



CITY OF AUBURN HILLS

REGULAR CITY COUNCIL MEETING

MINUTES

FEBRUARY 5, 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, McDaniel, and Verbeke

Absent: None

Also Present: City Manager Tanghe, Assistant City Manager Skopek, City Attorney Beckerleg, City Clerk Pierce, Chief of Police Gagnon, Fire Chief Massingill, Manager of Fieldstone Golf Club Hierlihy, DPW Director Baldante, Manager of Fleet & Roads Hefner, Director of Recreation and Senior Services Adcock, Community Development Director Cohen, Construction Coordinator Lang, Engineer Juidici

5 Guests

A workshop session was held prior to the regular City Council meeting at 5:30 PM. Workshop Topic: Rental Housing/Discussion of Update to 2016 Study.

4. APPROVAL OF MINUTES

4a. City Council Regular Meeting Minutes, January 22, 2024.

Moved by Knight, Seconded by Verbeke.

RESOLVED: To approve the City Council Regular Meeting Minutes of January 22, 2024.

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

No: None

Resolution No. 24.02.20

Motion Carried (7 - 0)

5. APPOINTMENTS AND PRESENTATIONS

5a. Avondale Youth Assistance Program Summary, presented by Michael Kazyak

Mr. Kazyak provided an overview of the Avondale Youth Assistance Program. He stated that this program prioritizes students that have overcome obstacles or personal achievements. There were 170 students that could be recognized and 11 were celebrated. He also provided information to the different events and programs that have helped support students in various ways.

5b. Motion – To confirm the reappointment of Jay Boelter, Donearl Johnson, and Ron Moniz to the Public Safety Advisory Committee.

Mr. Hawkins presented the following names to be reappointed to the Public Safety Advisory Committee for another term; Jay Boelter, Donearl Johnson, and Ron Moniz.

Moved by Hawkins, Seconded by Knight.

RESOLVED: To confirm the reappointment of Mr. Ron Moniz, Mr. Donearl Johnson, and Mr. Jay Boelter to the Public Safety Advisory Committee for a term ending November 20, 2025.

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

No: None

Resolution No. 24.02.21

Motion Carried (7 - 0)

5c. City Manager's Presentation of Awards

Mr. Tanghe presented the Outstanding Assistant Award to Assistant City Manager Brandon Skopek and the Emerging Leader Award to Andrew Hagge, the Assistant to the City Manager from the Michigan Municipal Executives (MME) organization.

6. PUBLIC COMMENT

Representative from Nino's Restaurant shared his request for a solution with regards to the patio at this location and the water reassessment bill he received. Staff will follow up with him on this issue.

7. CONSENT AGENDA

7a. Board and Commission Minutes

7a1. Brownfield Redevelopment Authority, January 16, 2024

7a2. Election Commission, January 24, 2024

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

7b. Motion – To approve a Golf Cart GPS System.

RESOLVED: To approve a three-year contract with Tagmarshal, 975 Cobb Place Blvd., Suite 110, Kennesaw, GA 30144 to provide and install 88 golf cart GPS units and to approve a budget amendment in the amount of \$107,270.54 to FGC account number 584-753-808.000.

7c. Motion – To approve MDOT Public Act 51 Mapping Updates.

RESOLVED: To approve resolution 24-01 through resolution 24-03 to add extensions of Simmons Road, Alpeana Street, and Calgary Street to the MDOT ACT 51 Map. (Attachment A)

Moved by Verbeke, Seconded by Fletcher.

RESOLVED: To approve the Consent Agenda.

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

No: None

Resolution No. 24.02.22

Motion Carried (7 - 0)

8. UNFINISHED BUSINESS

9. NEW BUSINESS

9a. Public Hearing / Motion – To adopt an Ordinance to amend Subsection (f) of Section 50-3. – Regulations Governing City Parks and City Recreational Grounds of Chapter 50 – Parks and Recreation of the Auburn Hills City Code on Second Reading.

Ms. Adcock shared that staff has developed a program to offer beginning archery classes in the public parks, primarily at Hawk Woods. The development of the program is ensuring that all the requirements, especially safety, are followed.

The Mayor opened the Public Hearing at 7:33 PM
Hearing no comment, the Public Hearing was closed at 7:34 PM

Moved by Hawkins, Seconded by Verbeke.

RESOLVED: To adopt an Ordinance to amend Subsection (f) of Section 50-3. – Regulations Governing City Parks and City Recreational Grounds of Chapter 50 – Parks and Recreation of the Auburn Hills City Code on Second Reading. The Ordinance shall be known as Ordinance No. 24-937. (Attachment B)

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

No: None

Resolution No. 24.02.23

Motion Carried (7 - 0)

9b. Motion – To approve the purchase of a 2024 Sewer Easement Machine.

Mr. Hefner presented the budgeted item, a sewer easement machine, for purchase with upgrades that provide more stability. The current machine is 20 years old. This item fulfills the city's purchasing ordinance.

Moved by Ferguson, Seconded by Verbeke.

RESOLVED: To approve the purchase of an USJ Easement Machine for \$109,512.50 from Jack Doheny Company of Northville, Michigan under the Sourcewell contract and to be paid from 661-594-977.000.

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

No: None

Resolution No. 24.02.24

Motion Carried (7 - 0)

9c. Motion – To approve the purchase of a 2024 Vactor Sewer Cleaner/Vacuum Truck.

Mr. Hefner requested approval for the purchase of the Vactor sewer cleaner/vacuum truck to aid in the cleaning of the storm sewers throughout the city. This item fulfills the city's purchasing ordinance.

Moved by Knight, Seconded by Ferguson.

RESOLVED: To approve the purchase of a Vactor Truck for \$607,396.40 from Jack Doheny Company of Northville, Michigan under the Sourcewell contract and to be paid from 661-594-981.000.

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

No: None

Resolution No. 24.02.25

Motion Carried (7 - 0)

10. COMMENTS AND MOTIONS FROM COUNCIL

Ms. Verbeke addressed her concerns with the additional water fee and would like to send a resolution regarding Senate Bills 549-554 stating that the City Council of Auburn Hills does not support the additional charge. She shared that it could be harmful to some of the residents, and it is not necessary due to the already existing programs that are available.

Information was provided that Orion Township, Rochester Hills as well as communities within Macomb County have passed resolutions in opposition to this bill. It was noted that if a resolution was drafted and then sent to the State Representatives in Lansing it would show the position of City Council.

Moved by Verbeke, Seconded by Knight.

RESOLVED: To instruct the City Manager to prepare a resolution for Council's consideration to oppose the legislation.

Ms. Verbeke and Mr. McDaniel thanked the residents that have reached out to them and shared that residents are pleased that this has been brought to their attention and do not feel that this decision is in the best interests of the community.

Mr. McDaniel shared that as a council they have worked hard to lower the cost of water bills to the residents and to increase the water bills now could be a potential hardship for some. The decision to increase the water bill is alleviating local control to the State where it will eventually be more of a burden on our residents.

Mayor Marzolf commented that the current programs only provide temporary assistance where this bill could have a permanent solution for some of our residents.

Mr. Ferguson shared that the creator of the bill is holding a town hall meeting on Monday the 12th.

Mr. Hawkins shared that he has appreciated the extensive communication he has had with the State Representatives regarding this issue.

After much discussion, Ms. Verbeke and Mr. Knight withdrew the motion.

MOTION WITHDRAWN

Dr. Fletcher suggested that the intersection of Squirrel Road and Shimmons Road be reevaluated with the potential of having a traffic light for safety purposes. She commented that the residents in the area have reached out to her and communicated that they had been hit or almost hit by the traffic in the area and this area should be reviewed. Mr. Tanghe will reach out to the resident that had been hurt.

Mr. Ferguson thanked Dr. Fletcher for the information and Mr. Cohen for the workshop.

Mr. Knight provided a report as the Brownfield Redevelopment Authority representative. He paid tribute to Larry Douglas who served on several committees for Auburn Hills and made a marvelous contribution to the City of Auburn Hills.

Mayor Marzolf also shared a tribute to Mr. Douglas and sent condolences to the family of Larry Douglas. He thanked staff for the State of the Community report.

11. CITY ATTORNEY REPORT

12. CITY MANAGER REPORT

13. ADJOURNMENT

Moved by Hawkins, Seconded by Verbeke.

RESOLVED: To adjourn the meeting.

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

No: None

Resolution No. 24.02.26

Motion Carried (7 - 0)

The meeting adjourned at 8:08 PM.

Brain W. Marzolf, Mayor

Laura M. Pierce, City Clerk

ATTACHMENT A

**RESOLUTION NO. 24-01
ACCEPTANCE OF SHIMMONS ROAD FROM LAPEER ROAD TO BALD MOUNTAIN ROAD**

At a regular meeting of the City Council of the City of Auburn Hills, Michigan, held at the City Hall on February 5, 2024, the following resolution was offered by Council Member Verbeke and seconded by Council Member Fletcher.

Whereas the City of Auburn Hills did acquire title to Shimmons Road.

And whereas it is necessary to furnish certain information to the State of Michigan to place this street within the City Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW THEREFORE IT IS RESOLVED:

1. That the centerline of said street as described:

CENTERLINE OF SHIMMONS ROAD (variable width)
(BETWEEN PHILLIPS and LAPEER ROADS)

A centerline of road being situated in Section 11, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, more particularly described as follows: Commencing at the Center of said Section 11; thence N 04°16'26" E 185.48 feet to a point on the centerline of Shimmons Road (variable width), also being the Point of Beginning; thence along said centerline: S 71°35'21" E 144.78 feet to the Point of Ending.

2. That said street is located within a City right-of-way and under the control of the City of Auburn Hills.

3. That said street is a public street and is for public street purposes.

4. That said street is accepted into the municipal street system and is open to the public for public use on or before December 31, 2023.

AYES:	7 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, McDaniel, Verbeke)	
NAYS:	None	
ABSENT:	None	
ABSTENTIONS:	None	RESOLUTION ADOPTED

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of 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 City Council held on the 5th day February 2024, the original of which is on file in my office.

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

Laura M. Pierce, City Clerk

RESOLUTION NO. 24-02
ACCEPTANCE OF ALPEANA STREET FROM ONTARIO DRIVE TO EASTERN CONNECTION

At a regular meeting of the City Council of the City of Auburn Hills, Michigan, held at the City Hall on February 5, 2024, the following resolution was offered by Council Member Verbeke and seconded by Council Member Fletcher.

Whereas the City of Auburn Hills did acquire title to Alpeana Street.

And whereas it is necessary to furnish certain information to the State of Michigan to place this street within the City Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW THEREFORE IT IS RESOLVED:

1. That the centerline of said street as described:

ALPEANA STREET (60 FT. WIDE)
(BETWEEN ONTARIO DRIVE and MANITOBA STREET)

A centerline of road being situated in the NE 1/4 of Section 6, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, more particularly described as follows: Commencing at the NW corner of Lot 37, “LAKE ANGELUS HEIGHTS”, as recorded in Liber 47 of Plats, Page 31, Oakland County Records; thence N 02°34’13” W 30.01 feet to a point on the centerline of Alpeana Street (60 ft. wide), also being the Point of Beginning; thence along said centerline N 85°59’03” E 205.00 feet to the Point of Ending.

2. That said street is located within a City right-of-way and under the control of the City of Auburn Hills.

3. That said street is a public street and is for public street purposes.

4. That said street is accepted into the municipal street system and is open to the public for public use on or before December 31, 2023.

AYES:	7 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, McDaniel, Verbeke)	
NAYS:	None	
ABSENT:	None	
ABSTENTIONS:	None	RESOLUTION ADOPTED

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of 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 City Council held on the 5th day February 2024, the original of which is on file in my office.

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

Laura M. Pierce, City Clerk

RESOLUTION NO. 24-03
ACCEPTANCE OF CALGARY STREET FROM WALLER STREET TO EASTERN CONNECTION

At a regular meeting of the City Council of the City of Auburn Hills, Michigan, held at the City Hall on February 5, 2024, the following resolution was offered by Council Member Verbeke and seconded by Council Member Fletcher.

Whereas the City of Auburn Hills did acquire title to Calgary Street.

And whereas it is necessary to furnish certain information to the State of Michigan to place this street within the City Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW THEREFORE IT IS RESOLVED:

1. That the centerline of said street as described:

CALGARY STREET (30 FT. WIDE)
(BETWEEN WALLER STREET and QUEBEC STREET)

A centerline of road being situated in the NE 1/4 of Section 6, Town 3 North, Range 10 East, City of Auburn Hills, Oakland County, Michigan, more particularly described as follows: Commencing at the NW corner of Lot 104, "LAKE ANGELUS GARDENS", as recorded in Liber 47 of Plats, Page 32, Oakland County Records; thence N 85°18'47" E 30.01 feet along the North line of said Lot 104, also being the South right of way line of Calgary Street (30 ft. wide); thence N 04°41'13" W 15.00 feet to a point on the centerline of Calgary Street (30 ft. wide), also being the Point of Beginning; thence along said centerline N 85°18'47" E 120.05 feet to the Point of Ending.

2. That said street is located within a City right-of-way and under the control of the City of Auburn Hills.

3. That said street is a public street and is for public street purposes.

4. That said street is accepted into the municipal street system and is open to the public for public use on or before December 31, 2023.

AYES:	7 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, McDaniel, Verbeke)	
NAYS:	None	
ABSENT:	None	
ABSTENTIONS:	None	RESOLUTION ADOPTED

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of 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 City Council held on the 5th day February 2024, the original of which is on file in my office.

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

Laura M. Pierce, City Clerk

ATTACHMENT B

CITY OF AUBURN HILLS ORDINANCE NO. 24-937

AN ORDINANCE TO AMEND SUBSECTION (f) OF SECTION 50-3. – REGULATIONS GOVERNING CITY PARKS AND RECREATIONAL GROUNDS, OF CHAPTER 50 – PARKS AND RECREATION, OF THE AUBURN HILLS CITY CODE, AS AMENDED, TO ALLOW THE POSSESSION AND USE OF BOWS AND ARROWS FOR CITY PROVIDED AND CITY APPROVED ARCHERY CLASSES, ARCHERY COMPETITION AND ARCHERY EXHIBITIONS IN ANY CITY PARK AND ON THE RECREATIONAL GROUNDS OF THE CITY CIVIC CENTER.

THE CITY OF AUBURN HILLS ORDAINS:

SECTION 1.

Subsection (f) of Section 50-3. – Regulations governing city parks and city recreational grounds, of Chapter 50 – Parks and Recreation, of the Auburn Hills City Code, as amended, is hereby amended to read as follows:

- (f) Except as authorized by law, it shall be unlawful for any person to possess any weapon in any city park or the recreational grounds of the city civic center, including, but not limited to, weapons such as firearms, BB guns, pellet guns, slingshots and bows and arrows, except that bows and arrows may be possessed and used during city provided and/or city approved archery classes, archery competitions and archery exhibitions taking place in any city park and/or on the recreational grounds of the city civic center. City provided and/or city approved archery classes, archery competitions and archery exhibitions are permitted uses in any city park and on the recreational grounds of the city civic center.

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 5th day of February, 2024, and ordered to be given publication in the manner prescribed by the Charter of the City of Auburn Hills.

AYES: 7 (Ferguson, Fletcher, Hawkins, Knight, Marzolf, McDaniel, Verbeke)
NAYES: None
ABSTENTIONS: None
ABSENT: None

STATE OF MICHIGAN)
) ss.
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. 24-937 adopted by the Auburn Hills City Council on the 5th day of February, 2024, the original of which is in my office.

Laura M. Pierce
City Clerk