JULY 2017
Amended 7-5-17

10  City Council, 7:00 p.m., Council Chamber ◆
11  Tax Increment Finance Authority, 4:00 p.m., Admin Conference Room▼
11  Public Safety Advisory Committee – Special Meeting, 6:00 pm Public Safety Building Conference Room.
12  Planning Commission, 7:00 p.m., Council Chamber◆
13  Planning Commission, 7:00 p.m., Council Chamber◆
13  City Council Training Workshop, Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Rochester Hills, 6:00 p.m.
14  Zoning Board of Appeals, 7:00 p.m., Council Chamber CANCELLED
17  Downtown Development Authority, 5:30 p.m., Admin Conference Room▼
18  Brownfield Redevelopment Authority, 6:00 p.m., Admin Conference Room▼
19  Beautification Advisory Commission, 6:00 p.m., Council Conference Room◆
24  City Council, 7:00 p.m., Council Chamber◆
27  Library Board, 7:00 p.m., Auburn Hills Public Library ✓

◆  City Council Chamber (Conf. Rm.) – 1827 N. Squirrel Road
▼  Administrative Conference Room – 1827 N. Squirrel Road
♀  Public Safety Building – 1899 N. Squirrel Road
♂  Community Center – 1827 N. Squirrel Road
●  Department of Public Works (DPW) – 1500 Brown Road
��이  Fieldstone Golf Course - 1984 Taylor Road
📚  Library - 3400 Seyburn Drive
!’  Downtown Chamber Offices – 3395 Auburn Road, Suite A
✉️  University Center, 3350 Auburn Road, Main Floor, Classroom AHUC-02
AUGUST, 2017

08  Tax Increment Finance Authority, 4:00 p.m., Admin Conference Room
10  Zoning Board of Appeals, 7:00 p.m., Council Chamber
14  City Council, 7:00 p.m., Council Chamber
15  Brownfield Redevelopment Authority, 6:00 p.m., Admin Conference Room
16  Beautification Advisory Commission, 6:00 p.m., Council Conference Room
16  Planning Commission, 7:00 p.m., Council Chamber
21  Downtown Development Authority, 5:30 p.m., Admin Conference Room
24  Library Board, 7:00 p.m., Auburn Hills Public Library
28  City Council Workshop, 5:30 p.m., Admin Conference Room
28  City Council, 7:00 p.m., Council Chamber

◆ City Council Chamber (Conf. Rm.) – 1827 N. Squirrel Road
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● Department of Public Works (DPW) – 1500 Brown Road
📍 Fieldstone Golf Course - 1984 Taylor Road
📚 Library - 3400 Seyburn Drive
⌂ Downtown Chamber Offices – 3395 Auburn Road, Suite A
🔥 University Center, 3350 Auburn Road, Main Floor, Classroom AHUC-02
1. MEETING CALLED TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL OF COUNCIL
4. APPROVAL OF MINUTES
   4a. City Council Workshop Minutes – June 19, 2017
   4b. Regular City Council Minutes – June 26, 2017
5. APPOINTMENTS AND PRESENTATIONS
   5a. Motion - Appoint Jeffrey Walker to the Local Officials Compensation Commission.
   5b. Motion - Appoint Patrick Casey to the Local Officials Compensation 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. Motion - Approve 2017 Annual Street Markings Program.
   7b. Motion - Approve Bulk Road Salt Purchase for 2017/2018 Season.
   7c. Motion – Receive and File the Plante & Moran Audit of Act 51 funding for year ending 2/31/2016.
8. OLD BUSINESS
   8a. Motions – Adopt Resolution to Authorize Publication of Intent to Issue Special Assessment and Capital Improvement Bonds.
9. NEW BUSINESS
   9a. Motion - Approve 2017 RCOC Summer Maintenance Agreement
   9b. Motion - Approve 2017 Storm Rehabilitation Program
10. COMMENTS AND MOTIONS FROM COUNCIL
11. CITY ATTORNEY’S REPORT
12. CITY MANAGER’S REPORT
13. EXECUTIVE SESSION
   13a. Sale of Land
14. ADJOURNMENT

City Council meeting minutes are on file in the City Clerk’s Office. NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248.370.9402 or the City Manager's Office at 248.370.9440 48 hours prior to the meeting. Staff will be pleased to make the necessary arrangements.
CALL TO ORDER: by Mayor McDaniel at 5:30 p.m.
LOCATION: University Center,  Road, Auburn Hills, MI 48326

Present: Mayor McDaniel, Council Members Burmeister, Hammond, Kittle, Knight, Mitchell, Verbeke
Absent: None
Also Present: City Manager Tanghe, Assistant City Manager Grice, Facilitator Dr. Pat Piskulich, Police Chief Olko, Community Development Director Cohen, City Clerk Kowal, DPW Director Melchert, Finance Director Schulz, Assessor Griffin, Senior Director Adcock, Recreation Director Marzolf, Fire Chief Manning, Police Lt. McDonnell, Golf Director Marmion, Director of Authorities Mariuz, Deputy Clerk Pierce, Executive Assistant Weber, City Engineer Juidici, Event Special Intern Kubinski, and City Attorney Beckerleg.

Mayor McDaniel called the meeting to order at 5:30 pm. The Goals and Objectives from 2016 were reviewed and discussed at length. Some goals were modified to reflect completion or ongoing efforts toward achievement.

The 2018 Goals and Objectives were discussed by Council. They are:

I. Focus relentlessly on fiscal sustainability
   - Maintain long-term unrestricted general fund balance of expenditures no less than 25%
   - Evaluate existing & alternative revenue sources (storm water utility; road/infrastructure)
   - Continue to reinvent the way we procure goods & services associated with performance of basic government operations across all departments
   - Analyze the fiscal viability of the golf course, present a plan to City Council
   - Continuously assess organizational structure & human resources to encourage professional development and continuous learning
   - Engage in legislative revenue advocacy & awareness
II. **Deliver outstanding city services**

- Establish a citywide PASER standard for roads
- Encourage citizen participation via increased awareness
  - Additional streaming opportunities/on-demand interface
  - Investigate new apps for stronger citizen engagement
- Respond to generational & cultural needs
  - Connect kids to mentors – job skills (engage Teen Council)
  - Opportunity for growth: 21-50 year olds (incl. our corporate community)
  - Establish a Student Government Day
- Attract & retain a talented customer-focused workforce (be the employer of choice)
  - Increase wage ranges to remain competitive
  - Work toward a workforce that is more reflective of the community
  - Advertise in more diverse media (HR, ongoing)
- Extended hours in selected departments (time shifting preferred)
- Investigate options for providing citywide wi-fi
- Advocate for improved educational opportunities for students in Auburn Hills
- Strive for timely water leak detection
  - Meter reading analysis
  - Customer education toward water leak awareness
- Investigate leak detection technology

III. **Drive progressive community development**

- Analysis of rental property (locations, permitting, compliance)
- Review pros & cons of licensing businesses
- Continue downtown development & expansion to increase population, inventory, & jobs by viewing development with assistance of DDA/TIFA, brownfield redevelopment. Encourage pride of ownership (business appearance, hours of operation)
- Further develop M-24/Opdyke Road Corridor
- Continue enhancement & stewardship of Clinton River Corridor. Create plan to improve Country Kitchen site
- Develop Mound Steel & Superior Concrete properties
- Comprehensive study of underutilized properties for redevelopment
- **Strategic** property purchases for redevelopment
IV. Create a vibrant, sustainable, & connected community

- Review options/opportunities for local transit (e.g., encourage OU Bear Bus routes to downtown)
- Consider path development for walking/biking to connect City (incl. maps, education, advertising)
- Improve walkability score assessment
  - Increase community walking groups, communicate & incentivize
- Extend Auburn Hills University to residents
- Employ social media to educate residents on City services & facilities

Council briefly discussed the cable television station, pathways and business licenses.

The meeting adjourned at 8:27 p.m.

Respectfully submitted,

Terri Kowal, City Clerk

__________________________                                  __________________________
Kevin A. McDaniel, Mayor                                    Terri Kowal, City Clerk
CALL TO ORDER: Mayor McDaniel at 7:00 p.m.
LOCATION: City Council Chamber, 1827 N. Squirrel Road, Auburn Hills, MI 48326
Present: Mayor McDaniel, Council Members Burmeister, Hammond, Kittle, Knight, Mitchell, and Verbeke (arrived at 7:04 pm).
Absent: None
Also Present: Assistant City Manager Grice, City Attorney Beckerleg, Police Lt. McDonnell, Clerk Kowal, Fire Chief Manning, Director of Community Development Cohen, Assistant Planner Keenan, City Engineer Juidici and City Manager Intern Thomas.

23 Guests

Mayor McDaniel noted that items 7b, 7c, 9j, 9k, and 13 are being removed from the agenda.

4. APPROVAL OF MINUTES
4a. City Council Workshop Minutes – June 12, 2017
Moved by Mitchell, Seconded by Burmeister.
RESOLVED: To approve the June 12, 2017 City Council workshop meeting minutes.
VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell
No: None
Resolution No. 17.06.099 Motion Carried (6 - 0)

4b. Regular City Council Minutes – June 12, 2017
Moved by Hammond, Seconded by Burmeister.
RESOLVED: To approve the June 12, 2017 City Council regular meeting minutes.
VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell
No: None
Resolution No. 17.06.100 Motion Carried (6 - 0)

5. APPOINTMENTS AND PRESENTATIONS
5a. Motion - Reappoint Laura Ochs to the Planning Commission.
Mayor McDaniel noted that this is a reappointment to the Planning Commission. Ms. Ochs has indicated her interest in continuing to serve.

Moved by Burmeister, Seconded by Mitchell.

RESOLVED: To confirm the appointment of Laura Ochs to the Planning Commission for a term ending July 31, 2020.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell
No: None

Resolution No. 17.06.101 Motion Carried (6 - 0)

5b. Motion - Reappoint Sam Beidoun to the Planning Commission.

Mayor McDaniel noted that this is a reappointment to the Planning Commission. Mr. Beidoun has indicated his interest to continue to serve.

Moved by Kittle, Seconded by Knight.

RESOLVED: To confirm the appointment of Sam Beidoun to the Planning Commission for a term ending July 31, 2020.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.102 Motion Carried (7 - 0)

6. PUBLIC COMMENT

State Representative Tim Greimel presented a state proclamation to City Clerk Terri Kowal for her dedication and long standing service in Municipal Government; 22 years in Shelby Township then over five years here in Auburn Hills. Ms. Kowal was awarded the prestigious Quill Award by the International Institute of Municipal Clerks. He explained that this award was very well deserved award and is only given to two Municipal Clerks each year internationally.

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. Beautification Advisory Commission – May 17, 2017
7a2. Zoning Board of Appeals – May 17, 2017
7a3. Tax Increment Finance Authority – June 13, 2017
7a4. Planning Commission – June 14, 2017

7b. Motion - Approve 2017 Annual Street Markings Program - Removed from the agenda

7c. Motion - Approve Bulk Road Salt Purchase for 2017/2018 Season - Removed from the agenda

Moved by Kittle, Seconded by Mitchell.

RESOLVED: To approve the Consent Agenda items 7a1., 7a2., 7a3., 7a4.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.103 Motion Carried (7 - 0)
8. OLD BUSINESS

8a. Motion – Approve Alcohol Permit for the Summer Concert Series

Mr. Grice explained that in February, City Council approved a change in the City ordinance that would allow
the use of alcohol at certain City sanctioned events, and allow the consumption of beer and wine at the
City’s Friday Night Concerts in the Park series. The proposed request is to approve the consumption of
beer and wine, in approved areas of the park, for the remaining 2017 Friday Night Concerts in the Park
series.

Ms. Hammond expressed concern with allowing alcohol use to continue after the concert ends. She
suggested that time be reduced to one hour while staff is breaking down the event and is still present.
Mayor McDaniel clarified that the proposal is from 6:00 PM – 9:00 PM, which is only a half hour after the
band ends.

Mr. Knight stated that he is appalled that this has come forward. He expressed concern that we are
destroying the concert in the park as a family venture by allowing alcohol because kids do not belong where
there are open bottles.

Mayor McDaniel noted that there was much discussion on this topic. While similar concerns were
expressed, the majority of Council at that time had asked staff to bring this forward for the concert series.
The thought was that it would be done for the entire concert series and, if there were any problems, action
would be taken to eliminate the alcohol use.

Mr. Burmeister questioned if staff, other than the Police Department, have been trained on overconsumption
or tracking overconsumption. Mr. Grice stated that staff who would be involved in the oversight have not
been trained. Lt. McDonnell stated that the training could be offered. The TIPS training trains individuals
to know when someone is intoxicated or when the police need to be called.

Moved by Hammond, Seconded by Verbeke.

RESOLVED: To allow the consumption of alcohol in the designated area at the Friday Nights
Concert Series in the Park from July 7 to August 18, 2017, from 6:00 pm to 9:00 pm, with no
glass bottles allowed, at Riverside Park in downtown Auburn Hills.

Ms. Verbeke suggested staff have plastic cups at the next concert just in case someone shows up with
glass bottles.

Ms. Mitchell stated that the manner in which alcohol was introduced to the Summerfest was ideal. There
was a licensed provider, it was organized, and in an area that was separated from the rest of the families.
With an event like the Concerts in the Park, an introduction like this has the potential to change the climate
of the event. Since it will be allowed openly in the park for everyone that is there, she is not in support.

Mr. Grice suggested authorizing the City Manager or Assistant City Manager to make the decision internally
to end it if problems arise, then bring it back to Council at the next meeting. Council agreed.

Mr. Kittle expressed support for this as an experiment. It may be a better alternative to find a concessionaire
that would be willing to support it similar to the Summerfest. Mayor McDaniel noted that from the patron
feedback, this was one of the many requests that came up. Mr. Kittle requested a report back for the next
Council meeting.
VOTE: Yes: Hammond, Kittle, McDaniel, Verbeke
   No: Burmeister, Knight, Mitchell

Resolution No. 17.06.104 Motion Carried (4 - 3)

9. NEW BUSINESS

9a. Motion - Approval of the rezoning of 2025 Dexter Road from R-1B, One-Family Residential District to B-1, Limited Business District / Cornerstone Community Financial Credit Union

9b. Motion – Approval of Site Plan / Cornerstone Community Financial Credit Union

Mr. Cohen explained the request is to rezone the house directly north of the property for a parking lot expansion of approximately thirty spaces. The parking lot will only be used during the hours of 8:00 AM – 6:00 PM and no access will be provided to Dexter Road. He noted that the Master Land Use Plan allows this property to be rezoned to a non-residential use. The intent of the project is to combine the parcel with the Credit Union’s parcel to the south.

Mr. Cohen noted that staff asked Cornerstone to proactively communicate with the neighborhood and submit a site plan with the rezoning to show their intent for the property. He noted that Cornerstone has made every effort to be respectful of the surrounding neighborhood with their proposal. The extensive buffering and other site design considerations proposed by Cornerstone exceed ordinance requirements. Staff and Cornerstone have met with the owners of the parcel directly north prior to the Planning Commission meeting. The owners asked Cornerstone to provide a number of enhancements to their property to address the negative financial impact on their property. Under state law, the City cannot require Cornerstone to make off-site improvements, however Cornerstone has offered $1,500.00 to assist the owners with additional screening to address their concerns with the view from the raised deck. The Planning Commission and Staff recommend approval of the project as presented.

Ms. Verbeke questioned the location of the wood fence to be removed. Mr. Cohen stated that the property owner was in favor of the fence removal as it is being replaced with a nicer fence. He explained that Cornerstone and property owner will work on the replacement together. If an agreement with the property owner cannot be reached, then Cornerstone would place their fence next to the existing fence.

Heidi Kassab, CEO of Cornerstone Community Financial Credit Union, explained that they felt that aesthetically one fence would be easier to maintain.

Mr. Knight expressed concern with establishing a precedent. Mr. Cohen stated that every zoning is done on a case by case basis. He explained that the master plan provides some flexibility to City Council to allow for some encroachment into the neighborhood. It is a sensitive issue that has to be done right.

Mr. Kittle questioned how long the property was vacant. Ms. Kassab explained that the property went on the market late summer of last year. She noted that Cornerstone has been maintaining the lot even though they do not own it yet.

Moved by Mitchell, Seconded by Hammond.

RESOLVED: To accept the Planning Commission’s findings and approve the rezoning of 2025 Dexter Road (14-14-278-022) from R-1B, One-Family Residential District to B-1, Limited Business District. The rezoning shall be referenced as Ordinance No. 17-892.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
   No: None

Resolution No. 17.06.105 Motion Carried (7 - 0)
Moved by Mitchell, Seconded by Kittle.
RESOLVED: To accept the Planning Commission’s findings and approve the Site Plan for Cornerstone Community Financial Credit Union subject to the conditions of the administrative review team.

Mr. Kittle commented that he would not approve any further expansions of this property.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.106  Motion Carried (7 - 0)

9c. Motion – Approval of Special Land Use, Site Plan, and Tree Removal Permit / INCOE Corporation

Mr. Cohen explained the request to construct a new 135,000 square foot world headquarters facility for INCOE Corporation. A special land use permit is required for the light industrial use. He noted that the site is heavily wooded. 446 replacement trees are required for the site. They were only able to fit 248 trees on the site. 198 replacement trees will either be paid into the City’s tree fund or planted in other areas of the City. The total investment is estimated at $20 million. Construction is expected to be complete in August, 2018. The Planning Commission and staff recommend approval as presented.

Mayor McDaniel questioned if there is any communication as to where the 198 trees would be planted. Mr. Cohen explained the options would be to pay into the City tree fund, provide trees to the DPW Department to plant along the right of ways, or they could plant within the park which would require a landscape plan detailing the location, species, and size of tree.

Courtney Seres, Vice President of Corporate Administration for INCOE Corporation, noted that they are very excited to consolidate their business in Auburn Hills. Theresa Bruce, Construction Manager on the project with General Development, introduced herself.

Ms. Hammond questioned whether there is any outdoor storage and if any is planned for the future. Mr. Cohen explained that they are going to modify the inside of their building to handle pallet storage etc. If they need outside storage, they would have to get a variance from the Zoning Board of Appeals.

Moved by Burmeister, Seconded by Hammond.
RESOLVED: To accept the Planning Commission’s recommendation and approve the Site Plan, Special Land Use Permit, and Tree Removal Permit for INCOE Corporation subject to the conditions of the administrative review team.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.107  Motion Carried (7 - 0)

9d. Motion – Approval of Site Plan and Tree Removal Permit / Valeo North America

Mr. Keenan explained the request to construct a test track and 4,000 square foot testing office at the existing facility located at 4100 North Atlantic Blvd. The test track is just under a quarter mile long and will be used to test a wide range of Valeo’s advanced technologies. The building will be used for test track operations, various testing and for the storage of test vehicles. A ten foot high chain link fence will be installed and will be screened by the existing trees and landscape. With regard to the ITC transmission lines that run along the east portion of the site, there is a zero outage mandate that prohibits the planting of trees in the area as well as ten feet out. The total investment of the project is estimated around $3 million and construction
is expected to be complete in September, 2017. The Planning Commission and staff recommend approval of this project.

In response to a question from Mr. Kittle, Mo Poorsartep, Advanced Engineering Manager from Valeo North America, explained that the track is not an oval, it is a flat test track to be driven back and forth. Matt Vetter, Director of Pre-Construction with Cunningham Limp, explained that the track is approximately sixty feet wide on the south end and seventy-five feet wide on the north end.

Ms. Mitchell questioned the type of evaluations that will be done. Mr. Poorsartep explained that the evaluations will include the innovations and technologies that are developed. It is not limited to active safety. It relates to the interior controls, connected vehicle technologies, other applications and automated parking.

Moved by Verbeke, Seconded by Hammond.
RESOLVED: To accept the Planning Commission’s recommendation and approve the Site Plan and Tree Removal Permit for Valeo North America subject to the conditions of the administrative review team.”
VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None
Resolution No. 17.06.108

9e. Motion – Approval of Site Plan and Tree Removal Permit / Autoliv

Mr. Keenan explained the request to construct a parking lot addition containing 124 parking spaces at their existing facility. The site is approximately 13 acres in size. Once complete, the number of on-site parking spaces will increase from 470 to 589 spaces. The additional spaces are need for Autoliv’s growing business. He noted that the plans call for an access drive to Taylor Road. The proposed access drive would provide an added measure of safety for emergency response to that proposed lot. He explained that the total investment in the project is estimated at $1 million and construction is anticipated to be complete in the winter of 2017. The Planning Commission and staff recommend approval of this project.

Ms. Hammond questioned if there would be a lot of truck traffic using this entrance. Patrick Patercsak, Facilities Manager at Autoliv, explained that truck traffic would follow the normal route and will not use this entrance as there is an abrupt turn that trucks would not be able to make.

Ms. Verbeke questioned if fire trucks would be able to make the turn. Mr. Manning explained that there is a turning template within the site plan that shows the fire truck turning radius.

Ms. Verbeke questioned if the turn lane would have to be extended. Mr. Judici explained that it is a three lane road with an existing center turn lane that could be utilized. She stated that the City will need a light at Taylor and Joslyn soon.

Moved by Mitchell, Seconded by Kittle.
RESOLVED: To accept the Planning Commission’s recommendation and approve the Site Plan and Tree Removal Permit for Autoliv subject to the conditions of the administrative review team.
VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None
Resolution No. 17.06.109
9f. Motion - Approval of the City-initiated rezoning of 6 Championship Drive from I-2, General Industrial District to T&R, Technology & Research District / The Palace of Auburn Hills

Mr. Cohen explained that the City, in cooperation with Palace Sports Entertainment, initiated this rezoning application to prepare the 109 acre arena property for redevelopment should it no longer remain viable as a sports and entertainment venue in the years ahead. The land currently has separate zoning districts. The property on which the practice facility is located is zoned T&R Technology & Research. The property on which the arena sits is zoned I-2 General Industrial District. As a result of a detailed planning analysis conducted by the City, it has been determined that T&R zoning is best suited for the entire property. The Planning Commission and staff recommend approval of the rezoning as presented.

Moved by Mitchell, Seconded by Kittle.
RESOLVED: To accept the Planning Commission’s recommendation and approve the rezoning of Sidwell No. 14-02-300-022 and that portion of Sidwell No. 14-02-300-021 that is currently zoned I-2, General Industrial District (a.k.a., The Palace of Auburn Hills) from I-2, General Industrial District to T&R, Technology & Research District. The rezoning shall be referenced as Ordinance No. 17-893.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.110 Motion Carried (7 - 0)

9g. Motion – Approval of text amendment to the Zoning Ordinance / Article XII. T&R, Technology and Research Districts

Mr. Cohen explained that the primary reason for amending the T&R District is to allow the Palace of Auburn Hills to remain as a conforming land use once rezoned. Other proposed changes include allowing staff to administratively approve outside storage at the Fiat Chrysler facility at 800 Chrysler Drive and allowing Oakland Community College as a conforming use in the T&R District if that property were to be rezoned in the future. Other issues were clarified with regard to green belts and lighting at recreational facilities. The Planning Commission and staff recommend approval.

Moved by Burmeister, Seconded by Hammond.
RESOLVED: To accept the Planning Commission’s recommendation and approve the Text Amendment to Article XII. T&R, Technology and Research Districts of the Zoning Ordinance. It shall be referenced as Ordinance No. 17-894.

Ms. Hammond pointed out that the City is not kicking the Palace out and is not forcing them to do anything that they have not already discussed on their own. She noted that the City appreciates them being here all these years and thinks it is a great building. This just allows them to stay if that is what they decide to do.

Ms. Mitchell expressed support of the rational in items 2-4 and for that, will support this revision.

VOTE: Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke
No: None

Resolution No. 17.06.111 Motion Carried (7 - 0)

9h. Public Hearing/Motion – Adopt Changes to Fire Code Ordinance

Chief Manning explained that the proposed amendment adopts the updates to the International Fire Code as well as clarifies language to the local ordinance on bonfires and recreational fires.
Mayor McDaniel opened the Public Hearing at 8:19 PM. Hearing no public comment, the Mayor closed the Public Hearing at 8:19 PM.

**Moved by Verbeke, Seconded by Mitchell.**

RESOLVED: To adopt an ordinance to amend Chapter 38, Article I, Sections F-104.11.7, F-304.3.5, F-307.2, F-507.5.1 and delete sections F-307.4 and 307.4.1 of the City of Auburn Hills Code of Ordinances, Fire Prevention and Protection.

**VOTE:** Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke

No: None

Resolution No. 17.06.112 Motion Carried (7 - 0)

9i. Motion - Approve Urgent Replacement of DPW Custodial Van

Mr. Grice explained that the custodial vehicle was involved in a vehicle crash which resulted in significant damage to the vehicle. The damage is estimated to be within $383.00 of total value of the vehicle. It is recommended to replace rather than try to repair it. Funding is available in the fleet budget. Mr. Grice confirmed for Mr. Knight that the City is self-insured for this vehicle.

**Moved by Verbeke, Seconded by Kittle.**

RESOLVED: To the purchase of a replacement Ram Promaster City from Lafontaine Chrysler, Dodge, Jeep, Ram, Inc., 6131 S. Pennsylvania Ave., Lansing, MI 48911 for $20,592.00. Funding is provided from the Fleet Operating Budget, Collision Repair, Account # 661-442-930.001.

**VOTE:** Yes: Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke

No: None

Resolution No. 17.06.113 Motion Carried (7 - 0)

9j. Motion - Approve 2017 RCOC Summer Maintenance Agreement - Removed from the agenda

9k. Motion - Approve 2017 Storm Rehabilitation Program - Removed from the agenda

10. COMMENTS AND MOTIONS FROM COUNCIL

Mr. Kittle
- Thanked the Fire Department for their response during an out-of-season burning incident.
- Thanked the City for installing directional signs to Fieldstone.

Mr. Burmeister
- Had a great time scooping ice cream at the Ice Cream Social. It was a well-attended event.

Ms. Verbeke
- Had a great time scooping ice cream at the Ice Cream Social. She stated that was fun to sit with Council and see the residents out enjoying themselves at the Summerfest.

Ms. Hammond
- Thanked staff for coordinating the Summerfest from clean up to all the great activities and the volunteers who gave their time and energy to making sure the stations were manned.
- Commented on the fireworks being set off already. Suggested the City get the word out on the website and social media as to when you can set off fireworks.
- Commented that a neighbor was chased by a large coyote last night while out walking his dog. She wants residents to be aware and mindful of their animals, children, and walking at night.
Mr. Knight

- Has deer in his neighborhood. He stated that he is not sure if we will have a deer problem in the future, but the numbers seem to be growing around the neighborhoods.
- Complimented the planning of the beer tent at Summerfest. It was handled very professionally and was very well located.
- Hopes the City Planners and groups that did the Palace, will come up with some innovative review for the Country Kitchen. He suggested the City be proactive with the DNR and put some of the property located in the floodplain back into a buildable area by expanding the area of the river that is above the bank.
- Thanked the City for allowing the Optimist Club to have the Car Show in the park. The money raised is strictly used for projects at Will Rogers School.

Ms. Mitchell

- Echoed Ms. Hammond’s comments regarding the appreciation for how well Summerfest was done. She thanked the staff and volunteers.
- Questioned if there was any feedback from the concern of Mr. Lang at the last Council meeting regarding the maintenance of the islands in the Orchards neighborhood.
  Mr. Grice explained that there was an agreement between the neighborhood association and the City. The agreement will be shared with the neighborhood association next week.

Mayor McDaniel

- Thanked staff for their work on Summerfest. He received positive comments from residents regarding the beer tent and lots of positive feedback on the evening bands.
- Noted that the Color Run was well attended as well and they raised money for a great cause.

11. CITY ATTORNEY’S REPORT
12. CITY MANAGER’S REPORT

Mr. Grice

- For the past several months, staff has been working with the website provider to create a new website. It will be rolled out Tuesday morning.

13. ADJOURNMENT

Hearing no objections, the meeting adjourned at 8:33 PM.

_________________________    ______________________________
Kevin R. McDaniel, Mayor     Terri Kowal, City Clerk
INTRODUCTION AND HISTORY

Please consider confirming the following appointment to fulfill an expired five year term.

<table>
<thead>
<tr>
<th>Name</th>
<th>Board</th>
<th>Term Ending Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeffrey A. Walker</td>
<td>Local Officials Comp Commission</td>
<td>7-31-2022</td>
</tr>
</tbody>
</table>

MOTION

Move to confirm the appointment of Jeffrey Walker to the Local Officials Compensation Commission for a term ending July 31, 2022.
The City of Auburn Hills
1827 N. Squirrel Road • Auburn Hills MI 48320
Phone: 248-370-0400 • Fax: 248-370-0348
www.auburnhills.org

APPLICATION FOR APPOINTMENT TO
CITY BOARDS AND COMMISSIONS

I AM INTERESTED IN: Compensation Board

NAME: ______________________________________ ____________
(Please Print) Walker Jeffrey Alan
__________________________ __________________________
(First) (Middle) (Last)

HOME ADDRESS: ______________________________________
(Number/Street) 245 Cherryland Street Auburn Hills 48326
(City/Zip) ____________

BUSINESS ADDRESS: ______________________________________
(Number/Street) 5151 Corporate Drive Troy 48098
(City/Zip) ____________

PLACE OF BIRTH: ______________________________________
(Pontiac, Michigan)

DATE OF BIRTH: ____________________

E-MAIL ADDRESS: ________________
(iwalker204@sbcglobal.net)

ARE YOU A CITIZEN OF THE UNITED STATES? _______ yes _______ I HAVE LIVED IN AUBURN HILLS ________ YEARS

MILITARY HISTORY (include honors received):

____________________________________________________________________________________________________

____________________________________________________________________________________________________

____________________________________________________________________________________________________

CIVIC ACTIVITIES (offices held, honors, etc.):

____________________________________________________________________________________________________

____________________________________________________________________________________________________

____________________________________________________________________________________________________

LIST NAME, ADDRESSES AND PHONE NUMBERS OF THREE REFERENCES NOT RELATED TO YOU:

James Ferrens Cass Elizabeth Rd Waterford, MI 48328 ____________
Edward Chappell Cherryland St Auburn Hills MI 48326 ____________
Scott Edwards Roberts Ct Auburn Hills, MI 48326 ____________

EDUCATION:
High School _______________________________________________________________________________________

Business or Vocational ________________________________________________

College or Technical ________________________________________________

Graduate or Profession ________________________________________________

Rochester College Rochester Hills, MI BBA
Oakland Community College Association Degree Law Enforcement
EMPLOYMENT:

Current Position of Employment: Flagstar Bank

Bank Security Specialist

Your Duties and Responsibilities: Risk Assessments, Vendor Management, manage security systems

Previous Positions of Employment:

<table>
<thead>
<tr>
<th>Company/Organization</th>
<th>City/State</th>
<th>Dates of Employment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auburn Hills Police Department</td>
<td>Auburn Hills, MI</td>
<td>12/86-12/2011</td>
</tr>
<tr>
<td>Providence Hospital</td>
<td>Southfield, MI</td>
<td>1/12-8/2012</td>
</tr>
</tbody>
</table>

ADDITIONAL INFORMATION YOU WISH TO INCLUDE (use separate sheet if necessary):

IF APPOINTED, DO YOU PREFER YOUR MAIL SENT TO: Business ___ Resinence X

I HEREBY CERTIFY THAT THIS FORM IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

Signature: ____________________________ Date: 6/21/17
To: City Council  
From: Kevin R. McDaniel, Mayor; Terri Kowal, City Clerk  
Submitted: June 29, 2017  
Subject: Motion – Confirming Appointment of Patrick J. Casey to the Local Officials Compensation Commission

INTRODUCTION AND HISTORY

Please consider confirming the following appointment to fulfill an unexpired term.

<table>
<thead>
<tr>
<th>Name</th>
<th>Board</th>
<th>Term Ending Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Patrick J. Casey</td>
<td>Local Officials Comp Commission</td>
<td>7-31-2021</td>
</tr>
</tbody>
</table>

MOTION

Move to confirm the appointment of Patrick Casey to the Local Officials Compensation Commission to fill an unexpired term ending July 31, 2021.
APPLICATION FOR APPOINTMENT TO 
CITY BOARDS AND COMMISSIONS

I AM INTERESTED IN: City Council Compensation Committee

NAME: Casey Patrick Joseph
(Please Print) (Last) (First) (Middle) (Maiden)

HOME ADDRESS: 4118 Arcadia Drive, Auburn Hills, MI 48326
(Number/Street) (City/Zip) (Telephone)

BUSINESS ADDRESS: 2534 S Rochester Road, Rochester Hills, MI 48307
(Number/Street) (City/Zip) (Telephone)

PLACE OF BIRTH: Southfield, Michigan, USA DATE OF BIRTH: __________

E-MAIL ADDRESS: PCasey@VisiComServices.com

ARE YOU A CITIZEN OF THE UNITED STATES? Yes I HAVE LIVED IN AUBURN HILLS 20.5 YEARS

MILITARY HISTORY (include honors received):

CIVIC ACTIVITIES (offices held, honors, etc.): Active in Cub / Boy Scouts (Den Leader, Pinewood Derby Chairperson, Assistant Scoutmaster, Lead NOVA / STEM), currently serving on Regal Office Plaza and Tamarack Lodge TC association boards as Secretary, previously served on Entrepreneurs Organization board as Finance chair, active volunteer in community (Adams High Band, Van Hoosen Robotics, Gleaners Food Bank)

LIST NAME, ADDRESSES AND PHONE NUMBERS OF THREE REFERENCES NOT RELATED TO YOU:
Greg Garman - Whitney Drive, Rochester Hills 48307
Joe Kacic - Dorchester Circle, Canton, MI 48188
Peter Heubner - Schoolcraft Road Livonia, MI 48150

EDUCATION:
High School North Farmington High School, Graduated
Business or Vocational __________________________
College or Technical Oakland University, BS Management Information Systems, Gracuated
Graduate or Profession University of Michigan, Masters of Business Administration / Finance, Grad
EMPLOYMENT:

Current Position of Employment: VisiCom Services, Inc.  
Name of employing firm/owner

2534 S Rochester Road, Rochester Hills, MI 48307
(Street)  
City/State  
Zip Code

President  
Managed IT Services  
Type of Business/Organization

Title of Position

Your Duties and Responsibilities: Develop overall business strategy, oversee all aspects of business including service delivery, finance, and HR with daily focus on sales  
Dates of Employment: April 1994 - Present

Previous Positions of Employment:

<table>
<thead>
<tr>
<th>Company/Organization</th>
<th>City/State</th>
<th>Dates of Employment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Marketing Force</td>
<td>Rochester Hills, MI</td>
<td>Sept 1986 - Feb 1993</td>
</tr>
</tbody>
</table>

ADDITIONAL INFORMATION YOU WISH TO INCLUDE (use separate sheet if necessary):

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

IF APPOINTED, DO YOU PREFER YOUR MAIL SENT TO: Business ___________ Residence X

I HEREBY CERTIFY THAT THIS FORM IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

(Signature) 6/26/17

(Date)
To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Dan Brisson, Manager of Fleet and Roads
Submitted: June 20, 2017
Subject: Motion to Approve 2017 Annual Street Markings Program.

INTRODUCTION AND HISTORY
Budgeted from the 2017 Roads Operating Budget is $ 70,000.00 from Major Streets and $ 12,000.00 from Local Streets for pavement markings. DPW staff did a physical inventory of all long line and intersection markings in late May to determine costs for the annual maintenance program. Based on year three of a three-year contract with PK Contracting, price breakdown is listed:

- Major Street- spray-thermo long line markings $ 18,431.97
- Major Street- poly long line markings $ 11,002.80
- Major Street- Intersection markings $ 21,296.00
- Allowance for surface prep grinding (as needed) $ 5,000.00

**TOTAL MAJOR STREET** $ 55,730.77

- Local Street- spray thermo long line markings $ 612.78
- Local Street- intersection markings $ 4,354.50

**TOTAL LOCAL STREET** $ 4,967.28

STAFF RECOMMENDATION
DPW recommends Council approves the costs associated with annual street markings using year three of the current contract with PK Contracting. The DPW log book prepared in May is available for Council’s review.

MOTION
Move to approve PK Contracting, 1965 Barrett, Troy, Michigan 48084 to perform Street Marking Services for a not-to-exceed cost of $ 60,698.05. Funding is provided from Major Streets 202-452-935.100 and Local Streets 203-452-935.100.

I CONCUR: Donald K. Grice, Assistant City Manager
Meeting Date: July 10, 2017

To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Dan Brisson, Manager of Fleet and Roads
Submitted: June 20, 2017
Subject: Motion to approve Bulk Road Salt Purchase for 2017/2018 Season.

Introduction and History
The City of Farmington Hills bulk salt purchasing consortium continues with 34 participating agencies from Wayne, Macomb and Oakland County. This year four bids were received and low bid was awarded to Cargill, Inc. out of North Olmsted, Ohio. 2017/18 pricing is $56.69 per ton. This is $1.92 less per ton than last year’s contract with Detroit Salt at $58.61 per ton. 2015/2016 Detroit Salt contract pricing was $57.11 per ton. The DPW committed to 2,000 tons for this year’s contract and there is a purchasing range variance of 70% minimum (1,400 tons) to 130% maximum (2,600 tons) of the 2,000 ton commitment to allow for seasonal adjustments.

Staff Recommendation
As the DPW salt dome is full from last year’s contract, there will be no additional salt purchases necessary for 2017. The 2018 recommend salt budget is $104,000.00 Major Streets and $31,000.00 Local Streets. The budgeted amount will allow adequate funding for a worse-case-scenario winter season where up to 2,450 tons can be purchased.

The DPW recommends Council approves bulk salt purchasing using the Farmington Hills purchasing consortium and award the 2017/2018 bulk salt purchase to Cargill, Inc. Bid tabulation is attached for Council’s review. Bid specifications and the current contract are available at Council’s request.

Motion
Move to approve the purchase of Bulk Road Salt from Cargill, Inc., 24950 County Club Blvd., Suite 450, North Olmsted, Ohio 44070 at a price of $56.69 per ton at a not to exceed amount of $135,000.00. Funding is provided from the Road Operating Budget, Major Streets account 202-452-784.000 and Local Streets account 203-453-784.000.

I Concur: Donald K. Grice, Assistant City Manager
<table>
<thead>
<tr>
<th>Vendor</th>
<th>City/State</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Total Late Fill</th>
<th>+/- % Adjustments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Compass Minerals America*</td>
<td>Overland Park, KS</td>
<td>$59.95</td>
<td>$59.95</td>
<td>$61.83</td>
<td>$61.83</td>
<td>$57.81</td>
<td>$57.81</td>
<td>$685,048.50</td>
<td>+/- 0%</td>
</tr>
<tr>
<td>Detroit Salt</td>
<td>Detroit, MI</td>
<td>$59.38</td>
<td>$59.88</td>
<td>$61.19</td>
<td>$61.69</td>
<td>$57.31</td>
<td>$57.81</td>
<td>$685,048.50</td>
<td>+/- 10%</td>
</tr>
<tr>
<td>Morton Salt</td>
<td>Chicago, IL</td>
<td>$57.96</td>
<td>$57.96</td>
<td>$1,906,884.00</td>
<td>$57.96</td>
<td>$57.96</td>
<td>$686,826.00</td>
<td>$3,709,440.00</td>
<td>+/-10%</td>
</tr>
<tr>
<td>Cargill, Inc.</td>
<td>North Olmsted, OH</td>
<td>$56.69</td>
<td>$56.69</td>
<td>$1,865,101.00</td>
<td>$56.35</td>
<td>$56.35</td>
<td>$627,931.50</td>
<td>$3,577,770.00</td>
<td>+/- negotiable</td>
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<tr>
<td>Detroit Salt</td>
<td>Detroit, MI</td>
<td>$59.98</td>
<td>$60.48</td>
<td>$1,906,792.00</td>
<td>$61.81</td>
<td>$62.31</td>
<td>$691,921.50</td>
<td>$3,881,181.00</td>
<td>+/- 10%</td>
</tr>
<tr>
<td>Compass Minerals America*</td>
<td>Overland Park, KS</td>
<td>$59.95</td>
<td>$59.95</td>
<td>$61.83</td>
<td>$61.83</td>
<td>$57.81</td>
<td>$57.81</td>
<td>$685,048.50</td>
<td>+/- 0%</td>
</tr>
<tr>
<td>Cargill, Inc.</td>
<td>North Olmsted, OH</td>
<td>$56.46</td>
<td>$56.46</td>
<td>$1,923,344.00</td>
<td>$56.46</td>
<td>$56.46</td>
<td>$692,751.00</td>
<td>$3,741,440.00</td>
<td>+/- 10%</td>
</tr>
<tr>
<td>Morton Salt</td>
<td>Chicago, IL</td>
<td>$57.96</td>
<td>$57.96</td>
<td>$1,972,355.00</td>
<td>$57.96</td>
<td>$57.96</td>
<td>$692,751.00</td>
<td>$3,741,440.00</td>
<td>+/- 10%</td>
</tr>
</tbody>
</table>

**Year 2-2018-2019 Season**

<table>
<thead>
<tr>
<th>Vendor</th>
<th>City/State</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Early Fill</th>
<th>$/Ton Late Fill</th>
<th>$/Ton Total Late Fill</th>
<th>+/- % Adjustments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Detroit Salt</td>
<td>Detroit, MI</td>
<td>$59.95</td>
<td>$59.95</td>
<td>$61.83</td>
<td>$61.83</td>
<td>$57.81</td>
<td>$57.81</td>
<td>$685,048.50</td>
<td>+/- 0%</td>
</tr>
<tr>
<td>Compass Minerals America*</td>
<td>Overland Park, KS</td>
<td>$59.95</td>
<td>$59.95</td>
<td>$61.83</td>
<td>$61.83</td>
<td>$57.81</td>
<td>$57.81</td>
<td>$685,048.50</td>
<td>+/- 0%</td>
</tr>
<tr>
<td>Cargill, Inc.</td>
<td>North Olmsted, OH</td>
<td>$56.46</td>
<td>$56.46</td>
<td>$1,923,344.00</td>
<td>$56.46</td>
<td>$56.46</td>
<td>$692,751.00</td>
<td>$3,741,440.00</td>
<td>+/- 10%</td>
</tr>
</tbody>
</table>

**GRAND TOTAL BID**

<table>
<thead>
<tr>
<th>Vendor</th>
<th>City/State</th>
<th>GRAND TOTAL YEAR 1 &amp; 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Detroit Salt</td>
<td>Detroit, MI</td>
<td>$7,723,814.00</td>
</tr>
<tr>
<td>Compass Minerals America*</td>
<td>Overland Park, KS</td>
<td>$7,695,262.00</td>
</tr>
<tr>
<td>Morton Salt</td>
<td>Chicago, IL</td>
<td>$7,450,880.00</td>
</tr>
<tr>
<td>Cargill, Inc.</td>
<td>North Olmsted, OH</td>
<td>$7,347,540.00</td>
</tr>
</tbody>
</table>

*Did not include Addendum #2. Corrected total to reflect quantity change. Notification was sent to over 100 vendors. Zero (0) "No-Bids were received.
To: Mayor and City Council  
From: Thomas A. Tanghe, City Manager; Michelle Schulz, Finance|Treasurer Director  
Submitted: June 28, 2017  
Subject: Receive and file the Plante & Moran Performance Audit of the administration of Act 51 funding for year ending 12/31/2016.

**INTRODUCTION AND HISTORY**

New for the fiscal year ending 12/31/2016, the Michigan Department of Transportation (MDOT) requires local agencies that receive distributions from the Michigan Transportation Fund created under Act 51 to engage an auditor to conduct a performance audit of whether it has expended funds in compliance with Act 51.

Attached is the report filed and received by MDOT on June 23, 2017 as required.

While no action is required by City Council, the report supports that at 12/31/2016 the City is in substantial compliance with Act 51 of 1951.

**STAFF RECOMMENDATION**

No action is required to City Council other than to receive and file the report.

**MOTION**

Move to receive and file the Plante & Moran Performance Audit of the administration of Act 51 funding for year ending 12/31/2016.

I CONCUR:  
THOMAS A. TANGHE, CITY MANAGER
Performance Audit under Michigan PA 51 of 1951, as amended
Independent Auditors Report

To the Members of the City Council
City of Auburn Hills, Michigan

Introduction

This report contains the results of our performance audit of the administration of Act 51 funding by the local agency, City of Auburn Hills, Michigan, in accordance with Michigan Public Act 51 of 1951, as amended (Act 51) as of and for the year ended December 31, 2016.

Purpose

Public Act 298 of 2012 allows the Michigan Department of Transportation to request the local agency to engage an auditor to conduct a performance audit of whether it has expended funds in compliance with Act 51. Such performance audits shall be made in accordance with the standards applicable to performance audits contained in Government Auditing Standards (GAS), issued by the Comptroller General of the United States.

Background

Article IX, Section 9, of the Michigan Constitution of 1963, as amended, states that "All specific taxes . . . imposed directly or indirectly on fuels sold or used to propel motor vehicles upon highways. . . or on registered motor vehicles . . . shall, after payment of necessary collection expenses, be used exclusively for transportation purposes. . . ." Act 51 governs the distribution of this revenue. Act 51 creates a fund into which specific transportation taxes are deposited, and prescribes how these revenues are to be distributed and the purposes for which they can be spent. Act 51 establishes jurisdictional road networks, sets priorities for the use of transportation revenue, and allows bonded indebtedness for transportation improvements and guarantees repayment of debt. Act 51 also imposes administrative requirements on road agencies.

Act 51 creates the Michigan Transportation Fund (MTF). Revenue collected through highway user taxes—state motor fuels taxes, vehicle registration fees, and other miscellaneous automobile-related taxes—are deposited in MTF. After various statutory deductions and distributions, the revenue is distributed to the State, counties, cities, and villages.

Audit Objective

To determine whether the local agency has administered its Act 51 funds in compliance with the requirements of PA 51 of 1951, as amended.
To the Members of the City Council  
City of Auburn Hills, Michigan

Audit Methodology and Scope (including both internal control and compliance)

We conducted our performance audit in accordance with the standards applicable to performance audits contained in Government Auditing Standards, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

Our methodology included examining records and activities for the period January 1, 2016 through December 31, 2016. To accomplish our objectives, we reviewed Act 51 of 1951 (as amended) to identify applicable compliance and reporting requirements. We reviewed the local agencies applicable internal controls, obtained and reviewed the relevant Act 51 reports, and tested a sample of local unit expenditures that the local unit reported as qualifying expenditures under Act 51 along with the supporting documentation for the expenditure.

A non-statistical sampling approach was used. Our samples were designed to provide conclusions on our audit objectives as well as internal controls and compliance. Sample items were haphazardly selected for testing.

The areas addressed in the performance audit are as follows:

- Filing of Act 51 report
- Proper account structure
- Preparation of biennial road and street program
- Transfers between funds
- Completion of asset management plan
- Proper allocation of labor costs
- Proper bidding of projects
- Allocation of interest earned
- Local match requirement
- Allowability of expenditures
- Administration expense limitation
- Non-motorized transportation facilities expense requirement

Audit Results

Based on testing performed, we believe the local unit administered its Act 51 funds for the year ended December 31, 2016 in substantial compliance with Act 51 of 1951.

Plante Moran, PLLC

June 20, 2017
To: Mayor and City Council  
From: Thomas A. Tanghe, City Manager; Michelle Schulz, Finance Director|Treasurer  
Submitted: June 29, 2017  
Subject: Adopt Resolution Authorizing Publication of Notice of Intent to Issue Special Assessment Bonds  
Adopt Resolution Authorizing Publication of Notice of Intent to Issue Capital Improvement Bonds

INTRODUCTION AND HISTORY

The City has decided to utilize bond proceeds to fund the cost of several road and building improvements that are in process now or will be within in the next several months. Three of the road projects involve special assessment districts that the City expects to collect assessment revenue on to pay for a portion of the improvement costs. The City also has other identified road, building, and facility improvements it wishes to finance and fund with resources it has available and expects to become available. Earlier this year City Council did approve a resolution declaring official intent to reimburse expenditures with bond proceeds. The resolutions for consideration in this motion would allow the City to move forward with its funding intentions for projects that are currently underway or about to begin.

Each resolution directs the City Clerk to publish the form of notice of intent that is attached to each resolution and sets the maximum principal amount of bonds that can be issued for the described projects without publishing an additional notice of intent. Publication of notice of intent to issue bonds is required by Michigan law and starts a 45-day statutory referendum period that must run before either series of the City's Bonds can be issued. If a referendum petition signed by 10% of the City's registered electors is received, then the bonds will not be issued unless and until being approved by a majority of the City's electors voting on the bonds at a general or special election.

The first resolution authorizes publication of a notice of intent to issue Special Assessment Bonds in the maximum principal amount of $3,000,000 to finance 50% of the costs of road improvements to Pacific Drive, North Atlantic Blvd/Continental Drive, and Deepwood Drive. This portion of these road improvement costs has been specially assessed against the properties along the listed roads. The remainder of the costs will be paid from a portion of the anticipated proceeds of a series of Capital Improvement Bonds to be issued at the same time as the Special Assessment Bonds.

The second resolution authorizes publication of a notice of intent to issue Capital Improvement Bonds in the maximum principal amount of $8,000,000 to finance costs involved with identified road improvements, including the City’s portion of the costs of the road improvements that are in the special assessment districts, roof replacements, parking lot resurfacing/reconstruction and other such building and/or facility improvements. Currently, the projects considered are the City’s share of Pacific Drive, North Atlantic Blvd/Continental Drive, and Deepwood Drive. Also, road improvements on Auburn Road and Pontiac Road, as well as replacement of the City of Auburn Hills Public Library roof, the City of Auburn Hills Department of Public Works garage roof and parking lot. The City will finalize the list prior to debt issuance as it continues to review capital needs.

Each resolution, if adopted, will formally appoint Dickinson Wright PLLC as the City's bond counsel and PFM Financial Advisors LLC as the City's municipal advisor for these bond issues.
STAFF RECOMMENDATION
Staff recommends approving both resolutions to authorize the City Clerk to publish each notice of intent to issue Special Assessment Bonds and Capital Improvement Bonds and formally appoint Dickinson Wright as the City's bond counsel and PFM Financial Advisors LLC as the City's municipal advisor.

MOTION
Move to adopt Resolution Authorizing Publication of Notice of Intent to Issue Special Assessment Bonds as attached.

Move to adopt Resolution Authorizing Publication of Notice of Intent to Issue Capital Improvement Bonds as attached.

I CONCUR:  
THOMAS A. TANGHE, CITY MANAGER
RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE SPECIAL ASSESSMENT BONDS

At a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held on the 10th day of July, 2017.

PRESENT: __________________________________________________________________
__________________________________________________________________
ABSENT: __________________________________________________________________

The following resolution was offered by _________________ and seconded by _________________:

WHEREAS, the City of Auburn Hills (the "City") proposes to issue its special assessment bonds (the "Bonds") in one or more series to finance road improvements to all or portions of certain roads within the City and any and all related appurtenances thereto, such roads being Pacific Drive, North Atlantic Boulevard, Continental Drive, and Deepwood Drive (the "Special Assessment Projects"); and

WHEREAS, prior to issuing the Bonds, the City is required to publish a notice of intent to issue the Bonds pursuant to Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.

BE IT RESOLVED by the City Council of the City of Auburn Hills, Michigan, as follows:

1. The maximum principal amount of Bonds expected to be issued for the Special Assessment Projects is $3,000,000.

2. The Bonds shall be authorized by proper proceedings subsequent to this resolution.
3. The City Clerk is hereby instructed to publish the notice attached hereto once in a newspaper of general circulation in the City.

4. The firm of Dickinson Wright PLLC is hereby appointed as bond counsel to the City, and PFM Financial Advisors LLC is hereby appointed as the City’s registered municipal advisor in connection with the issuance of the Bonds.

5. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

ADOPTED:

YEAS: 

NAYS: 

ABSTENTIONS: 

STATE OF MICHIGAN )
COUNTY OF OAKLAND ) ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held on the 10th day of July, 2017, the original of which is on file in my office. I further certify that notice of said meeting was given in accordance with the Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 10th day of July, 2017.

Terri Kowal, City Clerk
City of Auburn Hills
NOTICE OF INTENT TO ISSUE BONDS
BY THE CITY OF AUBURN HILLS, MICHIGAN

NOTICE IS HEREBY GIVEN, that the City of Auburn Hills, Michigan, intends to issue special assessment bonds in the principal amount of not to exceed $3,000,000 for the purpose of defraying all or part of the cost of the acquisition and construction of road improvements to all or portions of certain roads within the City of Auburn Hills and any and all related appurtenances thereto, such roads being Pacific Drive, North Atlantic Boulevard, Continental Drive, and Deepwood Drive.

The bonds will bear interest from their date at a rate or rates to be determined upon the sale thereof but in no event to exceed such rates as may be permitted by law.

The bonds will be issued under and pursuant to the provisions of the Charter of the City of Auburn Hills, Act No. 279, Public Acts of Michigan, 1909, as amended, and Act No. 34, Public Acts of Michigan, 2001, as amended, and the principal of and interest on the bonds shall be payable from installments of special assessments in anticipation of which the bonds are issued. In addition, the full faith and credit of the City of Auburn Hills will be pledged to pay the principal of and interest on the bonds as the same shall become due. Taxes levied by the City of Auburn Hills for the payment of such principal and interest will be subject to applicable constitutional, statutory and charter limitations.

RIGHT TO PETITION FOR REFERENDUM

This notice is given, by order of the City Council of the City of Auburn Hills, to and for the benefit of the electors of the City of Auburn Hills in order to inform them of their right to petition for a referendum upon the question of the issuance of the aforesaid bonds. The bonds will be issued, without submitting such a question to a vote of the electors, unless within 45 days
after the date of publication of this notice a petition requesting a referendum upon such question, signed by not less than 10% or 15,000 of the registered electors in the City of Auburn Hills, whichever is the lesser, shall have been filed with the undersigned City Clerk. In the event that such a petition is filed, the bonds will not be issued unless and until the issuance thereof shall have been approved by the vote of a majority of the electors of the City of Auburn Hills qualified to vote and voting thereon at a general or special election.

FURTHER INFORMATION

Further information relative to the issuance of said bonds and the subject matter of this notice may be secured at the office of the City Clerk of the City of Auburn Hills, 1827 North Squirrel Road, Auburn Hills, Michigan 48326.

This notice is given pursuant to the provisions of Act 279, Public Acts of Michigan, 1909, as amended.

Terri Kowal, Clerk
City of Auburn Hills

Dated: July ___, 2017
RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CAPITAL IMPROVEMENT BONDS

At a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held on the 10th day of July, 2017.

PRESENT: _________________________________________________________________
_________________________________________________________________

ABSENT: _________________________________________________________________

The following resolution was offered by _________________________ and seconded by
_________________________:

WHEREAS, the City of Auburn Hills (the "City") proposes to issue its capital improvement bonds (the "Bonds") in one or more series to finance (a) road improvements to major and local roads within the City and any and all related appurtenances and (b) improvements to City buildings and other facilities, including without limitation the replacement of one or more roofs, parking lots or portions thereof, and other City facilities, structures, and related appurtenances (the "Project"); and

WHEREAS, prior to issuing the Bonds, the City is required to publish a notice of intent to issue the Bonds pursuant to Section 517(2) of Act 34, Public Acts of Michigan, 2001, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn Hills, Oakland County, Michigan, as follows:

1. The maximum principal amount of Bonds expected to be issued for the Project is $8,000,000.
2. The Bonds shall be authorized by proper proceedings subsequent to this resolution.

3. The City Clerk is hereby instructed to publish the notice attached hereto once in a newspaper of general circulation in the City, which notice shall not be less than ¼ page in size in such newspaper.

4. The firm of Dickinson Wright PLLC is hereby appointed as bond counsel to the City, and PFM Financial Advisors LLC is hereby appointed as the City’s registered municipal advisor in connection with the issuance of the Bonds.

5. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

YEAS:  

NAYS:  

STATE OF MICHIGAN )
 )ss
COUNTY OF OAKLAND  )

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Auburn Hills, Oakland County, Michigan, held on the 10th day of July, 2017, the original of which is on file in my office. I further certify that notice of said meeting was given in accordance with the Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 10th day of July, 2017.

Terri Kowal, Clerk
City of Auburn Hills
NOTICE OF INTENT TO ISSUE BONDS
BY THE CITY OF AUBURN HILLS, MICHIGAN

NOTICE IS HEREBY GIVEN that the City of Auburn Hills, Oakland County, Michigan, intends to issue capital improvement bonds in one or more series in the aggregate principal amount of not to exceed $8,000,000 for the purpose of defraying all or part of the costs of (a) road improvements to major and local roads within the City of Auburn Hills and any and all related appurtenances and (b) improvements to City of Auburn Hills buildings and other facilities, including without limitation the replacement of one or more roofs, parking lots or portions thereof, and other City of Auburn Hills facilities, structures, and related appurtenances.

The bonds will bear interest from their date at a rate or rates to be determined upon the sale thereof but in no event to exceed such rates as may be permitted by law.

The bonds will be issued under and pursuant to the provisions of Act No. 34, Public Acts of Michigan, 2001, as amended, and the full faith and credit of the City of Auburn Hills will be pledged to pay the principal of and interest on the bonds as the same shall become due. The City of Auburn Hills will be obligated, as a first budget obligation, to advance moneys from its general funds or to levy ad valorem taxes on all taxable property within its corporate boundaries to pay the principal of and interest on the bonds as the same shall become due; provided, however, that the amount of taxes necessary to pay the principal and interest on the bonds, together with the taxes levied for the same year, shall not exceed the limit authorized by law. In addition, sources of payment of the principal of and interest on the bonds may include, without limitation, revenues from State of Michigan collected taxes returned to the City of Auburn Hills.
for highway purposes, tax increment and other revenues provided by the City of Auburn Hills’ Tax Increment Finance Authority, and other lawfully available funds of the City of Auburn Hills.

RIGHT TO PETITION FOR REFERENDUM

This notice is given, by order of the City Council of the City of Auburn Hills, to and for the benefit of the electors of the City of Auburn Hills in order to inform them of their right to petition for a referendum upon the question of the issuance of the aforesaid bonds. The bonds will be issued, without submitting such a question to a vote of the electors, unless within 45 days after the date of publication of this notice a petition requesting a referendum upon such question, signed by not less than 10% or 15,000 of the registered electors residing within the City of Auburn Hills, whichever is the lesser, shall have been filed with the undersigned City Clerk. In the event that such a petition is filed, the bonds will not be issued unless and until the issuance thereof shall have been approved by the vote of a majority of the electors of the City of Auburn Hills qualified to vote and voting thereon at a general or special election.

FURTHER INFORMATION

Further information relative to the issuance of said bonds and the subject matter of this notice may be secured at the office of the City Clerk of the City of Auburn Hills, 1827 North Squirrel Road, Auburn Hills, Michigan 48326.

This notice is given pursuant to the provisions of Act 34, Public Acts of Michigan, 2001, as amended.

Terri Kowal, Clerk
City of Auburn Hills

Dated: July _____, 2017
To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Dan Brisson, Manager of Fleet and Roads
Submitted: June 20, 2017
Subject: Motion to approve 2017 RCOC Summer Maintenance Agreement.

INTRODUCTION AND HISTORY
As Council may recall, the City has entered into a Winter Operations Maintenance Agreement with the RCOC since 2012 to provide snow plowing and salting services on South Boulevard and Adams Roads. A similar opportunity to provide Street Sweeping Services has been discussed between the DPW and RCOC Management.

The DPW has requested to provide street sweeping services on Walton Blvd (city limit to city limit), Joslyn Road (city limit to city limit), Baldwin Road (city limit to city limit) and portions of Brown Road (Baldwin to Joslyn). The streets listed equate to 14.30 curb miles to be swept three times per year at a contracted price of $6,649.50 payable to Auburn Hills in two installments each year.

STAFF RECOMMENDATION
Based on the DPW’s cost per mile for our in-house sweeping program, the RCOC proposal will cover our costs. The DPW has been sweeping RCOC roads around Great Lakes Crossing Mall for several years and this agreement will provide a means to compensate for our operating costs. The proposed 2017 Summer Maintenance Agreement is attached for Council’s review.

MOTION
Move to approve the City Manager, as Street Administrator, to accept on behalf of the City of Auburn Hills, the 2017 RCOC Summer Maintenance Agreement to provide Street Sweeping Services on Walton, Joslyn, Baldwin and parts of Brown Road for an annual compensation amount of $6,649.50 payable by the RCOC to the City of Auburn Hills.

I CONCUR: [Signature]
Donald K. Grice, Assistant City Manager
2017 SUMMER MAINTENANCE AGREEMENT
CITY OF AUBURN HILLS

Under 1951 PA 51, As Amended

This Summer Maintenance Agreement ("Agreement") is made this ___ day of __________, 2017, between the Board of County Road Commissioners of the County of Oakland, State of Michigan, a public body corporate, (hereinafter variously referred to as the "Board and as the "Road Commission for Oakland County") and the City of Auburn Hills, Oakland County Michigan, a Michigan municipal corporation hereinafter referred to as the "City."

WHEREAS, certain county primary and local roads more specifically set forth in Exhibit A, attached hereto, are under the jurisdiction and control of the Board and are located within or adjacent to the City; and

WHEREAS, The City desires to be responsible for certain maintenance of said roads under the terms of this Agreement and the Board is willing to participate in the cost thereof as provided in Section III of this Agreement;

NOW, THEREFORE, in consideration of the mutual convenants set forth herein as provided, it is hereby agreed as follows:

I

The City hereby agrees to be responsible for performing Summer Maintenance of certain roads under the terms of this Agreement, and the Board agrees to participate in the cost thereof as provided in Section III of this Agreement. "Summer Maintenance," herein required to be performed by City, shall mean the work and services specified in Exhibit B hereto and this Agreement. All maintenance work and services performed by the City shall be in accordance with the Board's minimum maintenance standards and this Agreement.

II

The Board has determined and specified the equipment and personnel necessary to provide the Summer Maintenance and the City has acquired the necessary equipment and personnel so specified. The City shall keep accurate and uniform records of all Summer Maintenance work performed pursuant to this Agreement. The Board shall have the right to audit City accounts and records insofar as such documents concern this Agreement and the work and services performed and to be performed hereunder.

III

In consideration of the Summer Maintenance by the City, the Board hereby agrees to pay to the City the sum of $6,649.50, as set forth in Exhibit A, attached hereto and made a part hereof. Such amounts are to be used by the City for Summer Maintenance. Payments are to be made by the Board to the City as follows:

65% on September 15, 2017
35% upon completion of the last Summer Maintenance activity

The making of said payments shall constitute the Board's entire obligation in reference to Summer Maintenance.

IV

It is specifically understood and agreed by the City and the Board that by undertaking to perform Summer Maintenance of certain county primary roads, the City does not assume the Board's legal duty to
keep said roads in such condition as to be in accordance with MCLA 224.21, reasonably safe and convenient for public travel, other than as may relate to the work and service to be performed as listed in Section I above, and the City hereby agrees to hold harmless, represent, defend with counsel acceptable to the Board, and indemnify the Board; the County of Oakland; the Office of the Oakland County Water Resources Commissioner and any and all applicable drainage districts(s); the Michigan State Department of Transportation and the Transportation Commission; any and all local units(s) of government within which the roads subject to this Agreement are located, and the respective officers, agents and employees of all of the foregoing, against any and all claims, charges, complaints, damages, or causes of action for (a) public or private property damage, (b) injuries to persons, or (c) other claims, charges, complaints, damages or causes of action arising out of the performance or non-performance of the activities which are the subject matter of this Agreement, both known and unknown, whether during the progress or after the completion thereof. However, this hold harmless provision does not apply in so far as any claim or suit is alleged to be, or demonstrated to be, the result of a defect in highway design or condition and not related to the Summer Maintenance activities set out in Section I. Further, since the Board has the statutory responsibility for maintenance of the roads under this Agreement, it is the intent of the parties that the delegation by this Agreement of those maintenance responsibilities to the City provide immunity to the City as an agent of the County. Therefore, the City falls within the governmental immunity protection of the County.

During that part of the year that the City is providing Summer Maintenance under Section I, the City agrees to notify the Board within 30 days, should it become aware of defects or maintenance requirements in the roads set forth in Exhibit A, if said defects or maintenance requirements are not Summer Maintenance subject to this Agreement.

V

The City shall acquire and maintain, during the term of the Agreement, statutory worker’s compensation, employer’s liability, automobile and comprehensive general liability insurance coverages, and such other insurance coverages, as described in Exhibit C attached hereto, covering the Board’s liability for any and all claims arising out of the City’s performance or non-performance of the activities which are the subject matter of this Agreement, and these coverages shall be obtained and maintained in accordance with the requirements set forth in Exhibit C attached hereto and made a part hereof and shall be primary and non-contributory.

VI

The City further agrees to comply with all applicable laws and regulations, including laws and regulations of the State of Michigan for safeguarding the air and waters of the State. In particular, City facilities and operations must meet the provisions of Part 5 (Spillage of Oil and Polluting Materials) rules promulgated pursuant to Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. (Rules R324.2001 through R324.2009 address release prevention planning, secondary containment, surveillance, and release reporting requirements).

VII

In accordance with Michigan 1976 PA 453, as amended, and 1976 PA 220, as amended, the Contractor covenants not to discriminate against any employee or applicant for employment with respect to hire, tenure, terms, conditions, or privileges of employment, or a matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or because of a disability that is unrelated to the individual’s ability to perform the duties of the particular job or position, and to require a similar covenant on the part of any subcontractor employed in the performance of the Agreement. A breach of this covenant may be regarded as a material breach of this Agreement.
Contractor shall utilize the provisions of the Federal E-Verify Program to verify the work authorization status of all newly hired employees; and the Road Commission for Oakland County may terminate the contract for failure of Contractor to so comply with the Federal E-Verify Program.

IX

It is the intention of the parties hereto that this Agreement is not made for the benefit of any third party.

It is anticipated that subsequent agreements regarding Summer Maintenance activities will be executed annually by the parties hereto.

The terms and conditions of this Agreement shall become effective as of April 1, 2017, and shall continue in full force and effect until a subsequent Summer Maintenance agreement has been executed by the parties hereto or until this Agreement is terminated, as set forth below.

In the event that a subsequent Summer Maintenance agreement has not been executed by the parties hereto on or before October 1, 2017, either party may terminate this Agreement by providing the other party hereto with written notice of intent to terminate, at least thirty (30) days prior to the date of termination.

This Agreement is executed by the Board at its meeting of ________________________, and by the City by authority of a resolution of its governing body, adopted ________________________, (copy attached as Exhibit D).

Witnesses:

CITY OF AUBURN HILLS
A Municipal Corporation

By: ________________________

Its: ________________________

By: ________________________

Its: ________________________

Witnesses:

BOARD OF COUNTY ROAD COMMISSIONERS
OF THE COUNTY OF OAKLAND,
A Public Body Corporate

By: ________________________

Its: ________________________

By: ________________________

Its: ________________________
EXHIBIT A

2017 SUMMER MAINTENANCE AGREEMENT

CITY OF AUBURN HILLS

Sweeping

Walton Road: Rochester Hills city limit to Perry. 3.44 Miles
Joslyn Road: Pontiac city limit to Orion Twp. border. 3.24 Miles
Baldwin Road: Pontiac city limit to Orion Twp. border. 5.64 Miles
Brown Road: Baldwin to Joslyn. 1.98 Miles

Total 14.30 Miles

Sweeping: 14.30 Curb Miles x $155.00 = $2,216.50 x 3 Sweepings = $6,649.50
(both directions, including median)

Total Contract $6,649.50
EXHIBIT B

2017 SUMMER MAINTENANCE AGREEMENT

CITY OF AUBURN HILLS

WORK TO BE PERFORMED:

1. Sweep all roads listed in Exhibit A, in both directions of travel and around islands, as provided in this Agreement, three (3) times (once between April 15th and May 15th; once between July 15th and August 15th and once between September 15th and October 15th).

2. Cut weeds and sweep all islands located along all roads listed in Exhibit A, where applicable.

3. Pick up litter, mow grass and cut weeds within the right-of-way along all roads listed in Exhibit A, with the exception of the north side of Fourteen Mile Road. This includes mowing and cutting to 30 feet back from the curb, the State right-of-way located along Twelve Mile Road and the south side of Fourteen Mile Road at I-75.

4. The City may at its own expense sweep, cut weeds and pick up litter more frequently, subject to the other terms and conditions of this Agreement, including, without limitation, the indemnification and insurance provisions.
EXHIBIT C

2017 SUMMER MAINTENANCE AGREEMENT

CITY OF AUBURN HILLS

SPECIAL PROVISION
FOR
INDEMNIFICATION, DAMAGE LIABILITY AND INSURANCE

SPECIAL PROVISION
FOR
INDEMNIFICATION, DAMAGE LIABILITY AND INSURANCE

Indemnification and Damage Liability

See provisions of the maintenance agreement to which this Exhibit C is attached.

Insurance Coverage:

The City, prior to execution of the maintenance agreement, shall file with the Board of County Road Commissioners of the County of Oakland ("Board"), copies of completed certificates of insurance as evidence that it carries adequate insurance satisfactory to the Board; and, without the prior written consent of the Board, the City shall not cancel, reduce, or fail to renew the insurance coverage required by this Agreement. The City shall immediately notify the Board and cease operations upon the occurrence of any cancellation, reduction, modification or termination of insurance required hereunder, and shall not resume operations under this Agreement until all insurance as required by this Agreement is in full force and effect. The City shall provide in a form and substance acceptable to the Board an underwriter’s endorsement to its comprehensive general liability insurance and auto liability insurance, including any excess umbrella insurance, in the amounts set forth on Exhibit C, naming the Board and the Office of the Oakland County Water Resources Commissioner as an additional named insureds. The City shall obtain and deliver to the Board notices of cancellation and non-renewal endorsement, acceptable to the Board, for the general liability, auto liability, and worker’s compensation and employer’s liability policies. Prior to commencing the work, the City shall provide to the Board evidence satisfactory to the Board of payment of the current premium for the required insurance and endorsements and shall also obtain certificates of insurance for each policy, providing for thirty (30) days actual (not “endeavor to”) prior, written notice to the Board by the insurance carrier of any cancellation, termination reduction or material change of the policy. The City shall make sure that each of its subcontractors, if any, providing any of the work and services under this contract, shall obtain and maintain insurance as set forth in this Agreement.

The City shall provide the following insurance coverages which shall be primary and non-contributory:

a. Workmen’s Compensation Insurance: The insurance shall provide protection for the City’s employees, to the statutory limits of the State of Michigan and $500,000 employer’s liability. The indemnification obligation under this section shall not be limited in any ways by any limitation on the amount or type of damages, compensation or benefits payable by or for the City under worker’s disability compensation coverage established by law.

b. Bodily Injury and Property Damage Other than Automobile: The insurance shall provide protection against all claims for damages to public or private property, and injuries to persons arising out of and during the progress and to the completion of the work, and with respect to product and completed operations for one year after completion of the work.
<table>
<thead>
<tr>
<th>Bodily Injury Liability</th>
<th>Or: Single Limit: Bodily injury and Property Damage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Each Person: $1,000,000</td>
<td>Each Occurrence: $1,000,000</td>
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<tr>
<td>Each Occurrence: $1,000,000</td>
<td>Aggregate: $2,000,000</td>
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<td>Aggregate: $2,000,000</td>
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<tr>
<td>-and- Property Damage Liability:</td>
<td></td>
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<tr>
<td>Each Occurrence: $250,000</td>
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<tr>
<td>Aggregate: $250,000</td>
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</tbody>
</table>

Such insurance shall include: 1) explosion, collapse, and underground damage hazards (x,c,u), which shall include, but not be limited to coverage for (a) underground damage to facilities due to drilling and excavating with mechanical equipment; and (b) collapse or structural injury to structures due to blasting or explosion, excavation, tunneling, pile driving, cofferdam work, or building moving or demolition; (2) products and completed operations; (3) contractual liability; and (4) independent contractors’ coverages.

c. Bodily Injury Liability and Property Damage Liability - Automobiles (Comprehensive Auto Liability) The minimum limits of bodily injury liability and property damage liability shall be:

<table>
<thead>
<tr>
<th>Bodily Injury Liability</th>
<th>Or: Single Limit: Bodily Injury and Property Damage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Each Person: $500,000</td>
<td>Each Occurrence: $2,000,000</td>
</tr>
<tr>
<td>Each Occurrence: $1,000,000</td>
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<tr>
<td>-and- Property Damage Liability:</td>
<td></td>
</tr>
<tr>
<td>Each Occurrence: $1,000,000</td>
<td></td>
</tr>
</tbody>
</table>

Such insurance shall include coverage for all owned, hired, and non-owned vehicles.

d. Excess and Umbrellas Insurance – The City may substitute corresponding excess and/or umbrella liability insurance for a portion of the above listed requirements in order to meet the specified minimum limits of liability.

e. The City shall provide for and in behalf of the Board and all agencies specified by the Board, as their interest may appear, Owner’s Protective Public Liability Insurance. Such insurance shall provide coverage and limits the same as the City’s Public Liability Insurance.

Reports – The City or his insurance carrier shall immediately report all claims received which relate to the Contract, and shall also report claims investigations made, and disposition of claims to the County Highway Engineer.

See provisions of the maintenance agreement to which this Exhibit C is attached.
To: Mayor and City Council
From: Thomas A. Tanghe, City Manager; Dan Brisson, Manager of Fleet and Roads
Submitted: June 20, 2017
Subject: Motion to Approve 2017 Storm Structure Rehabilitation Program

INTRODUCTION AND HISTORY
Budgeted from the 2017 Roads Operating Budget is $ 85,500.00 from Major Streets and $ 7,400.00 from Local Streets to repair storm catch basins. As Council may recall, the DPW cleans and inspects one third of the City’s catch basins each spring and any deficiencies are budgeted and repaired the following year. For budgeting purposes, the DPW uses $ 2,500.00 per structure as the average price to repair a storm structure. This includes engineering scope of services, bidding and management services along with contractor costs.

The traditional catch basin repair method involves setting up traffic control at each structure, cutting the curb and road around the structure, removing the pavement and curbing to access the structure, structure repair as needed, new concrete poured around the structure and typically a 5 day curing time before the roadway is re-opened to traffic. The average time that traffic is impacted by each structure repair is 7-10 days.

About 7 years ago, the City of Farmington Hills tried a new geotechnical polymer product offered by a company called Havener Tech based in Troy. This spray and injected polymer product quickly and effectively fills voids and “glues” loose brick into place to effectively protect the structure from future voids and salt erosion. The repair time is typically less than two hours at each structure with NO pavement removal needed, thereby greatly reducing lane closures to the actual time it takes to do the repair.

After a few test years, the City of Farmington Hills decided in 2014 to further utilize the product and issued a bid solicitation for Polymer Catch Basin Rehabilitation Services (MITN BID ITB-FH-13-14-1820). Since this is such a specialized product and process, there is a very limited number of contractors nationwide that perform such services, resulting in a single bidder for our area. Havener Tech is extending the City of Farmington Hills contract pricing from 2014/15 to all southeastern Michigan communities at a flat rate price of $ 515.00 per structure which includes mobilization and temporary traffic control.

STAFF RECOMMENDATION
Based on 2016 cleaning and inspections, 48 structures were found to have minor deficiencies and 15 with moderate to major deficiencies. One structure was found to have a major deficiency during 2017 inspection that Havener Tech may be able to repair using their Polymer Rehab process. Any deficiencies Havener Tech cannot repair will be performed by another contractor using traditional tear-out/rebuild methods.

The DPW recommends Council approves up to 63 catch basin structures for Polymer Rehabilitation in the northern third of the City and one catch basin in the southern third at a cost of $ 515.00 per structure for a not-to-exceed amount of $ 32,960.00. Bid tabulation and product information is attached for Council’s review.

MOTION
Move to the approve Polymer Rehabilitation Services for catch basin repairs from Havener Tech, LLC, 433 Elmwood Road, Troy, MI 48083 for a not-to-exceed amount of $ 32,960.00. Funding is provided from the Roads Operating Budget, accounts 202-452-935.000STORMREHAB and 203-453-935.000STORMREHAB.
I CONCUR: Donald K. Grice
Donald K. Grice, Assistant City Manager
Description of Problem:

- Traffic, erosion and salt from runoff breaks down catch basin structures.
- When not addressed promptly, these structural breakdowns lead to voids and partial collapse around the manhole and under adjacent roadway slabs.
- These breakdowns and voids create generally unsafe conditions which can damage automobiles and Vac-Trucks during routine cleaning operations.
- Traditional fixes or replacements can cost thousands of dollars, and often disrupt traffic and local business and homeowner travel patterns. Many communities report limited available manpower hampers efforts to repair.

Solution:

- Havener Tech spray on structural polymer quickly and effectively fills voids and "Glues" loose bricks into place and effectively protects the structure from future voids or salt erosion.
- Havener structural polymer treatments typically cost about 25% of traditional replacement strategies.
- The Havener method is Fast! Our experienced crews can repair a complete structure in 15-30 minutes, allowing us to repair a dozen or more manholes in a single day.

TESTIMONIAL / SUPPORT DOCUMENT FROM 2014 & 2015 AS NEEDED CATCH BASIN CONTRACT:
The Catch Basin Stabilization Services provides another tool that can be used by DPW staff to make repairs to our aging storm water infrastructure. The City is responsible for the repair and maintenance of several thousand catch basins and other storm water structures. As leaks occur in these catch basins and along storm pipes, this tool will allow, in some cases, the injection of a polyurethane foam to fill the voids and seal the structures, thus eliminating the costly and disruptive process of excavating, rebuilding, and repaving.

Since this is a very specialized product and process, there are a very limited number of contractors nationwide that perform such services, resulting in the single bidder for our area. The recommended contractor, Havener Tech, has worked with the City's DPW on a number of occasions using this method to repair specific locations and demonstrate the benefits of this technology. A bid tabulation (for evaluation purposes only) is attached.

Prepared by: [Name] 
MITN BID #77B-13-14-1920

433 Elmwood Road, Troy MI 48083 • 248.890.1812 • www.havenertech.com
City of Farmington Hills

Bid Tabulation

itb-fh-13-14-1820

As needed Catch Basin, Storm Water Pipe & Concrete Slab Stabilization

After being postponed (in an attempt to get additional responses) bid was finally opened 06/10/2014

<table>
<thead>
<tr>
<th>Company Name</th>
<th>City/State</th>
<th>2014 stabilization of Storm Water Catch Basin - Estimate 30</th>
<th>2014 Injection Stabilization of Storm Water Pipe or Concrete Slab - Estimate 5,000</th>
<th>2014 Mobilization Estimate 5</th>
<th>Estimated Total 2014</th>
<th>2015 stabilization of Storm Water Catch Basin - Estimate 30</th>
<th>2015 Injection Stabilization of Storm Water Pipe or Concrete Slab - Estimate 5,000</th>
<th>2015 Mobilization Estimate 5</th>
<th>Estimated Total 2015</th>
<th>GRAND TOTAL</th>
<th>% per year to extend contract for an additional two years</th>
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<tbody>
<tr>
<td>Havener Properties LLC</td>
<td>Troy, MI</td>
<td>$15,000.00</td>
<td>$49,000.00</td>
<td>$1,625.00</td>
<td>$65,625.00</td>
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</tbody>
</table>
13. EXECUTIVE SESSION — No Electronic Information Available
Baker students design hotdog stand for charity

By Natalie Broda, nbroda@digitalfirstmedia.com, @NatalieBroda on Twitter

Wednesday, July 5, 2017

In what became a year-long, cross-campus collaboration, three Baker College students have helped to design a hotdog concession trailer for charity.

Design students Stephanie Brown, Oxford, Hannah Burns, Royal Oak and Emily Carpenter, Lapeer, spent a year crafting and collaborating on a new menu design for the Mr. Marc’s Dog House through their academic courses at the college.

Owned by Marc Schillinger, an insurance counselor with Schillinger & Schillinger Inc. in Port Austin, the proceeds from the concession trailer go towards Compassion International, a children’s advocacy nonprofit.

The menu design project transformed into a full-blown rebranding of the trailer. Autobody technician students from Baker’s Flint campus were brought in to assist.

“The students exceeded my expectations,” Schillinger said in a release. “It’s obvious the faculty provides quality training and creates an atmosphere of collaboration. We were able to debut the reimagined trailer this summer as planned at the Port Austin Farmer’s Market, marking the ninth year we have participated.”

Peter Karsten, Ph.D., CPA and president of Baker College of Auburn Hills stated that these kinds of opportunities build confidence in students.

“(It) shows what it’s like to accomplish something tangible in a student’s chosen trade – something that will benefit a charity for years to come,” Karsten said in a release.
Detroit City Council approves $34.5M for Little Caesars Arena and Pistons’ move

By Natalie Broda, nbroda@digitalfirstmedia.com, @NatalieBroda on Twitter, More than six months after negotiations first started, the Detroit City Cou

Tuesday, June 20, 2017

The vote comes less than 24-hours after a federal judge denied a request to block that public funding for the arena and move. U.S. District Court Judge Mark Goldsmith issued his decision late Monday, saying a requested injunction would cause “catastrophic damage” to Detroit.

The lawsuit says Michigan law prohibits spending school property tax revenue on the projects because a tax voters approved in 2012 was to be used exclusively for Detroit’s public schools. It said a vote from city residents was needed first.

Activist Robert Davis and D. Etta Wilcoxon, who is running for City Clerk, had sought to block the Detroit Downtown Development Authority from using the money.

The arena, which will be home to the NHL’s Detroit Red Wings and the NBA’s Pistons, opens this fall.

At the same time, the city of Auburn Hills is moving forward with its plans to rezone the Palace of Auburn Hills from a general industrial district to a technology and research district.

The rezoning, if approved by Auburn Hills City Council on Monday, June 26, would also include language to allow the Palace to continue operations as an entertainment venue.

An internal planning analysis showed two options for the Palace site should it no longer remain viable as an arena. The first includes adding retail space, a fitness center and park-like features to the new research and technology district. The other plan has less amenities, but would offer the companies that move to the site more space to grow.

Palace Sports and Entertainment has stated previously that there is no decision, or timetable for a decision, on if the arena will potentially be demolished.

The Pistons’ practice facility, as well as the Palace Sports and Entertainment headquarters, will stay open at the Palace for at least the next year while construction wraps up in Detroit.

RELATED:
• A look inside Little Caesars Arena, in photos

• Photos of memorable Pistons games at The Palace through the years

• Planning commission approves Palace of Auburn Hills rezoning

-The Associated Press contributed to this report.


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FEV breaks ground on $27M test center in Auburn Hills

By Natalie Broda, nbroda@digitalfirstmedia.com, @NatalieBroda on Twitter

Monday, June 26, 2017

FEV North America Inc. has broken ground on a new $27 million vehicle test center in Auburn Hills.

The 25,600 square-foot facility is expected to bring with it 250 new full-time jobs, with construction to begin this summer. The new state-of-the-art facility is expected to be completed in 2018. Lab facilities and office space will be built out on the 6.7 acre-site following the constriction of the test center.

Gov. Rick Snyder was in attendance for the groundbreaking held on Monday, June 26 at the site of the new facility, 1300 Harmon Road in Auburn Hills. The governor offered his support and congratulations for the company during a short address. FEV officials presented their plans for the test center to Snyder during a meeting in Germany back in 2015.

“They’ve built knowledgeable people that the auto industry relies on, and that’s a difficult thing to accomplish in this exciting industry,” Snyder said of FEV. “I had a chance last year to tour a facility and it’s some cool, leading edge stuff … When you combine a great vision and a legacy of success and leadership, you’re going to win. All of Michigan wins.”

The new test center will be more cost effective than conducting testing on the open road and will also save time during research, according to Jochem Wolschendorf, executive vice president and chief sales officer for FEV.

“One of the key aspects is that we will do a lot of vehicle-based testing and the focus is measuring exhaust and fuel economy of vehicles. The plan is to take more testing from the road into this facility to optimize and minimize exhaust emissions and optimize fuel economy,” Wolschendorf said.

The new facility will allow for research such as low temperature testing, testing for passenger car and light-duty vehicles, a vehicle build area, a cold soak room and testing capabilities for battery emulation. The development will mark the third technical center for FEV in Auburn Hills.

RELATED: Snyder announces new career tech education alliance and recommendations

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FEV breaks ground on $27M test center in Auburn Hills

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Former Kmart parking lot proposed for new development

By Natalie Broda, nbroda@digitalfirstmedia.com, @NatalieBroda on Twitter

Thursday, June 22, 2017

The J.A.R. Development Co. has submitted a request for approval to the Auburn Hills planning commission to transform what was once a Kmart parking lot into a new office and light industrial facility, according to the Auburn Hills Development Blog.

The plan calls for the construction of a 67,000 square-foot facility on the corner of Joslyn Road and Pacific Drive near Great Lakes Crossing Outlets. The company is currently in talks with several potential tenants for the 5.79 acre site, which is adjacent to Inalfa Roof Systems.

J.A.R. has worked within Auburn Hills in the past, according to the blog, constructing several similar projects over the last 20 years. Landscape improvements are also planned for the site.

The planning commission will discuss the proposal at 7 p.m. on Wednesday, July 12 at Auburn Hills City Hall with a final vote expected from city council on Monday, July 24.

URL: http://www.theoaklandpress.com/general-news/20170622/former-kmart-parking-lot-proposed-for-new-development

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The Oakland University Police Department is continuing to investigate a report of possibly armed and suicidal man reported near campus Thursday, June 22, but stated there was “no indication of (a) continuing threat” in the incident.

On their site, the OUPD wrote they “have no new information leading them to believe that the subject in question poses an ongoing threat to the University community.

The OUPD asks anyone on campus to report suspicious activity to them at (248)370-3331.


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Over $50M in new investment approved in Auburn Hills this year

By Natalie Broda, nbroda@digitalfirstmedia.com, @NatalieBroda on Twitter

Wednesday, July 5, 2017

Since January, $55 million in new private investment has been approved by the Auburn Hills City Council, according to the city’s development blog.

The proposed developments range from light industrial facilities to expansions and the addition of a new banquet center in the city. The city’s Community Development Department has issued 1,249 permits for construction this year, with activity set to meet or surpass last year’s 2,531 permits.

Here’s a breakdown of the investments:

Over $1 million

• INCOE World Headquarters; 135,00 office and industrial facility at $20 million.

• AM General Technical Center; Construction of outside storage facility for company move at $9.5 million

• Hutchinson North American Headquarters; 60,501 square-foot office at $8 million.

• FEV North America; 25,600 square-foot research and lab at $4.2 million.

• Pacific Drive Development; 50,000 square-foot office and light industrial at $3.25 million.

• Five Points Community Church; 16,019 addition at $3.2 million.

• Valeo Thermal Systems North American Headquarters; Construction of test track and adjacent facility at $3 million.

• Rapid Shred; 21,050 square-foot light industrial at $1.1 million

• The HUB Stadium; Addition of 300-seat banquet center at $1.1 million.

$1 million and under

• Autoliv North American Headquarters; 124-space parking lot expansion at $1 million.
• Stadium Party Store Gas Station; Construction of six-pump gas station at $400,000.

• Cornerstone Community Financial Credit Union; 30-space parking lot expansion at $200,000.

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RELATED: Hutchinson to build new HQ in Auburn Hills

RELATED: Five Points Church in Auburn Hills plans expansion

RELATED: HUB Stadium plans $1.1 million banquet center expansion in Auburn Hills

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Changes will soon be coming to Michigan’s curriculum for K-12 students as Gov. Rick Snyder has announced a new set of partnerships and recommendations aimed at strengthening career technical education throughout the state.

Snyder unveiled the Michigan Career Pathways Alliance on Monday, June 26 at the Brose North America facility in Auburn Hills. The series of recommendations and directives made by the alliance are meant to assist students in finding and understanding technical career pathways through several initiatives including curriculum changes, adding resources within school districts and increasing collaboration between educators and employers.

“There isn’t one answer that we’re going to find. It’s about creating an ecosystem of success,” Snyder said at the announcement.

“This is critically important to Michigan’s future. What’s more important than giving our youth an opportunity for success and the professional trades are an outstanding opportunity. It’s not fully understood by many of our citizens and we have to do a better job about … having them understand these are great trades and careers.”

There are 17 recommendations in total ranging from enhancing career counseling to implementing talent transcripts and expanding student access to career technical professionals in the classroom. Some of the recommendations will require legislation to be adopted and enacted, according to a release. Nine directives from the recommendations were signed into action by Brian Whiston, state superintendent, following the announcement.

According to a document from the state superintendent’s office, some of those recommendations include:

• Keep professional trade instructors on the critical shortage list

Adopt and communicate Michigan Department of Education policy change, allowing for non-teacher certified career and technical education instructors to have authorization for up to 10 years.
• “Exterships” for continuing education and professional development

Allow teachers and counselors to use externships with employers and to allow job shadowing opportunities to qualify as professional development and continuing education credits.

• Require productive use of education development plans and talent transcripts

School improvement plans will require meaningful and regular use of educational development plans.

• Require career exploration and job readiness education

As part of school improvement plans, schools will submit a plan with a series of milestones for career exposure in elementary, middle, and high school.

Ninety groups from the labor, business and education industries met over four months to craft the recommendations according to Roger Curtis, state talent and economic development director.

“We need to change the perceptions of the professional trades so students, parents and others know about the outstanding opportunities that are out there as Michigan businesses grow and thrive,” Curtis said in a statement. “But that’s only part of the job. Once we’ve shattered stereotypes, we need to have a stronger system in place for students to determine the best pathway for them, then have access to the rigorous training to get them to the job they want – no matter where they live.”

Other recommendations by the alliance include establishing flexibility in the Michigan Merit Curriculum to help districts integrate curriculum requirements into their career program classes, utilizing and implementing software for helping students to choose career pathways such as Career Cruising and Pathfinder and to continue to use marketing to change the perception of professional trades.

“Quite often the (professional trades) aren’t given the same credit as someone getting a four-year degree or a bachelor’s degree and that’s just not right. That was a mistake we made culturally 20 or 30 years ago … That’s not going to change overnight, it’s going to be concerted effort of good information and passion … of talking to each other as friends and neighbors,” Snyder said.

RELATED: Check out where Snyder broke ground after this announcement.
Outgoing Oakland University President George Hynd has just one week left on campus as the university’s next president begins to transition into her new role.

Ora Pescovitz, M.D., was unanimously voted in as the next president by the Oakland University Board of Trustees in May and will begin her move to the university on Saturday, July 1. Hynd’s official last day as president will be Monday, Aug. 14 and in the meantime, he and his wife Alison will look to decide where they’ll go next.

Hynd, who was inaugurated in April of 2015, came to the university from the College of Charleston in South Carolina.

“We’re discussing various options we have before us and we’ll probably make a decision in the next month,” Hynd said.

“This is somewhat tongue and cheek but I can guarantee we’ll go south to warmer climates. I could teach, I could retire, I could become a dean, there’s a whole range of options out there. Michigan is a drop-dead, beautiful state and we have enjoyed our time here, taking daily walks in Meadowbrook and on the east side of campus, but a warmer climate is not a bad thing.”

Hynd said that he will look back on his two years at Oakland University with pride in several initiatives and changes to campus that were activated during his tenure, such as the OU/Pontiac Initiative, which currently has 37 initiatives in the city with opportunities for advanced education and job growth.

Community engagement

“We changed our mission statement to reflect our responsibility as a university to the community and the metropolitan area, like the Pontiac commitment to exporting the faculty expertise into the surrounding communities,” Hynd said.

“Prior to my arrival, I was told that Oakland University seemed very self satisfied and what I think (that meant) is that we were more than happy to teach our classes and not be engaged in the community. I’m happy we were able to change that.”
New building

New residence halls have been planned and are near completion, while $46.63 million was set aside during Hynd’s tenure to renovate the university’s student union, the Oakland Center.

“I’ll look back on these years with a very significant degree of pride, not only in increasing the beds on campus and the renovation of the center, but also with working on campus and being engaged with the students. And credit goes to my wife, Alison, who opened (the presidential housing) Sunset Terrace to the campus. We entertained more than 800 people here and the majority of them were student clubs and groups and alumni,” Hynd said.

“It was never just dinner, we told them the history of Sunset Terrace and how it integrates into the university, that we should all be proud of it and contribute to its betterment. So 20 years from now, I hope presidents continue to champion the history there.”

Relationship with professors

Hynd said his proudest accomplishment was working to open communication between faculty and staff and the administration throughout the years. When asked if there was anything he would have done differently with his time, Hynd said he would have pushed to start the community engagement efforts sooner.

“I’ve worked with marketing and communications to champion what’s happening here. We’re no longer a second-choice school, 75 percent of our students say Oakland was their first choice,” Hynd said.

From the beginning of July until the end of his contract in August, Hynd will serve as a special advisor to incoming President Hirsch.

“Before I came here, we were described as a hidden gem. We’re not like that any longer. I haven’t heard anyone describe us as a hidden gem since.”

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