.

LAURA PIERCE
City Clerk

9146058



CITY OF AUBURN HILLS

CITY COUNCIL AGENDA

MEETING DATE: JULY 1, 2024

AGENDA ITEM NO 9C

DEPARTMENT OF PUBLIC WORKS

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Jason Deman, Manager of Public Utilities
Submitted: June 24, 2024
Subject: Motion – To Authorize the Resolution for Prepayment of Oakland-Macomb Interceptor Drain Bonds, Series 2024.

INTRODUCTION AND HISTORY

The Oakland-Macomb Interceptor Drainage (OMID) District will soon start the construction of (2) new corrosion and odor control systems that will be installed in the OMID sewer system. Unfortunately, the extremely large OMID pipes have been suffering significant degradation from the Hydrogen Sulfide (H₂S) that emits from the sewage as it travels throughout the system. This H₂S is also a major contributing factor to numerous odor complaints in these areas as well. These new systems will help lessen or eliminate the gas from damaging the pipes and manholes any further. Pipe degradation sometimes leads to major collapses and sinkholes that we have seen in the past, so these systems should help mitigate that.

This project has been on the radar for a few years, and the estimate was \$14,000,000 as of earlier this year. The bids came back favorably this spring, as the anticipated or estimated amount is set at \$11,140,000 to complete this project. The City of Auburn Hills, through a negotiated agreement, is responsible for 4.9705% of this project, or \$553,714. Attachment 1 in the packet has the letter from OMID explaining the project, in which the apportionments are also included.

With bond issues that are passed down from the County, the City always has a choice of pre-paying our portion or taking on debt with a 20-year bond to pay the amount off. The interest rate that has been set on this bond is 4%, which would accrue an additional \$276,757 in interest over 20 years. This totals \$830,471 when added to the principal amount mentioned above. Attachment 2 shows the breakdown of the principal and interest totals for the City, should we choose the bond route.

STAFF RECOMMENDATION

Over the past several years, The County has issued bonds for large sewer repair jobs and projects. Some of these bonds have come along with lower interest rates (< 2%). We decided to assume the debt on those bonds, because it was favorable to leave City funds invested at higher interest rates. This particular issue is estimated at a 4% interest rate over 20 years, thus making it less attractive to assume the cost of issuance and the additional \$276K in interest. Since our Water & Sewer Fund has appropriately budgeted for this expense, and the fact that our fund balance is healthy and in a good position, staff recommends pre-paying our portion of this project, which totals \$553,714. A resolution authorizing this prepayment has been attached to the memo as Attachment 3.

MOTION

Move to Authorize the Resolution for Prepayment of the Oakland-Macomb Drain Bonds, Series 2024, in the Amount of \$553,714.

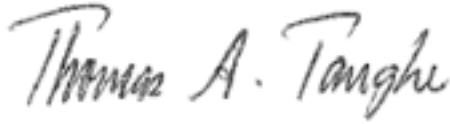
ATTACHMENTS

Attachment 1 – OMID letter to Communities

Attachment 2 – Auburn Hills Assessment Statement

Attachment 3 – Resolution for prepayment for 2024 OMID Bond

I CONCUR:

A handwritten signature in dark ink, reading "Thomas A. Tanghe". The signature is written in a cursive, flowing style. The first name "Thomas" is written with a large, sweeping 'T'. The middle initial "A." is smaller and more compact. The last name "Tanghe" is written with a large, sweeping 'T' and a long, trailing 'h'.

THOMAS A. TANGHE, CITY MANAGER



Oakland-Macomb Interceptor Drain Drainage District

June 13, 2024

Re: Oakland-Macomb Interceptor Drain Drainage District
Special Assessment Roll No. 1 ("Roll No. 1") Drain Bonds, Series 2024

The Oakland-Macomb Interceptor Drain Drainage District (the "Drainage District") will soon commence the construction of a new corrosion control and odor mitigation system (the "Project") for the Oakland-Macomb Interceptor Drain (the "OMID"). The OMID has experienced significant degradation due to sulfuric acid formed from hydrogen sulfide ("H₂S"). The H₂S emitted from the system has also been the source of numerous odor complaints. While many sections of the drain have been lined, the H₂S still poses a threat to unlined components and continues to be an unresolved odor issue in certain locations. The Drain Board will issue Drain Bonds, Series 2024 (the "Bonds") of up to \$11,400,000 to finance the project.

On June 12, 2024, the Drainage Board approved Special Assessment Roll No. 1, which apportions the cost of the Bonds related to the Project across the local units. Section 526 of Chapter 21 of the Michigan Drain Code of 1956 (the "Drain Code"), as amended, MCL 280.526, requires the Chairperson of the Drainage Board to certify the assessment to each public corporation and allow for prepayment of the assessment for any communities that determine prepayment to be in their best interest. Prepayment allows communities to avoid interest and finance costs associated with the Bonds. Attached is a copy of the Special Assessment Roll No. 1 and certification of the assessment.

Each community may elect to either pay its assessment in installments with interest or prepay its assessment to save the cost of issuance and interest.

Installment Payments

If your community chooses to pay in installments, no official action is required. Please email this decision to (chirollar@oakgov.com; steveb@mfcj.com). Your community's assessments will be included in the Bonds. Each assessment will be collected over twenty (20) installments. The Bonds are anticipated to be sold at a competitive public sale in August 2024. The estimated interest rate based on the current market is approximately 4.00%. The interest rate is an estimate subject to change and will not be final until the bond sale date. Interest is anticipated to be due semiannually beginning on January 1, 2025, and principal due annually beginning on July 1, 2025.

Prepayment

Each community electing to prepay its assessments must notify the Drain Board of its intent to prepay and the amount to be prepaid by July 12, 2024. The notice of the intent to prepay may be communicated in any form. If your community's board or council decides to adopt a resolution approving prepayment following consultation with your local attorney, please include the adopted resolution in your prepayment notice.

Email the notice of intent/resolution to prepay to Raphael Chirolla, and Steven Burke, CFA (chirollar@oakgov.com; steveb@mfcj.com). In addition, mail a hard copy of the notice of intent to prepay to the Office of the Oakland County Water Resources Commissioner, Attention: Raphael Chirolla, One Public Works Drive, Bldg. 95-West, Waterford, MI 48328.

Oakland County Fiscal Services will send prepayment invoices with payment instructions on or about July 15, 2024. **All prepayments must be received by Oakland County no later than August 9, 2024.**

Should you have any questions, please contact the following individuals:

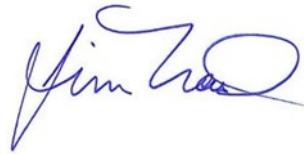
- Project questions: Jen Cook, Project Manager, Oakland County Water Resources, at 947.955.6560 or email: cookjm@oakgov.com.
- Financing questions: Steven Burke, CFA, financial advisor to the Drainage District, MFCI, LLC, at 313.782.3011 or email: steveb@mfcil.com.

Thank you, and we look forward to our continued relationship as we proceed with this critical project.

Sincerely,



Candice Miller
Macomb County Public Works Commissioner



Jim Nash
Oakland County Water Resources Commissioner

Enclosures

Oakland-Macomb Interceptor Drain Drainage District Drain Bonds, Series 2024
Special Assessment Roll No. 1 ("Roll No. 1")
(An Inter-County Drain in Oakland County and Macomb County, Michigan)
Dated: June 12, 2024

Total Amount Assessed for the Project Costs:	\$ 11,140,000
Total Prepayments:	-
Total Project Cost Bonded:	11,140,000
Estimated Total Amount to be Assessed for the Financing Costs (Including Est. Underwriter Discount):	260,000
Financing Contingency:	-
Total Bond Issue*:	\$ 11,400,000

*Including Financing Costs and Contingency

<u>County of Oakland</u> PUBLIC CORPORATIONS	33.1000% Percentage of Project	Amount Assessed for Project	Amount Assessed for Financing Costs	Amount Assessed for Bond Issue	33.1000% Percentage of Bond Issue
City of Auburn Hills	4.9705%	\$553,714	\$12,923	\$566,637	4.9705%
Independence Township (incl. Village of Clarkston)	2.4213%	269,733	6,295	276,028	2.4213%
City of Lake Angelus	0.0185%	2,061	48	2,109	0.0185%
Village of Lake Orion	0.3409%	37,976	886	38,862	0.3409%
Oakland Township	1.0393%	115,778	2,702	118,480	1.0393%
Orion Township	3.1494%	350,843	8,188	359,031	3.1494%
Oxford Township	1.2468%	138,894	3,242	142,136	1.2468%
Village of Oxford	0.5928%	66,038	1,541	67,579	0.5928%
City of Rochester	1.9526%	217,520	5,077	222,597	1.9526%
City of Rochester Hills	8.1106%	903,521	21,088	924,609	8.1106%
Waterford Township	7.6159%	848,411	19,801	868,212	7.6159%
West Bloomfield Township	1.6414%	182,852	4,268	187,120	1.6414%
County of Oakland Total	33.1000%	\$3,687,341	\$86,059	\$3,773,400	33.1000%
<u>County of Macomb</u> PUBLIC CORPORATIONS	66.9000% Percentage of Project	Amount Assessed for Project	Amount Assessed for Financing Costs	Amount Assessed for Bond Issue	66.9000% Percentage of Bond Issue
Chesterfield Township	4.9783%	\$554,583	\$12,944	\$567,527	4.9783%
Clinton Township	13.9899%	1,558,475	36,374	1,594,849	13.9899%
City of Fraser	2.8103%	313,067	7,307	320,374	2.8103%
Harrison Township	4.1896%	466,721	10,893	477,614	4.1896%
Lenox Township	0.7827%	87,193	2,035	89,228	0.7827%
Macomb Township	9.4656%	1,054,468	24,611	1,079,079	9.4656%
Village of New Haven	0.5614%	62,540	1,460	64,000	0.5614%
Shelby Township	6.5484%	729,492	17,026	746,518	6.5484%
City of Sterling Heights	20.6591%	2,301,423	53,713	2,355,136	20.6591%
City of Utica	1.0966%	122,161	2,851	125,012	1.0966%
Washington Township	1.8181%	202,536	4,727	207,263	1.8181%
County of Macomb Total	66.9000%	\$7,452,659	\$173,941	\$7,626,600	66.9000%
Combined Total:	100.0000%	\$11,140,000	\$260,000	\$11,400,000	100.0000%

Oakland-Macomb Interceptor Drainage District
Counties of Oakland and Macomb, State of Michigan
June 12, 2024

Drain Assessment - Drain Bonds, Series 2024

Public Corporation Assessed:	<u>City of Auburn Hills</u>
Total Estimated Cost of the Project:	\$11,140,000
Percentage of the Project Assessed:	4.9705%

Total Amount of the Project Assessed: \$553,714

Public Corporations may choose to prepay the above amount. Intent to prepay must be submitted to OMID via the instructions provided in the cover letter by July 12, 2024. All prepayments must be made by August 9, 2024. See the attached letter for full details.

Estimated Series 2024 Bond Details

Total estimated principal amount of the Bond Issue (\$11,400,000), including costs of issuance, to be Assessed if the Project Assessment is NOT prepaid: \$566,637

Estimated Bond Debt Service Schedule: *Principal due annually beginning July 1, 2025.*
Interest due semi-annually beginning January 1, 2025.

<i>Installment Number</i>	<i>OMID Budget Year¹ ending June 30,</i>	<i>Total Estimated Fiscal Year Principal and Interest</i>
1	2025	\$37,587
2	2026	41,543
3	2027	41,504
4	2028	41,682
5	2029	41,574
6	2030	41,683
7	2031	41,503
8	2032	41,544
9	2033	41,792
10	2034	41,742
11	2035	41,652
12	2036	41,772
13	2037	41,842
14	2038	41,861
15	2039	41,832
16	2040	41,752
17	2041	41,872
18	2042	41,931
19	2043	41,931
20	2044	41,871
		\$830,471

Interest Calculation Detail:

Interest on the outstanding principal balance shall accrue at the following estimated rate per annum (total interest cost), payable January 1, 2025 and semi-annually thereafter: 4.00%

1. OMID Budget Year when local units pay debt service, i.e., local units pay July 1, 2025 debt service in June 2025.

**CITY OF AUBURN HILLS
COUNTY OF OAKLAND, MICHIGAN**

RESOLUTION

Minutes of a regular meeting of the *City Council* of the *City of Auburn Hills*, County of *Oakland*, State of Michigan, held in said City on the 1st day July 2024, at 7 p.m., Eastern Daylight Savings Time.

PRESENT: _____

ABSENT: _____

Motion by *Councilperson* _____, and supported by *Councilperson* _____, to approve the following Resolution:

WHEREAS, the Oakland-Macomb Interceptor Drain Drainage District (the “Drainage District”) was established pursuant to petitions filed with the Director of the Michigan Department of Agriculture on June 18, 2009 by the Charter Township of Clinton of Macomb County, through the Macomb County Public Works Commissioner, and on June 22, 2009 by the Charter Township of Independence of Oakland County, through the Oakland County Water Resources Commissioner to acquire, finance, construct, improve, operate, maintain, and replace certain wastewater facilities, under the provisions of Chapter 21 of Act 40, Public Acts of Michigan, 1956, as amended (the “Drain Code”); and

WHEREAS, proceedings have been carried out by the Drainage Board for the Drainage District (the “Drainage Board”) to acquire, finance, construct, improve, operate and maintain certain wastewater facilities (the “Project”) as set forth in **Attachment A** (the “Project”), and said Project having been determined to be necessary for the public health; and

WHEREAS, on February 21, 2024 the Drainage Board approved the Project and on March 20, 2024 approved the Final Order of Apportionment of the cost of the Project to be borne by the several public corporations in the counties of Oakland and Macomb; and

WHEREAS, on June 12, 2024, the Drainage Board approved and adopted Oakland-Macomb Interceptor Drain Drainage District Special Assessment Roll No. 1 and Resolution authorizing the issuance of its Series 2024 Bonds with respect to the costs of the Project not to exceed \$11,400,000 in accordance with the Final Order of Apportionment; and,

WHEREAS, pursuant to the authorization provided in Section 528 of Chapter 21 of the Drain Code (MCL §280.528), the Drainage Board of the Drainage District expects to provide for the issuance of one or more series of bonds to finance the costs of the Project, and the costs of issuance of such bonds, in anticipation of the collection of assessments to be made pursuant to the Drain Code, and to pledge the full faith and credit of the Drainage District for the prompt payment of the principal thereof and the interest thereon; and

WHEREAS, such bonds will be payable from the collection of special assessments against the Public Corporations, said special assessments to be duly confirmed as provided in the Drain Code; and

WHEREAS, prior to the issuance of said bonds for the first segment, the Drainage Board has notified the *City*, to permit, should the *City* determine expedient, to prepay the assessment and avoid interest and finance charges associated with the anticipated 2024 bond issue for this Project segment; and,

WHEREAS, the Drainage Board has requested that the *City* adopt a resolution and affirming its intention to prepay its 2024 drain assessment for this Project segment, and forward same no later than **July 12, 2024**, and make full payment of the assessment no later than **August 9, 2024**.

NOW, THEREFORE, BE IT RESOLVED, that the *City* hereby confirms that it will pay in full, its drain assessment in the amount of \$553,714, pursuant to the Oakland-Macomb Interceptor Drain Drainage District 2024 Special Assessment Roll No. 1.

BE IT FURTHER RESOLVED that the *City Treasurer* is directed to notify the Drainage Board for the Oakland-Macomb Interceptor Drain Drainage District no later than **July 12, 2024**, and make full payment of the assessment no later than **August 9, 2024**.

BE IT FURTHER RESOLVED, that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: _____

NAYS: _____

RESOLUTION DECLARED ADOPTED.

[City/Township Clerk]

Attachment A

Oakland-Macomb Interceptor Drain Drainage District Bonds, Series 2024 Project and Project Cost

OMID Odor-Corrosion Project

The Oakland-Macomb Interceptor Drain (OMID) interceptor system was originally constructed in the 1970s and is approaching 50 years in age. The system has experienced degradation due to sulfuric acid formed from hydrogen sulfide (H₂S). The H₂S emitted from the system has also been the source of odor complaints. While the OMID system has been lined in many sections, the H₂S still poses a threat to unlined components as well as a continual odor issue in certain locations. Accordingly, the H₂S must be addressed to prevent further degradation, extend the interceptor system life, and reduce odor complaints throughout the system.

The OMID Odor and Corrosion Control Project will provide the Owner with new odor and control systems at two sites in Sterling Heights, Macomb County, Michigan to reduce the impact of H₂S in the system. The Work includes the following:

1. Meter ST-S-1 Site (Utica and Dodge Park):
 - a. Demolition of existing odor control unit and associated ductwork at Meter ST-S-1 at Utica Road/Dodge Park Road.
 - b. Demolition of guardrail, concrete sidewalk, and other site features
 - c. Installation of an activated carbon vessel, exhaust fan with variable frequency drive (VFD) and ancillary facilities.
 - d. Installation of 480V 3-phase power and ancillary wiring and panels.
 - e. Modifications to the irrigation system.
 - f. Installation of landscaping
 - g. Installation of emergency pressure relief vent.
 - h. Make other improvements to on-site structures as needed to facilitate the Project.
2. Meter ST-S-3 Site (Sorrento and Dodge Park):
 - a. Demolition of above-grade facilities associated with the Meter ST-S-3 vault at Dodge Park Road/Sorrento Boulevard.
 - b. Demolition of existing site fencing and other site features
 - c. Demolition of partial underground sheeting
 - d. Installation of an activated carbon facility, exhaust fan with variable frequency drive (VFD), and other appurtenance facilities.
 - e. Installation of 480V 3-phase power and ancillary wiring and panels.
 - f. Construct a replica house structure with a basement foundation to contain the new equipment.
 - g. Make other improvements to on-site structures as needed to facilitate the Project.
3. Other sites:
 - a. Installation of emergency pressure relief vents at control structures CS-5, CS-9, PCI—7-107 and PCI-7-109 in the ITC corridor and Sterling Heights.

Total project cost: \$11,400,000.

CERTIFICATION

STATE OF MICHIGAN)
)ss
COUNTY OF)

I hereby certify that the foregoing constitutes a true and correct copy of the resolution adopted by the City Council/Board of Trustees of the City/Township of _____, County of _____, State of Michigan, at a regular meeting held on _____, 2024, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Michigan Public Act 267 of the Public Acts of 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

In witness whereof, I have hereunto fixed my official signature on this _____ day of _____, 2024.

[City/Township Clerk]

From: [Marzolf, Brian](#)
To: [Perce, Laura](#); [Carroll, Stephen](#); [Tanghe, Tom](#)
Subject: Fwd: (EXTERNAL)CRT - 20th Anniversary
Date: Monday, June 24, 2024 10:11:04 AM

Subject: (EXTERNAL)CRT - 20th Anniversary

You don't often get email from fredphillips@wowway.com. [Learn why this is important](#)



Friends of the Clinton River Trail (FCRT) would like to thank the City of Auburn Hills for its extensive support for both the development of the trail over the years and the City's direct support to FCRT.

We are extremely grateful for the City's commitment to this valuable community resource.

For those who might not recognize them, the riders from 2004 on the left side above are Brian Marzolf (then AH Recreation Director) and Dan Keifer (founder of FCRT). The right-hand side is borrowed from the billboard graphic AH did to help celebrate CRT's 20th Anniversary. I like to refer to this image as "From the Past - Into the Future."

With strong partners like the City of Auburn Hills, FCRT is convinced the next 20 years will be as fulfilling and productive as the past. Thank you to Brian and Dan for giving this unending project such a great start.

Fred Phillips,
for Friends of the Clinton River Trail



Auburn Hills Mayor Brian Marzolf provided a brief recap of the evolution of the Clinton River Trail at a gathering to celebrate the trail's 20th Anniversary. Representatives of Friends of the Clinton River Trail were on-hand to provide information on new developments underway. Residents participated in either a short walk or ride along the trail and returned to cool drinks and a "make-your-own" trail-mix stand.

Man charged with multiple felonies for hit-and-run fatal crash in Auburn Hills

1 killed, another critically injured



file photo (Stephen Frye/MediaNews Group)

By **AILEEN WINGBLAD** | awingblad@medianewsgroup.com | The Oakland Press
PUBLISHED: June 19, 2024 at 10:26 a.m. | UPDATED: June 19, 2024 at 12:20 p.m.

A Lake Orion man with a criminal history is facing multiple felony charges including reckless driving causing death for a hit-run crash in Auburn Hills that killed a 68-year-old earlier this month.

Kenneth Briddnell Carroll, 38, was arraigned June 18 on a nine-count warrant for the June 6 collision on Walton Boulevard near Perry Street that killed Thomas Jerome Fisher of Auburn Hills. Carroll's passenger was critically injured in the crash, police said.



Kenneth Carroll booking photo

Along with the reckless driving causing death — a 15-year felony — Carroll is charged with:

- First-degree fleeing police
- Operating while license revoked/suspended/denied, causing death
- Failure to stop at scene of accident causing death when at fault
- Second-degree fleeing police
- Reckless driving causing serious impairment of bodily function
- Operating while license revoked/suspended, causing serious injury
- Failure to stop at scene of accident causing serious injury
- Possession of a controlled substance — heroin/cocaine/other narcotic, less than 25 grams

Carroll is in the Oakland County Jail, denied bond.

According to the Auburn Hills Police Department, Carroll was arrested after a citizen spotted him lying in a wooded area approximately a half-mile from the crash site.

Carroll reportedly had fled after crashing a Kia Forte into a Ford F-150 pickup truck at the intersection. The collision trapped Fisher in the Ford F-150; he was subsequently extricated and transported to an area hospital where he died, police said. The Kia's female passenger suffered critical injuries in the crash and was hospitalized, police said.

Moments before the crash, an Auburn Hills patrol officer had pursued the Kia after witnessing it speeding south on Lapeer Road and attempted a traffic stop, but the driver accelerated and fled — reaching speeds up to 88 mph, police said. The officer reportedly chased the Kia for approximately a quarter mile before ending the pursuit. Further down the roadway, the officer discovered the collision, police said.

Carroll is scheduled for a probable cause conference on June 27 before 52-3 District Judge Lisa Asadoorian. He also has an unrelated case pending in Oakland County Circuit Court for witness intimidation charges out of Lake Orion. Carroll's criminal history includes convictions for aggravated domestic violence and probation violation.

Fisher, as stated in his obituary, was the father of two, had seven siblings and grew up in Birmingham. The obituary further states that he was "an accomplished and outstanding musician" who played in the local Detroit music scene. He was also a business owner and successful interior painter.

New SMART route connects Auburn Hills, Pontiac, Waterford and White Lake

County transit board meets Monday



SMART will host a series of meetings to determine the needs of riders.. (Stephen Frye / MediaNews Group)

By **PEG MCNICHOL** | pmcnichol@medianewsgroup.com

PUBLISHED: June 22, 2024 at 6:16 a.m. | UPDATED: June 23, 2024 at 10:19 a.m.

The newest SMART bus route will debut on Monday, June 24.

Route 759 Highland will travel a circuit from Auburn Hills to Pontiac, Waterford and White Lake, between 6 a.m. and 10 p.m. weekdays and 8 a.m. to 5 p.m. Saturdays.

The route starts at Oakland University on Squirrel Road in Auburn Hills, heads to Walton Road, traveling west to North Perry, then south to westbound Huron Street / M59 / Highland Road.

Stops include Oakland University, the Michigan Works! Office in Waterford, Pontiac High School, McLaren Oakland Hospital, the Meijer grocery store on Pontiac Lake Road, the Waterford Plaza, Oakland County International Airport, Meridian Health Services, Village Lakes Retail Plaza, Cedarbrook Estates and the Meijer on Bogie Lake Road.

Route 759 is intended to create a crosstown corridor with flexible transfers to Detroit at the Phoenix Center in Pontiac, Bloomfield Township at Telegraph and Rochester Hills at Oakland University.

Oakland County's transit ad hoc committee will meet at 11 a.m. Monday, June 24, in the Commissioners' Conference Room at 1200 N. Telegraph Road, Building 12E in Pontiac. The agenda includes presentations on SMART ridership numbers and a proposed competitive grant to improve access to SMART vehicles.

Transit expanding in Oakland County, with a few hiccups

Challenges include a dearth of drivers and some missed routes



Oakland County Transit Division Manager Eli Cooper talks to the commissioners ad hoc transit committee on Monday, June 24, 2024. (Peg McNichol/MediaNews Group)

By **PEG MCNICHOL** | pmcnichol@medianewsgroup.com

PUBLISHED: June 26, 2024 at 5:02 a.m. | UPDATED: June 26, 2024 at 5:04 a.m.

Public transit ridership is growing, but progress may vary. That's part of the message delivered Monday by the county's transit division manager, Eli Cooper, to the county commission's transit ad hoc committee.

Voters approved 10-year, 0.95 millage in 2022 to fund countywide transit. County officials wanted to bring together the existing SMART system with four regional authorities: North Oakland Transit (NOTA), West Oakland Transit (WOTA), the Older Persons Commission (OPC) and the People's Express (PEX) to expand routes and destinations.

"We're trying to get traction as fast as we can," Cooper said. "The numbers are positive in the community areas and a work in progress in the SMART area – but positive."

"The three keys to growth is figuring out where new routes need to go, how frequently buses should travel each route and getting enough drivers to run the buses and on-demand services, such as Flex," he said.

Driver shortages remained a serious issue last year, followed by union-contract negotiations that created a hiring lag.

Cooper said ridership for WOTA and other small transit authorities is up an estimated 100% because services are no longer limited to senior citizens and people with disabilities.

Figures for SMART's entire coverage area shows of 4,383 planned bus routes, 829 didn't happen at some point between January and March this year. SMART tracks bus route figures through its entire service area, so it's unclear how many of the missed routes were in Oakland County. Commissioners have asked to get a more-detailed route report.

Cooper said a series of public meetings on ridership needs – what's working and what needs to change – will be planned as part of a new community transit planning contract.

He also shared a draft for a \$2 million competitive bid program to improve access to the bus systems. A community may need to extend a sidewalk to the curb, add trees for shade or build a bus shelter, he said.

Once the commissioners approve the plan, Cooper's office will evaluate and rank the applications for projects that can be completed in 2025. Next year, Cooper's office will analyze how the program went and decide whether to offer it again, he said.

Novi Commissioner Ajay Raman, M.D., expressed concern that first-in applications would get priority for the grants, but Cooper said they'll be evaluated equally.

Cooper said the 6.3% drop in ridership during the winter is a seasonal fluctuation. One change the county has seen from SMART is a switch from counting the number of fares accepted by a bus for ridership to an automatic passenger counter. That way, Cooper said, a bus will be able to count a passenger who paid a full fare but transferred to a different bus as part of the trip. Cooper shared the regular per-fare count for fixed bus routes, 1,104,854, and the automatic passenger count, 1,546,765, in his report. Future reports will only have the automatic count numbers.

SMART still struggles with on-time performance, reaching 61.07%. Cooper said that figure will be a benchmark and used to measure improved performance. He meets regularly with each transit agency so they can work together to solve problems and find opportunities, he said.

Harmony Lloyd, SMART's vice president of planning and innovation, said her agency is asking drivers to volunteer to fill existing routes where drivers have called in sick. SMART needs about 80 more drivers and hiring fairs are helping fill the spots, she said. Once SMART finalizes a union contract with drivers, she expects to see more applications.

SMART recently hired a consultant to plan new routes and increase bus frequencies on certain routes. Public hearings on how to optimize SMART services will follow, she said. The key is finding what changes are optimal and affordable, she said. SMART's expansion will be coordinated with the smaller transit authorities to avoid duplicate routes, she said.

"No one wants to see an empty bus," she said. The plan would have to be approved by the Federal Transportation Administration.

Royal Oak Commissioner David Woodward asked if SMART will consider expanding routes to include more public schools, in part because some school districts are eliminating bus services.

Lloyd said Federal Transportation Administration rules bar SMART from establishing school-bus routes but some flexibility exists. A recent example is the new Route 759, which runs between Auburn Hills and White Lake.

Harbor Alternative High School is just outside where the route ends in White Lake, but school officials asked if SMART would extend the western end of its route to the school. The school would then serve as a layover stop for the driver, she said.

Transit advocates at the meeting shared their experiences on the new route, saying more bus stop signs are needed, as are pedestrian-friendly paths to the bus stops. Robert Pawlowski and Lukas Lasecki said having to cross M59 to get to a bus traveling in the opposite direction was, in a word, scary.

Commissioner and committee chairman Brendan Johnson agreed, calling the highway traffic "too fast and too furious."



Oakland County Commissioners ad hoc transit committee meeting on Monday, June 24, 2024. (Peg McNichol/MediaNews Group)

West Bloomfield resident Gary Fiscus asked that Route 759 be adjusted to help people in poverty living in extended-stay hotels get to and from a grocery store. Currently, he said, they face a walk of a mile or more from the nearest bus stop.

Commissioners asked Cooper to find out how many of the county's 1.3 million residents live within three miles of a bus route. They also asked SMART to consider adding routes to serve the Grand River Corridor on the county's west side and for an estimate of when Oakland County will have a bus route to Detroit Metropolitan Airport.

Woman accused of having illegal drugs that caused cops to need Narcan pleads to charges

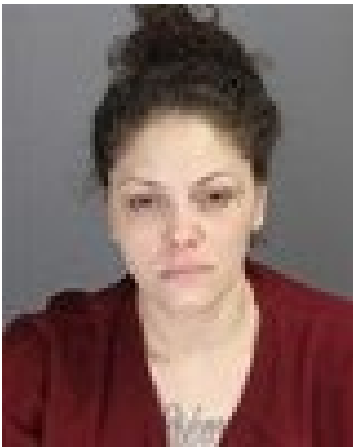


Oakland County Circuit Court (Aileen Wingblad/MedaNews Group)

By **AILEEN WINGBLAD** | awingblad@medianewsgroup.com | The Oakland Press
PUBLISHED: June 25, 2024 at 10:53 a.m. | UPDATED: June 25, 2024 at 11:12 a.m.

A Pontiac woman whose illegal drugs reportedly caused two Auburn Hills police officers to become ill after they searched her at a traffic stop pleaded guilty as charged Monday in Oakland County Circuit Court.

Sentencing is scheduled for July 29 for Deontra Smith, 34, for two counts of possession of a controlled substance—narcotics/cocaine/heroin—less than 25 grams — and for being a habitual offender — for the May 6 incident in Auburn Hills. Police said she was a passenger in a vehicle pulled over for traffic violations, was found to have outstanding warrants and was searched, then somehow the officers came into contact with fentanyl and cocaine she had on her person.



Deontra Smith booking photo

The officers had adverse reactions including dizziness, were administered Narcan at the scene, and then transported to a local hospital for treatment, police said.

No charges were filed for the possible drug exposure to the police officers.

Smith will also be sentenced on July 29 for other cases which she pleaded guilty to this year: possession of controlled substances, carrying a concealed weapon, felon in possession of a firearm and driving while license suspended. Those crimes happened in May 2023.

Sentencing will be handed down by Judge David Cohen. For now, Smith is in the Oakland County Jail, with bond set at \$50,000. She has another case pending in Detroit.