

A special meeting of the Royal Oak City Commission was held on Monday, February 22, 2016, in room 309 of city hall, 211 Williams, Royal Oak. The meeting was called to order by Mayor Ellison at 6:00 p.m. Present were Mayor Ellison, Mayor Pro Tem Fournier, Commissioner Douglas, Commissioner DuBuc, Commissioner Mahrle, Commissioner Paruch and Commissioner Poulton. Also present were City Manager Johnson, Interim City Attorney Liss, Management Analyst/Grants Coordinator Barber-Perrotta, Police Chief/Assistant City Manager O'Donohue, City Engineer Callahan, Director of Public Service and Recreation Rassel, Director of Community Development Thwing, and City Clerk Halas.

There was no one present who wished to speak at public comment.

The first objective was to direct staff to prepare for a major rewrite of the master plan in 2017. That would involve identifying areas that need improvement and areas that are problems.

With regards to the next goal, diversify and expand recreation opportunities for all ages, Mr. Rassel explained that they were working as fast as they could with the funds available. They prioritize and focus on the larger parks that have the highest usage. Three of the neighborhood parks were scheduled for improvements this year.

Life now moving was the goal to put people first, focus on walkability and incorporate whatever pedestrian amenities they could. The mindset should be a walkable, bike-able community 365 days a year. Several roads were being looked at for dedicated bicycle lanes. Traffic calming on 11 Mile was briefly discussed.

Adopted unanimously the special meeting adjourned at 7:27 p.m.

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A regular meeting of the Royal Oak City Commission was held on Monday, February 22, 2016, in the city hall, 211 Williams, Royal Oak. The meeting was called to order by Mayor Ellison at 7:30 p.m.

Commissioner Mahrle gave the Invocation. Everyone present gave the pledge of allegiance.

ROLL CALL	PRESENT	ABSENT
Mayor	Ellison	
Mayor Pro Tem	Fournier	
Commissioners	Douglas	
	DuBuc	
	Mahrle	
	Paruch	
	Poulton	

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#### **PUBLIC COMMENT**

Mr. Scott Warheit, 350 N. Main, announced that the Friends of the Royal Oak Library book sale would take place March 3-5. The funds raised would allow them to do great things for the library. He presented the commission with the library's annual report. Over 200,000 people came through their doors and over 500 programs were funded throughout the year. Their annual report can be viewed at [www.ropl.org](http://www.ropl.org). Copies of the Royal Oak Area Preschool and Childcare directory were now available.

Mr. Danny Torresan, 103 Normandy, addressed the possible sale of city hall. Many people were opposed to the idea. Selling city property wasn't the way to go. He hoped there would be better communication with the residents.

Ms. Amanda Oparka, Clinton River Watershed Council, thanked the city commission for considering membership with them. They are a non-profit dedicated to protecting, enhancing and celebrating the Clinton River, its watershed and Lake St. Clair. They help member communities with grants.

Ms. Candace Isaacson, 513 Wellesley, complained about the multicolor fire hydrant near her home and hoped it would be painted soon.

Mr. Clyde Esbri, 4135 S. Fulton Place, spoke regarding the widening of I-75. The county executive wasn't looking at who would benefit from it. Citing statistics from transportation studies he thought the money would be better spent on city centers and developing mass transit. Widening I-75 was a waste of money.

Ms. Monika Sipe, 626 Symes, agreed with Mr. Esbri that the widening of I-75 was a waste of money. It would disrupt her work commute and increase the noise pollution.

Mr. Steve Bischoff, 123 La Plaza, was new to the city and liked the way it was set up. It was one of the reasons he moved here. He opposed the I-75 expansion and saw it as a continuation of urban sprawl. A healthier society would have people walking, mass transit and other options.

Mr. Tim Makar, 924 Marywood, opposed the I-75 expansion. He was proud that Royal Oak was considering the resolution.

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#### **APPROVAL OF AGENDA**

Items 6F and H were pulled from the consent agenda and item 14 was moved up to follow item 9.

Moved by Commissioner Mahrle  
Seconded by Commissioner Douglas

BE IT RESOLVED that the city commission hereby approves the agenda for the February 22, 2016 meeting as amended.

ADOPTED UNANIMOUSLY

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#### **CONSENT AGENDA**

Moved by Commissioner Douglas  
Seconded by Commissioner Mahrle

BE IT RESOLVED that the city commission hereby approves the consent agenda as follows:

- A. BE IT RESOLVED that the city commission minutes of January 25, February 1 and 8, 2016 are hereby approved.
- B. BE IT RESOLVED that the claims of February 16 and 19, 2016 audited by the department of finance are hereby approved.

Be it resolved, the city commission hereby approves the following reappointments:

<u>Name</u>	<u>REAPPOINTMENTS</u> <u>Committee</u>	<u>Term</u>
Wil White	Fire Civil Service Commission	03/14/21
Michael R. Sherman	Memorial Day Parade Committee	12/31/18

Be it resolved, the city commission hereby approves the following appointments:

**VACANCIES**

<u>Name</u>	<u>Committee</u>	<u>Term</u>
Dan Bittner	Board of Review – Regular Member	12/31/17
Marguerite Doster	Board of Review – Alternate Member	12/31/16
Leslie Snow	Historic District Study Committee	12/31/17
Lisa Kimmel	Historical Commission	12/31/18
Nancy Robinson	Historical Commission	12/31/18
Mallory Campbell	Parks and Recreation Committee	12/31/16
Kyle Bruckner	Rehab Board of Appeals	12/31/16
Kristina Andreski	ROOTS	12/31/17

Be it resolved, the city commission hereby approves the following student appointments:

**STUDENT APPOINTMENTS**

<u>Name</u>	<u>Committee</u>	<u>Term</u>
AJ Carter	Planning Commission	12/31/16
Sean McMahon	Royal Oak Environmental Advisory Board	12/31/16

- D. Be it resolved, a public hearing be held on March 21, 2016 at Royal Oak City Hall, 211 South Williams Street at 7:30p.m. to hear public comment on the proposed removal of Dutch Elm diseased trees.
- E. Be it resolved, the city commission hereby adopts the administrative policy and procedure for the public inspection and copying of public assessing records.
- G. Be it resolved, the city commission hereby awards 2016 E. Fourth Street Streetscape Improvements Contract CAP1604 to Warren Contractors and Development, Inc. of Shelby Township, Michigan for the bid price of \$984,071.25 and directs staff to issue a purchase order in the amount of the bid price, and

Be it further resolved, the city commission hereby awards the construction administration and inspection services for 2016 E. Fourth Street Streetscape Improvements Contract CAP1604 to Nowak and Fraus Engineers of Pontiac, Michigan for 7% of the construction cost estimated at \$68,885, and directs staff to issue a purchase order in the amount of the estimated price.

- I. Be it resolved, the city commission hereby awards Contract CAP1607 2016 Water Main Improvements to C&P Construction Co., Inc. of Shelby Township, Michigan for the bid price of \$2,524,676.50 and directs staff to issue a purchase order in the amount of the bid price.
- J. Be it resolved, the commission awards Contract CAP1608 2016 Sidewalk Improvement Program, to Audia Concrete Construction of Milford Charter Township, MI, for the bid price of \$1,611,170 and directs staff to issue a purchase order in the amount of the bid price.
- K. Whereas, pursuant to provisions of Chapter 12, City Charter of Royal Oak, as amended, the Royal Oak City Commission may commence proceedings for the making of local public improvements within the city and determine the tentative necessity thereof without a petition; and

Whereas, the Royal Oak City Commission deems it in the public interest, health, and welfare to make certain public improvements in the city, to wit:

S. Edison Avenue from E. 11 Mile Road to the south property line of 227 S. Edison Avenue

Now, therefore be it resolved that:

1. The city assessor be and is hereby directed to cause to be prepared a report which shall include necessary plans, profiles, specifications and detailed estimates of costs, an estimate of the life of the improvements, and a description of the public improvements, and to prepare a special assessment of the district and such other pertinent information as will permit the commission to decide the cost, extent, and necessity of the improvement proposed and what part or proportion thereof should be paid by special assessments upon the property especially benefited and what part, if any, should be paid by the city.
2. When the aforesaid report is completed, the city assessor shall file the same with the city clerk for presentation to the commission.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

L. Whereas, the city commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements; and

Whereas, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the city commission deems said special assessment roll to be fair, just, and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed.

Now, therefore, be it resolved that:

1. Said special assessment roll as prepared by the city assessor in the amount of \$75,629.24 is hereby confirmed and shall be known as special assessment roll 2391.
2. Said special assessment roll shall be divided into fifteen (15) equal annual installments, the first of which shall be due and payable on July 1, 2016 and the remaining installments shall become due in consecutive order, one each year [not to exceed twenty (20) years in total], on the 1<sup>st</sup> day of July, beginning with the year 2016.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of six percent (6%) per annum beginning July 1, 2016. Provided, however, in the event bonds are issued in anticipation of the collection of said special assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by said special assessment bonds payable annually on the respective due dates of subsequent installments. Provided, however, that the whole assessment may be paid to the city treasurer at any time after confirmation in full with accrued interest thereon; and the amounts to be paid by the city shall be paid as the construction work progresses.
4. The city clerk be and is hereby directed to attach her warrant to said special assessment roll after confirmation of said roll commanding the city treasurer to collect the sums and amounts as directed by the city charter and by resolution of the city commission. Said warrant shall further require the city treasurer on the 1<sup>st</sup> day of April following the date when such assessments, or any installment thereof, have become due,

to submit to the city commission a sworn statement setting forth a description of the lots, premises and parcels of land as to which such delinquency exists, and amounts of such delinquency, including accrued interest computed to April 1<sup>st</sup> of such year.

5. The city clerk be and is hereby directed to endorse the date of confirmation on each special assessment Roll.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

M. Be it resolved, the city commission approves the following requisitions/purchase order for fiscal year 2015-16:

Requisition #	R004218
Vendor:	GRANITE NETWORKS, INC.
Requesting approval for:	\$18,000
Price Source:	bid by Royal Oak
Budgeted:	\$20,000
Department / Fund:	parks and forestry/misc grants/ restricted fund
Description:	smart park kiosk

Requisition #	R004224
Vendor:	KELLEY BROTHERS, LC
Requesting approval for:	\$25,020
Price Source:	quote
Budgeted:	\$0
Department / Fund:	fire/public safety
Description:	emergency replacement of fire department generator

ADOPTED UNANIMOUSLY

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#### **AWARD OF CONTRACT CAP1535 2016 CONCRETE STREET RECONSTRUCTION**

Moved by Commissioner Douglas  
Seconded by Commissioner Paruch

Be it resolved, the city commission hereby awards Parts A, B, C, D, F, G and I of the 2016 Road Reconstruction Improvements Contract CAP1535 to Hard Rock Concrete, Inc. of Westland, Michigan for the bid price of \$5,104,808 and directs staff to issue a purchase order in the amount of the bid price.

AYES: Commissioners Douglas, DuBuc, Mahrle, Paruch and Poulton

NAYS: Mayor Pro Tem Fournier and Mayor Ellison

MOTION ADOPTED

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#### **AWARD OF CONTRACT CAP1606 2016 SEWER AND WATER MAIN IMPROVEMENTS**

Moved by Commissioner Douglas  
Seconded by Commissioner Paruch

Be it resolved, the city commission hereby awards Contract CAP1606 2016 Sewer and Water Main Improvements to Pamar Enterprises, Inc. of New Haven, Michigan for the bid price of \$1,890,920.55 and directs staff to issue a purchase order in the amount of the bid price.

AYES: Commissioners Douglas, DuBuc, Paruch, Poulton, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: Commissioner Mahrle

MOTION ADOPTED

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### **TRAFFIC COMMITTEE RESOLUTIONS**

Moved by Commissioner Poulton  
Seconded by Commissioner Paruch

Be it resolved, the commission approves the installation of a "Stop" sign on Yorba Linda Boulevard where it tees into Springer Avenue from the south. (Item 5A); and

Be it further resolved, the commission denies the request to close the southbound entrance from Crooks Road onto southbound Edgewood Drive, and further denies the request to install speed humps on Edgewood Drive. (Item 5B); and

Be it further resolved, the commission denies the request to install speed humps on Mohawk Avenue. (Item 5C); and

Be it further resolved, the commission denies the request to install speed bumps on Wyandotte Avenue. (Item 5D); and

Be it further resolved, the commission denies the request to install stop signs on Fernwood Drive at Crane Avenue (Item 5E); and

Be it further resolved, the commission denies the request to prohibit parking on the south and or north sides of Manor Avenue west of Crooks Road (Item 5F); and

Be it finally resolved, the commission approves the revised Royal Oak Citizens Traffic Committee Bylaws (Item 6A).

ADOPTED UNANIMOUSLY

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### **MICHIGAN STREET LIGHTING COALITION RESOLUTION**

Moved by Mayor Pro Tem Fournier  
Seconded by Commissioner DuBuc

Be it resolved, the City of Royal Oak continues its support of the MSLC intervention in MPSC Rate Case U-17767 through the duration of the directed collaborative process, and approves a purchase order in the amount of \$3,395 to support the effort.

ADOPTED UNANIMOUSLY

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**SET BUDGET WORK SESSIONS**

Moved by Commissioner Paruch  
Seconded by Commissioner Mahrle

Be it resolved, the Royal Oak City Commission hereby calls special meetings to review and discuss the city manager's fiscal year 2016-17 recommended budget at 6:00p.m. on Monday May 16, Tuesday May 17, and Thursday May 26, 2016.

ADOPTED UNANIMOUSLY

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**PARTICIPATORY BUDGETING AND APPLICATIONS DISCUSSIONS**

Commissioner Poulton left the table at 8:48 p.m.

Moved by Commissioner Mahrle  
Seconded by Commissioner Douglas

Be it resolved that the city commission hereby directs staff to look into different participatory budget proposals throughout the country that encourage residents of all ages to participate in the budget process.

AYES: Commissioners Douglas, DuBuc, Mahrle, Paruch, Mayor Pro Tem Fournier and Mayor Ellison

NAYS: None

ABSENT: Commissioner Poulton

MOTION ADOPTED

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**CLINTON RIVER WATERSHED COUNCIL MEMBERSHIP**

Commissioner Poulton returned to the table at 8:50 p.m.

Moved by Commissioner Paruch  
Seconded by Commissioner Mahrle

Be it resolved, the Royal Oak City Commission directs staff to apply for government membership benefits in the Clinton River Watershed Council at a cost of \$5,000.

ADOPTED UNANIMOUSLY

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**ACCOUNTANT POSITION  
TREASURY**

Moved by Commissioner Douglas  
Seconded by Commissioner Paruch

Be It Resolved the city commission hereby approves the creation and hiring of a full-time accountant I.

ADOPTED UNANIMOUSLY

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**CASHIER VACANCY  
TREASURY**

Moved by Commissioner Poulton  
Seconded by Commissioner Mahrle

Be It Resolved, the city commission hereby approves the modification and filling of the vacant full-time cashier position with a full-time cashier III.

ADOPTED UNANIMOUSLY

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**COLLECTIONS CLERK  
44<sup>TH</sup> DISTRICT COURT**

Moved by Commissioner Douglas  
Seconded by Commissioner Mahrle

Be it resolved, the director of finance shall include in her next budget adjustment an increase to court revenue and expenditures to allow for the conversion of the court collections clerk to full-time status.

ADOPTED UNANIMOUSLY

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**I-75 EXPANSION DISCUSSION**

Moved by Commissioner DuBuc  
Seconded by Commissioner Mahrle

WHEREAS, communities across the southeast Michigan face an acute shortage of transportation funds to repair existing streets and bridges, address safety needs, and provide the quality of life that attracts and retains residents and employers; and

WHEREAS, within the City of Royal Oak these needs specifically include the repair of existing roads; and

WHEREAS, the Michigan Department of Transportation has approved and intends to commence major highway reconstruction and capacity expansion projects on I-75 in Oakland County and I-94 in Detroit, with expected costs that may exceed \$4 billion dollars, including hundreds of millions for capacity expansion; and

WHEREAS, the 2040 Long-Range Plan states that traffic congestion in southeast Michigan is "limited," that the region will not regain its 2000 population with the next 25 years, and that any increase in traffic levels will be modest; and

WHEREAS, surveys performed by SEMCOG show that a majority of the region's residents do not support raising taxes for the purpose of expanding highway capacity; and

WHEREAS, the expansions threaten significant negative impacts to the communities they traverse, including displacement of residents, destruction of local tax base, loss of property value, increases in traffic noise, aggravated air pollution, and continued disinvestment;

WHEREAS, it has been well established that such road expansions provide only temporary relief, while exacerbating traffic congestion in the long run; and

WHEREAS, \$4 billion would be far better spent addressing our region's desperate need for a comprehensive regional transit system to meet the needs of residents; and

WHEREAS, cities across the state are suffering consequences of decades of anti-urban policies, such as freeway expansions, which encourage sprawl while decreasing investment in the very population centers where the majority of residents live; and

WHEREAS, state law dictates that not only must cities and villages suffer the consequences of these policies, but in fact, must bear a portion of the cost of opening, widening, and improving state trunk line highways resulting in further deterioration of existing local infrastructure; and

WHEREAS, SB 557 introduced by State Senator Knollenberg proposed to eliminate the requirement that Royal Oak residents' tax dollars be redirected to a project that harms our community; and

NOW THEREFORE BE IT RESOLVED, the City Commission of the City of Royal Oak opposes the inclusion of these highway capacity expansion projects in the 2040 Long-Range Plan; and

BE IT FURTHER RESOLVED, the City Commission especially opposes the proposed Transportation Improvement Project amendments pertaining to the acceleration of the widening of I-75 between Eight Mile Road and M-59; and

BE IT FURTHER RESOLVED, the Royal Oak City Commission requests that the funding currently programmed for these capacity projects be redirected to other roadway projects, such as performing preventive maintenance and rehabilitating existing major roads, bridges and local streets; addressing critical safety needs; developing and implementing mass transit; and enhancing the overall quality of life through these measures; and

BE IT FURTHER RESOLVED, that the city of Royal Oak will utilize all legal means at its disposal to prevent this expansion from taking place; and

BE IT FURTHER RESOLVED, that the city of Royal Oak supports the passage of SB 557 which, at the very least, would end the requirement that Royal Oak residents fund a project that will bring harm to our city; and

BE IT FURTHER RESOLVED, this Resolution shall be transmitted to SEMCOG and its Member Communities, the Michigan Municipal League, the Michigan Department of Transportation (MDOT), Governor Rick Snyder, and Representative James Townsend and Senator Marty Knollenberg.

BE IT FINALLY RESOLVED, the City of Royal Oak hereby adopts this Resolution requesting that the two expansion projects be excluded from the 2040 Long-Range Plan, and funding redirected towards other needs, until such time as their utility is re-examined in the light of current transportation and funding conditions.

FRIENDLY AMENDMENT OFFERED BY COMMISSIONER MAHRLE TO INCLUDE THE OAKLAND COUNTY ROAD COMMISSION, COUNTY EXECUTIVE L. BROOKS PATTERSON AND THE OAKLAND COUNTY BOARD OF COMMISSIONERS TO THE DISTRIBUTION LIST

MOTION NOW READS:

WHEREAS, communities across the southeast Michigan face an acute shortage of transportation funds to repair existing streets and bridges, address safety needs, and provide the quality of life that attracts and retains residents and employers; and

WHEREAS, within the City of Royal Oak these needs specifically include the repair of existing roads; and

WHEREAS, the Michigan Department of Transportation has approved and intends to commence major highway reconstruction and capacity expansion projects on I-75 in Oakland County and I-94 in Detroit, with expected costs that may exceed \$4 billion dollars, including hundreds of millions for capacity expansion; and

WHEREAS, the 2040 Long-Range Plan states that traffic congestion in southeast Michigan is "limited," that the region will not regain its 2000 population with the next 25 years, and that any increase in traffic levels will be modest; and

WHEREAS, surveys performed by SEMCOG show that a majority of the region's residents do not support raising taxes for the purpose of expanding highway capacity; and

WHEREAS, the expansions threaten significant negative impacts to the communities they traverse, including displacement of residents, destruction of local tax base, loss of property value, increases in traffic noise, aggravated air pollution, and continued disinvestment;

WHEREAS, it has been well established that such road expansions provide only temporary relief, while exacerbating traffic congestion in the long run; and

WHEREAS, \$4 billion would be far better spent addressing our region's desperate need for a comprehensive regional transit system to meet the needs of residents; and

WHEREAS, cities across the state are suffering consequences of decades of anti-urban policies, such as freeway expansions, which encourage sprawl while decreasing investment in the very population centers where the majority of residents live; and

WHEREAS, state law dictates that not only must cities and villages suffer the consequences of these policies, but in fact, must bear a portion of the cost of opening, widening, and improving state trunk line highways resulting in further deterioration of existing local infrastructure; and

WHEREAS, SB 557 introduced by State Senator Knollenberg proposed to eliminate the requirement that Royal Oak residents' tax dollars be redirected to a project that harms our community; and

NOW THEREFORE BE IT RESOLVED, the City Commission of the City of Royal Oak opposes the inclusion of these highway capacity expansion projects in the 2040 Long-Range Plan; and

BE IT FURTHER RESOLVED, the City Commission especially opposes the proposed Transportation Improvement Project amendments pertaining to the acceleration of the widening of I-75 between Eight Mile Road and M-59; and

BE IT FURTHER RESOLVED, the Royal Oak City Commission requests that the funding currently programmed for these capacity projects be redirected to other roadway projects, such as performing preventive maintenance and rehabilitating existing major roads, bridges and local streets; addressing critical safety needs; developing and implementing mass transit; and enhancing the overall quality of life through these measures; and

BE IT FURTHER RESOLVED, that the city of Royal Oak will utilize all legal means at its disposal to prevent this expansion from taking place; and

BE IT FURTHER RESOLVED, that the city of Royal Oak supports the passage of SB 557 which, at the very least, would end the requirement that Royal Oak residents fund a project that will bring harm to our city; and

BE IT FURTHER RESOLVED, this Resolution shall be transmitted to SEMCOG and its Member Communities, the Michigan Municipal League, the Michigan Department of Transportation (MDOT), the Oakland County Road Commission, County Executive L. Brooks Patterson, the Oakland County Commission, Governor Rick Snyder, and Representative James Townsend and Senator Marty Knollenberg.

BE IT FINALLY RESOLVED, the City of Royal Oak hereby adopts this Resolution requesting that the two expansion projects be excluded from the 2040 Long-Range Plan, and funding redirected towards other needs, until such time as their utility is re-examined in the light of current transportation and funding conditions.

ADOPTED UNANIMOUSLY

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Upon motion of Commissioner DuBuc, seconded by Commissioner Mahrle, and adopted unanimously, the regular meeting was adjourned at 9:28 p.m.

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Melanie Halas, City Clerk

The foregoing minutes of the regular meeting held on February 22, 2016, having been officially approved by the city commission on Monday, March 14, 2016, are hereby signed this fourteenth day of March 2016.

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James B. Ellison, Mayor