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, Kittle, Knight, Mitchell
Absent: Council Members Hammond and Verbeke
Also Present: City Manager Tanghe, Assistant City Manager Grice, City Attorney Beckerleg, Police Chief Olko, Deputy Clerk Pierce, Finance Director/Treasurer Schulz, Manager of Fleet and Roads Brisson, Director of Community Development Cohen, Engineer Juidici, Deputy Finance Dir/Deputy Treasurer Wickenheiser, Management Assistant Intern Thomas
7 Guests

4. APPROVAL OF MINUTES
4a. City Council Workshop Minutes – June 19, 2017
Moved by Mitchell, Seconded by Kittle:
RESOLVED: To approve the June 19, 2017 City Council workshop meeting minutes.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None
Resolution No. 17.07.0114 Motion Carried (5 - 0)

4b. Regular City Council Minutes – June 26, 2017
Moved by Burmeister, Seconded by Mitchell:
RESOLVED: To approve the June 26, 2017 City Council meeting minutes.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None
Resolution No. 17.07.0115 Motion Carried (5 - 0)

5. APPOINTMENTS AND PRESENTATIONS
5a. Motion - Appoint Jeffrey Walker to the Local Officials Compensation Commission.
Mayor McDaniel explained that the Local Officials Compensation Commission meets every two years to determine the local elected official's compensation.

Mr. Walker explained that he worked for the City for 25 years before retiring and has been a resident for 28 years. He is looking forward to serving the community further.

Moved by Knight, Seconded by Kittle:
RESOLVED: To confirm the appointment of Jeffrey Walker to the Local Officials Compensation Commission for a term ending July 31, 2022.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None

Resolution No. 17.07.0116 Motion Carried (5 - 0)

5b. Motion - Appoint Patrick Casey to the Local Officials Compensation Commission.
Mr. Casey explained that he has been a resident for over 25 years and is looking for an opportunity to volunteer and give back to the community.

Mr. Kittle disclosed that Mr. Casey is a neighbor and his company does some IT work for him from a business perspective.

Moved by Mitchell, Seconded by Burmeister:
RESOLVED: To confirm the appointment of Patrick Casey to the Local Officials Compensation Commission to fill an unexpired term ending July 31, 2021.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None

Resolution No. 17.07.0117 Motion Carried (5 - 0)

6. PUBLIC COMMENT
Richard Bell, on behalf of the Kids First Initiative, explained the STEAM Summer Camp program that will be held on July 18th - Science, Technology, Engineering, Arts, Mathematics.

Mr. Knight stated that he will be signing up his great-granddaughter tomorrow and offered to donate three additional scholarships. Mr. Kittle matched Mr. Knight’s scholarship donation.

In response to a question from Ms. Mitchell, Mr. Bell explained that registration begins at 7:00 AM and camp will be held from 8:00 AM – 4:00 PM. Individuals can register by logging on to kidsfirstinitiative.org.

7. CONSENT AGENDA
Mr. Kittle requested Items 7b and 7c be removed from the consent agenda.

7a. Motion - Approve 2017 Annual Street Markings Program.
Moved by Knight, Seconded by Mitchell:
RESOLVED: 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.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None

Resolution No. 17.07.0118 Motion Carried (5 - 0)

7b. Motion - Approve Bulk Road Salt Purchase for 2017/2018 Season.
Mr. Brisson confirmed for Mr. Kittle that the price includes delivery. Mr. Brisson explained that it is very unlikely that the City would purchase any this year, however they will fulfill the obligation at the end of the season to refill the dome.

Moved by Kittle, Seconded by Burmeister:
RESOLVED: 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.

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

Resolution No. 17.07.0119 Motion Carried (5 - 0)

7c. Motion – Receive and File the Plante & Moran Audit of Act 51 funding for year ending 12/31/2016.

Mr. Kittle questioned whether this has to be reported separately from the regular audit. Ms. Schulz explained that it is a separate audit with a different scope. This is more of a performance audit and not a financial audit. She confirmed that this is the first year the performance audit was required by the state.

Mr. Knight stated that the term "in substantial compliance" implies that the City is not in compliance on something. Ms. Schulz stated that she is not aware that the City is not in compliance with any of the requirements of Act 51.

Moved by Kittle, Seconded by Knight:

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

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

Resolution No. 17.07.0120 Motion Carried (5 - 0)

8. OLD BUSINESS

8a. Motions – Adopt Resolution to Authorize Publication of Intent to Issue Special Assessment and Capital Improvement Bonds.

Ms. Schulz explained that on May 8th, City Council approved a resolution declaring official intent to reimburse certain road and building improvements with potential bond proceeds. The next step to allow the City to move forward with these bond issues requires City Council approval of the proposed resolutions directing the City Clerk to publish the Notices of Intent to Issue Bonds. As required by Michigan law, the resolutions authorized publication of the intent to issue special assessment and capital improvement bonds and starts the forty-five day referendum period that must run before either series of the City bonds can be issued. She explained that the Notices of Intent set the maximum principal amounts of the bonds that can be issued for the describe projects. If adopted, each resolution will appoint Dickinson Wright as the City’s bond counsel and PFM Financial Advisors as the City’s municipal advisor specifically for these bond issues.

Eric McGlothlin, with Dickinson Wright, explained that a bond resolution would then be presented to the Council which will set the exact parameters of the bond sale to be held in the fall, with a late fall closing of the bonds.

In response to a question by Mr. Kittle, Mr. McGlothlin confirmed that by the time the bond resolution comes before the Council, an estimated sources and uses table will be presented which will layout the sources of the money; whether there are any premiums or discounts expected; how much will be spent on the special assessment projects and capital improvement projects, and the cost of issuance.

Mr. Kittle questioned if it was possible that a block of bonds could be available to local residents. Mr. McGlothlin stated that question should be deferred to the financial advisor because they are the ultimate purchaser of the bonds and are tasked with understanding the market.
Ms. Mitchell questioned how many consultants were considered to be the City’s bond counsel. Mr. Tanghe explained that the City continued with the existing bond counsel.

Moved by Knight, Seconded by Kittle:
RESOLVED: To adopt Resolution Authorizing Publication of Notice of Intent to Issue Special Assessment Bonds as attached. (Attachment A)

Ms. Mitchell expressed that she is not in support of proceeding with bonds for expenditures of this nature at this particular time.

VOTE: Yes: Burmeister, Kittle, Knight, McDaniel
No: Mitchell
Resolution No. 17.07.0121 Motion Carried (4 - 1)

Moved by Knight, Seconded by Kittle:
RESOLVED: To adopt Resolution Authorizing Publication of Notice of Intent to Issue Capital Improvement Bonds as attached. (Attachment B)

Mr. Kittle explained that in this situation, the City has a pretty good cash balance in its fund balance. He gave an example; if he had money in the bank and wanted to put on an additional or major capital investment into his house, he would not necessarily want to deplete his cash, if funds could be borrowed at a low interest rate. This is no different, which is why he is supporting it.

Ms. Mitchell stated that she understands the analogy. If this was something that was adding an improvement or enhancing the value, she would be along the same lines of thought. She stated that she sees this as a maintenance issue, not a home improvement type issue.

VOTE: Yes: Burmeister, Kittle, Knight, McDaniel,
No: Mitchell
Resolution No. 17.07.0122 Motion Carried (4 - 1)

9. NEW BUSINESS
9a. Motion - Approve 2017 RCOC Summer Maintenance Agreement
Mr. Brisson explained that this is an opportunity for the City to do street sweeping on County roads, such as Walton, Joslyn, Baldwin, and Brown Rd, three-times per year. He noted that the compensation amount will cover the City’s operating cost. He noted that the City has been sweeping around the mall just before the holiday season for a few years. This is an opportunity to capture the revenue for street sweeping and expand it to other areas of the City to improve the appearance of our curbs and gutters.

Mr. Kittle commented that the curb on Five Points by the apartments could use cleaning. He stated that this is great collaboration with the County and he looks forward to the possibility of even more collaboration.

Moved by Knight, Seconded by Burmeister:
RESOLVED: 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.
VOTE: Yes: Burmeister, Kittle, Knight, McDaniel, Mitchell
No: None

Resolution No. 17.07.0123

Motion Carried (5 - 0)

9b. Motion - Approve 2017 Storm Rehabilitation Program

Mr. Brisson explained that each year the DPW inspects and cleans catch basins in one-third of the City. The deficiencies are budgeted for and repairs are made in the following year. This is an opportunity to try new technology which is a polymer product that can be either spray applied to “glue” loose material in or if there are problems with the pavement sinking around the structure, it can be injected to lift the pavement.

Ms. Mitchell questioned the durability of this approach versus the traditional approach. Mr. Brisson explained that Farmington Hills has structures that were repaired using this product seven years ago and are still holding up great.

Mr. Kittle questioned if this could be used for crackseal on roads. Mr. Brisson confirmed that it can be used to secure around pipes, essentially wherever mud-jacking is used. It also could be used for leveling concrete or asphalt.

Moved by Kittle, Seconded by Mitchell:
RESOLVED: To 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.

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

Resolution No. 17.07.0124

Motion Carried (5 - 0)

10. COMMENTS AND MOTIONS FROM COUNCIL

Mr. Knight

- On behalf of the Optimist Club, thanked the City for assisting in the car show fundraiser. The proceeds will go directly to the Will Rogers School in the form of projects or any other similar school in the Pontiac District.
- Noted the “Road Closed Ahead” sign on N. Squirrel Rd needs a sign attached to it clarifying that it is Pioneer Drive closed, not Squirrel Rd.
- Stated that in front of Al Deen’s this morning, he saw three double bottoms drive by within two minutes. He expressed amazement at the number of trucks. It is a mad house down there, but he is not sure we can fix it as the trucks cannot use the bridge.
- Announced that the Boys and Girls Club is holding their annual golf outing on September 6th.
- Commented that someone told him that the Chrysler Administration Building would be torn down. He told them that he had not heard that only that they may move their executive offices someplace else.
- Commented that Orion Twp is proceeding with paving all five lanes of Brown Rd. He expressed appreciation that they are making that a good road on both sides.

Mr. Kittle

- Requested staff take a look at the curb flooding at Five Points.
- Requested staff take a look at the modular home on Joswick that is overgrown with weeds.
- Commented that the crowd at the Concert in the Park was well behaved, the band was good, and he encouraged people to attend.
Requested an update on 3250 at the southwest corner downtown. Mr. Tanghe stated that they signed their final Brownfield paperwork about three weeks ago. The City was told development on the site would begin in July. Building permits have not yet been submitted.

Relative to the truck traffic downtown, questioned when the bridge over Opdyke Rd would be fixed. Mr. Juidici explained that the Road Commission has a project planned on Opdyke Rd from Auburn to Perry in 2018. They are currently seeking funding to replace the bridge and want to do it in conjunction with that project.

In response to a question from Mayor McDaniel, Chief Olko stated that the City is not directing the truck traffic in this area. Many of the trucks are working on the M59 project to the east. When asked why they did not take Opdyke to M59, they stated that they could not cross that bridge.

Mayor McDaniel questioned if there were any ordinances or motor vehicle law that prohibit driving on the sidewalk and curb which is continually damaging the pathways. Chief Olko stated that staff can do some research.

Mr. Kittle suggested delaying improvements to downtown until this issue is resolved.

Mr. Burmeister

Commented that over the weekend he was doing work with the Senior Home Assistance Repair Program (SHARP) and explained SHARP to one of the neighbors. He stated that, where he was doing the work, the senior stated that since she has been a senior, she has lived in seven different communities and by far, Auburn Hills ranks #1 with senior services. It made him very proud to be part of the City and it was great to hear that people recognize that we do take care of our seniors.

Ms. Mitchell

Wished a full and speedy recovery to the Police Officers who suffered smoke inhalation while assisting a resident during a recent fire.

Mayor McDaniel

Reminded Council of the joint meeting with the Rochester Hills City Council at the Rochester Hills City Hall at 6:00 PM on Thursday.

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

13. EXECUTIVE SESSION
13a. Sale of Land

Moved by Burmeister, Seconded by Mitchell

RESOLVED: To meet in executive session to discuss the sale of land.

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

Resolution No. 17.07.0125 Motion Carried (5 - 0)

Council recessed to executive session at 7:48 PM.
Council reconvened in open session at 8:22 PM
14. ADJOURNMENT
Hearing no objections, the meeting adjourned at 8:23 PM.

________________________________    _______________________________
Kevin R. McDaniel, Mayor     Terri Kowal, City Clerk
ATTACHMENT A

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: Mayor McDaniel, Council Members Burmeister, Kittle, Knight, Mitchell

ABSENT: Council Members Hammond, Verbeke

The following resolution was offered by Council Member Knight and seconded by Council Member Kittle:

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: Burmeister, Kittle, Knight, McDaniel

NAYS: Mitchell

ABSTENTIONS: None

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 ____ 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, City Clerk
City of Auburn Hills

Dated: July ___, 2017
ATTACHMENT B

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: Mayor McDaniel, Council Members Burmeister, Kittle, Knight, Mitchell

ABSENT: Council Members Hammond, Verbeke

The following resolution was offered by Council Member Knight and seconded by Council Member Kittle:

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.

ADOPTED:

YEAS: Burmeister, Kittle, Knight, McDaniel

NAYS: Mitchell

ABSTENTIONS: None

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 ______ 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, 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, City Clerk
City of Auburn Hills

Dated: July _____, 2017