



# The City of Auburn Hills

## City Council Meeting

### Minutes

November 18, 2013

**CALL TO ORDER:** by Mayor McDonald at 7:00 p.m.

**LOCATION:** City Council Chamber, 1827 N. Squirrel Road, Auburn Hills, MI 48326

**Present:** Mayor McDonald, Mayor Pro Tem Hammond, Council Members Doyle, Kittle, Knight, McDaniel, Verbeke

**Absent:** None

**Also Present:** City Manager Auger, Assistant City Manager Tanghe, Director Olko, Deputy Director/Police Hardesty, Deputy Director/Fire Manning, Deputy Director of Public Works Grice, City Clerk Kowal, City Attorney Beckerleg, City Engineer Juidici.

86 Guests

#### 4. APPROVAL OF MINUTES

4a. Regular Council Meeting – November 8, 2013

**Moved by Doyle; Seconded by Hammond.**

**RESOLVED: To approve the November 11, 2013 meeting minutes.**

**VOTE: Yes: Doyle, Hammond, Kittle, Knight, McDaniel, McDonald, Verbeke**

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.212**

#### 5. APPOINTMENTS AND PRESENTATIONS

City Manager Auger thanked Mayor McDonald and Ms. Doyle for their years of service and presented them with plaques.

Mayor McDonald stated what a privilege and honor it has been to serve the City as the Mayor for 12 years and on City Council for 24 years. He thanked everyone for their support over the years.

Ms. Doyle appreciates the deep trust from all of her supporters and is very proud of the City. She will continue to be an active citizen and wished all the Council Members good luck. She also thanked staff, noting the outstanding leadership within the City and thanked everyone for attending this evening's meeting.

Mayor McDonald stated the meeting will now adjourn and reconvene at 8:00 p.m.

#### 6. ADJOURNMENT – Reception

The meeting adjourned at 7:07 p.m.

#### 7. MEETING CALLED TO ORDER

City Clerk Kowal called the meeting to order at 8:00 p.m.

#### 8. OATH OF OFFICE

City Clerk Kowal administered the Oath of Office to newly elected Council Members Burmeister and Mitchell and to returning Council Members Kittle and Knight.

#### 9. ROLL CALL OF COUNCIL

**Present:** Burmeister, Hammond, Kittle, Knight, McDaniel, Mitchell, Verbeke

**Absent:** None

#### 10. ELECTION OF MAYOR

City Clerk Kowal called for nominations for Mayor.

Ms. Verbeke nominated Mr. McDaniel.

Mr. Knight nominated Ms. Hammond.

**Moved by Kittle; Seconded Verbeke.**

**RESOLVED: To close nominations.**

**Voted: Yes: All**

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.213**

#### ROLL CALL VOTE FOR MAYOR:

**For McDaniel: Burmeister, McDaniel, Mitchell, Verbeke**

**For Hammond: Hammond, Kittle, Knight**

**Mr. McDaniel elected as Mayor.**

**Mayor McDaniel assumed the Chair.**

#### **11. ELECTION OF MAYOR PRO TEM**

Mayor McDaniel opens nominations for Mayor Pro Tem.

Ms. Hammond nominated Mr. Kittle.

Mr. Burmeister nominated Ms. Verbeke.

**Moved by Verbeke; Seconded Knight.**

**RESOLVED: To close nominations.**

**Voted: Yes: All**

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.214**

#### **ROLL CALL VOTE FOR MAYOR PRO TEM:**

**For Kittle: Hammond, Kittle, Knight, Mitchell**

**For Verbeke: Burmeister, McDaniel, Verbeke**

**Mr. Kittle elected as Mayor Pro Tem**

#### **12. PUBLIC COMMENT**

**David Lonier**, 1842 Commonwealth, congratulated the four recently elected Council Members and wished them well.

Continuing, Mr. Lonier stated he came before Council approximately two-years ago regarding smart meters, and since that time over 30 cities and three counties have passed resolutions opposing smart meters. There has been some backlash from DTE and the press has not publicized much of the research that has been done on smart meters and the dangers involved. He had with him a copy of a resolution as well as a compact disc containing 'A Ticking Time Bomb', which explains about smart meters. After watching and listening, he hopes Council will consider putting smart meters on an agenda and approve a resolution.

**Don Hughes**, Bald Mountain Road resident, welcomed and congratulated the current Council Members and the newly elected Council Members and hopes this will be the beginning of many productive discussions in the future. He attended the last Council meeting and expressed his concerns with the oil and gas exploration and drilling in the City and the effect it can have on the community. Following up from last week, he has been unable to speak to the Ann Arbor mayor and/or staff to determine the effectiveness of the ordinance that was enacted. He will provide that information as soon as he has talked with someone from the Ann Arbor mayor's office. He noted his wife sent a copy of the Ann Arbor ordinance to City Council as well as Mr. Auger; and information from Rochester and their discussion with MDEQ regarding oil and gas drilling ordinances. His wife has also been in contact with the Rochester Hills mayor to determine how Rochester Hills is reacting to oil and gas drilling, and when he obtains that information he will forward that to Council as well. He thanked Council for their concern and interest and hopes a date for a public meeting will be made as soon as possible and have equal representation from both sides available to answer questions.

He also wanted to thank Auburn Hills Fire and Police Departments for such a quick response; yesterday he called regarding a downed power line across from his house, in Hawk Woods. As a follow-up, he questions what kind of danger public servants will be put in with gas and oil drilling companies within a city, without the local government knowing there are companies doing this type of work and what type of hazardous chemicals are being used.

**Pauline HOLETON**, Shelby Township resident, gave information to Ms. Kowal to be distributed to Council. Continuing, she stated 31 cities in Michigan have voiced opinions about smart meters and concerns of the cost to people. The concern is peak and tier pricing and until a bill is received, one won't know how they are being charged. There is also concern about radio frequencies, which can cause damage to DNA and cells, can cause tumors, leukemia, autism, rashes, earaches, nosebleeds and a variety of other ailments. Doctors all over the country have done research, it is real. There are also the privacy concerns because of the chipped appliances coming into homes. These chipped appliances will be able to talk to the smart meters and send data back to the utility companies, which is a violation of the fourth amendment rights. There are safety issues as well, such as four documented fires in Michigan related to the smart meters.

Continuing, Ms. HOLETON read The Precautionary Principle – *'The precautionary principle or precautionary approach states that if an action or policy has a suspected risk of causing harm to the public or to the environment, in the absence of*

*scientific consensus that the action or policy is harmful, the burden of proof that it is not harmful falls on those taking the action.*

*This principle allows policy makers to make discretionary decisions in situations where there is the possibility of harm from taking a particular course or making a certain decision when extensive scientific knowledge on the matter is lacking. The principle implies that there is a social responsibility to protect the public from exposure to harm, when scientific investigation has found a plausible risk. These protections can be relaxed only if further scientific findings emerge that provide sound evidence that no harm will result.'*

She insisted Auburn Hills post a moratorium on smart meters because it is vital to the residents.

**John Holeton**, Shelby Township resident, stated information from around the world, as well as the U.S., can be found on the website [www.W4AR.com](http://www.W4AR.com). He made a DVD titled *Overexposed*, which includes the health effects of radio frequency radiation (provided to Council). His radiation meter has been used on different homes throughout the area and can measure the radiation for the residents. Upon turning on his radiation meter, he told the Mayor there are 200 micro watts of radiation coming from the Wi-Fi in the Council Chamber. He noted there is radiation coming from microwave ovens, smart phones, cordless phones, home Wi-Fi, and school Wi-Fi. He stated he scanned a school, 80 feet away in the parking lot, and detected radio frequency radiation from the school's Wi-Fi.

There are many ailments associated with radio frequency radiation; these are non-thermal effects. The FCC standards are based on thermal effects. He is asking the City to make an educated decision based on the Precautionary Principle for the safety of the community.

**John Hiltz**, OHM, congratulated the new Mayor and Mayor Pro Tem as well as the newly elected Council Members and the returning Members. He wanted to let Ms. Doyle know that it has been a pleasure over the last four years of getting to know her and working with her. He had the great honor of being present when Mayor McDonald was sworn into office the first time, 24 years ago and has had the pleasure of working with him through the many changes in Auburn Hills. This community has been blessed with great leadership. He has appreciated Mayor McDonald treating OHM like part of the team, as has all the Council Members.

Mr. Hiltz thanked Mayor McDonald on behalf of himself, as well as OHM, for everything he has done. He looks forward to continue working with City Council, noting OHM has been honored and blessed to be the City's consultant.

**Kay Sendegas**, thanked Mayor McDonald and Ms. Doyle for the great job they've done. Ms. Sendegas noted the many former Council Members in the audience and stated Auburn Hills is as great as it is today because of the forefathers and the decisions that were made. She hoped all current Council Members can leave their personal agendas at home and sit on the Council and do what is best for the City.

**Sally Galloway**, Bald Mountain Road resident, explained she is opposed to the gas and oil drilling, because of the environmental, public health and water hazards that are involved. The drinking water could become contaminated from methane migrating into water supplies. Sites become contaminated with toxic drilling; mud being buried in pits on the site. Wells use hundreds of thousands to millions of gallons of water per day from on-site water wells that are drilled alongside oil/gas wells. There are poisonous gases that may leak and emit from the well sites; in 2012, near Grayling, a valve on a well head failed and leaked for four hours which sent approximately 135,000 cubic feet of gas into the air before it was shut off. The wells contain 80% hydrogen sulfide, which is a poisonous by-product of both oil and gas production.

Continuing, Ms. Galloway stated the excessive earthquakes in Ohio have been caused by the deep-injection wells, as supported with scientific data. There is the potential for toxic fracking fluids, known as carcinogens and chemicals that cause neurological damage, which can leak on site during operations and/or from operation wells used to bury these toxins. She has gathered this information from various websites; she has been doing her research and is very concerned with oil and gas drilling; she would like the drilling prevented. She read in an article that Michigan has set a record for the country's most water consuming frack well; the horizontal well in Kalkaska County used over 21 million gallons of water. There are other wells in Michigan that are using similar astounding amounts. According to the article, Michigan has over 1,000 toxic injection wells for frack waste and is building more.

Last year, Encana, a Canadian based oil company, spread over 40,000 gallons of frack flow-back on Michigan roads and in private campgrounds. The MDEQ allowed it, but later admitted their mistake and on June 13<sup>th</sup> revoked the approval

immediately with dire warnings about known chemicals in the flow-back. Encana was cited for spilling 300 to 400 gallons of brine into the ground on the site of a fracking well in Kalkaska County.

She would like City Council to set a date for a public forum to allow residents to get the needed information and for Council to listen to the residents.

### 13. 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.

#### 13a. Purchase of John Deere Tractor with Implements

**Moved by Knight; Seconded by Verbeke.**

**RESOLVED: To approve Consent Agenda.**

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

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.215**

### 14. OLD BUSINESS

#### 14a. Public Hearing /Motion – Ordinance 13-856 Repeal Mechanical Amusement Device Licensing

Deputy Director/Police Hardesty explained since at least the mid 1980s the City has licensed and regulated mechanical amusement devices, pool tables, and video games in places open to the public. Currently there are approximately 14 of these businesses, who must pay a renewal fee of \$250 plus \$50 for each additional game. The licensing requires inspections by police, fire and building departments, with a significant investment of personnel time. With changes in technology, it is believed the regulation of these devices is no longer necessary. It is the recommendation that this ordinance be repealed.

*Mayor McDaniel opened the public hearing at 8:31 p.m. and hearing no comment closed the public hearing at 8:32 p.m.*

**Moved by Mitchell; Seconded by Knight.**

**RESOLVED: To adopt an ordinance to amend Chapter 10, to repeal Article III “Mechanical Amusement Devices, Video Games and Pool Tables” on second reading, to be known as Ordinance No. 13-856.**

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

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.216**

#### 14b. Public Hearing / Motion – Ordinance 13-857 Hookah Lounge Ordinance

Deputy Director/Police Hardesty explained the State of Michigan enacted Public Act 188 of 2009 to prohibit smoking in public places; since that time smoking lounges have become increasingly popular. Cigar Bars and Tobacco Specialty Retail Stores that qualify and existed by May 1, 2010, are exempt from the smoking in public prohibition. Currently there are two established lounges in Auburn Hills and a third looking to move in.

On August 5, 2013 Council placed a moratorium on any new smoking lounges within the City for 180 days, while staff examined the issue. Based on some of the negative impacts, such as issues with parking lots, minors, alcohol use, and noise complaints, staff is recommending an ordinance designed to establish some uniform regulations to help prevent the adverse impacts.

*Mayor McDaniel opened the public hearing at 8:34 p.m.*

**Pauline HOLETON**, Shelby Township resident stated she isn't too sure about the hookah lounges and wishes Shelby Township would do something about them. She believes there should be more investigation into the lounges and what they have to offer.

**Mina Habib** introduced his cousin **Kyrollos Nessim**, stating they are residents of the City, both are CPA's and the owners of the third lounge looking to locate in Auburn Hills.

Mr. Nessim explained a few months ago, he and his cousin met with City Officials to discuss the hookah idea and to get approval. The conversation was very open and honest and City Officials voiced their concerns based on what has been seen at the other establishments. He agrees, hookah is a very uncertain activity and vague. Not many people know much about it; it is a very cultural type of activity. He understands the pessimistic views on allowing a third hookah lounge in the City, but he hopes to show others what a hookah lounge is. The best way to learn about something is to visit and experience it. Like any business, this is targeted to a certain group of people, but is opened to all. With running a successful business they intend to follow the rules and regulations and run a civil environment. They are more than grateful to be able to be involved in the City's vision of making the downtown area attractive to the youth. This new ordinance is to help solve the problems that have been happening with the existing hookah lounges and they hope they can prove themselves to run a better hookah lounge. Both have been working with Community Development and still

have a ways to go before the building will be ready for occupancy. Mr. Nessim hopes to continue to keep an open dialogue with the City and welcomes any input from the City.

Mr. Habib hopes this can be a collaborative effort in having this business succeed. He would like to be able to sit down with the Police Chief and Code Enforcement to develop a plan that can reduce some of the activity that is currently being seen at the other lounges. From what he understands, it is a vision of the City as well, to see the City promoted as a place for young people to gather socially. He would like to be able to keep his business open until 2:00 a.m., as the bars currently do.

Mr. Nessim promised all codes and ordinances will be followed and asks for the opportunity to prove themselves in running a smooth and successful business.

Ms. Doyle stated she has traveled quite a bit in the Mideast and this is a very common cultural social experience there. She noted southeastern Michigan has the greatest number of Mid-eastern people in the U.S. She believes this is a form of discrimination in restricting these businesses to close at midnight, while bars remain open until 2:00 a.m. She dislikes closing the young businesses at midnight, it takes away two hours of very important time; the ordinance can be amended later to restrict the hours if necessary. These businesses can be held to all the other requirements, but the time should be changed. She would like the hours changed to allow more competition for the businesses and to allow a place for those who are not 21 to socialize safely.

Ms. Hammond asked Mr. Habib and Mr. Nessim if they currently own a hookah lounge.

Mr. Nessim stated this will be their first business venture. They both have visited other hookah lounges and have a unique way of differentiating themselves from others; they want more than just four walls and couches. He and Mr. Habib hope to achieve a warm ambiance, similar to a coffee shop where students can use their laptops and/or socialize.

Ms. Hammond stated she agrees a hookah lounge should be able to stay opened beyond midnight and was curious how long a hookah lasts.

Mr. Nessim explained the time determined for the last hookah would be determined like a restaurant or other businesses near closing hour. Subtle hints that it is time to close can be as easy as turning the light either up or down, and music turned off.

Mr. Habib stated there could also be a last order called about a half-hour before closing. He would like some kind of plan, because you can't just throw the customers out at closing time.

Ms. Hammond asked if a consensus of Council agreed to the 2:00 a.m. closing, would they be agreeable to posting a sign at the entrance that no orders would be taken after 1:00 a.m.

Mr. Nessim stated yes.

Mr. Habib would like to sit down with the Police Chief prior to opening and discuss all the concerns and what can be done to minimize those concerns. They want this to be a successful business and not create any trouble for the City.

Ms. Hammond asked for an explanation on the sanitary conditions involved.

Mr. Nessim explained there is a new tip placed on the hose for each guest; however, the entire hose and tip can be replaced if a customer prefers. For each new user, the water and tobacco are also replaced.

Mr. Kittle wanted to make sure both Mr. Habib and Mr. Nessim realized this is a second reading for this ordinance and the purpose of the ordinance is because of problems with the current hookah lounges.

Both Mr. Nessim and Mr. Habib understood.

Mr. Kittle asked if the ordinance allowed 2:00 a.m. as the closing hour, would the businesses be grandfathered in and not be changed.

Mr. Beckerleg explained no, this is a regulatory ordinance not a zoning ordinance, so there is no grandfathering. If the ordinance allowed all hookah lounges in the City to stay open until 2:00 a.m. and determined it isn't working, at any time the Council could amend the ordinance to change the closing hour and it would then apply again to all hookah lounges in the City.

Mr. Knight noted Ms. Doyle is very persuasive with her argument of hours and he is impressed with the integrity of the two gentlemen; however, you can't enforce the integrity of other people. He supports what the Public Safety/Police recommends, also, he doesn't believe it makes sense to allow the business to stay open until 2:00 a.m. and then move the time back by two hours; that could have a very negative impact on the business.

Mr. Nessim stated he hopes to have very good people visiting their business, and if not they will make people aware trouble will not be tolerated.

Deputy Director/Police Hardesty noted based on Council's discussion at the previous meeting, in Section 10-136, the language has been changed to only allow employee and/or contractors on the premises after hours.

Mayor McDaniel closed the public hearing at 8:59 p.m.

**Moved by Kittle; Seconded by Verbeke.**

**RESOLVED: To adopt an ordinance to amend Chapter 10, to add Article III Smoking Lounges, on second reading, to be known as Ordinance No. 13-857.**

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

**No: Hammond**

**Motion Carried (6-1)**

**Resolution No. 13.11.217**

**14c. Motion – Approve Resolution MDOT/ Squirrel Court**

Mr. Grice explained In January 2013, the City was awarded a Transportation Alternatives Program (TAP) Grant in the amount of \$194,589.00; it is the City's intent to combine the \$208,876.00 through TIFA-A, to complete the \$403,465.00 project to implement phase I of the River Walk Master Plan. The goal of the project is to increase pedestrian activity in the area and make it more accessible for pedestrians and bicyclists and include the installation of a transit pull ups. There will be sidewalks on both sides of the road and landscaping similar to what is currently downtown on Auburn Road.

Mr. Knight asked if any of the grading will affect the proposed amphitheatre or the drainage.

Mr. Grice stated it does not.

**Moved by Knight; Seconded by Mitchell.**

**RESOLVED: To approve the attached Resolution (Attachment A), Contract No. 13-5658, Control Section TA 63459, Job No. 119507, between the Michigan Department of Transportation and the City of Auburn Hills.**

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

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.218**

**15. NEW BUSINESS**

**15a. Motion – Approve City Council 2014 Meeting Schedule**

Ms. Kowal explained, as has been Council's position in the past, the Monday night meetings have been changed from the first Monday's of the month because the following days, to the second Monday of the month: 4<sup>th</sup> of July, Labor Day and the two elections; one in August and the other in November.

Mr. Knight noted there is a scheduled meeting for the day after Easter, which is fine with him. He wanted to point that out for others.

**Moved by Verbeke; Seconded by Burmeister.**

**RESOLVED: To approve the 2014 City Council Meeting Schedule as submitted.**

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

**No: None**

**Motion Carried (7-0)**

**Resolution No. 13.11.219**

**16. COMMENTS and MOTIONS FROM COUNCIL**

Mr. Burmeister:

- Thanked everyone that voted for him and appreciates being on Council and is looking forward to the challenge.
- Asked if a workshop meeting date had yet been considered for oil drilling.

Mr. Auger stated not yet, the City has received one proposal that is being reviewed by staff and legal counsel. It will be presented to Council for discussion when all the information has been compiled.

Mayor McDaniel asked if there would be a meeting to prioritize the workshops for the new Council.

Mr. Auger stated that is correct.

Mr. Beckerleg stated he will contact the Ann Arbor city attorney directly, regarding the oil drilling.

Ms. Hammond:

- Congratulated the new Council Members and looks forward to working together.

Mr. Kittle:

- Regarding the workshop agenda items, there a few that hadn't been completed from the last Council; it might be good to get input and ideas from others.
- Asked if anyone had any idea on how well the golf dome by Great Lakes Crossing is doing. Maybe someone can take a look and let Council know; he too, will look in on them.

Mr. Knight:

- Would like to have a public forum before proposals come in, to learn all there is to know on the subject.

- Regarding the Open Issues Log, he would like that to be an agenda item with a brief report of what is happening with each item.
- Agrees on the difficulty of seeing the paint stripes for parking on Auburn Road, and would like to see a remedy. He will continue to bring the subject up until it has been corrected, suggesting a foot wide by about a foot and a-half mark at the end of each parking space.
- Asked for an update of the meeting with MDOT regarding University Drive at I-75.  
Mr. Auger stated the City continues to meet with MDOT and there has been some progress made; there may be some funding available through the State. There is nothing solid and the State is in favor of fixing that intersection.
- Complimented the grinding of Squirrel Road, a vast improvement and he hopes next time hand laid concrete work is done, it is thoroughly inspected by the City.

Ms. Verbeke:

- Is asking for the third time about the dip on Joslyn Road and when it might get repaired; it has been over a year since she has requested directional signs be painted on Joslyn Road to direct traffic to the southbound I-75 entrance.  
Mr. Auger believes RCOC is looking to put the signs in the pavement with the Joslyn Road paving project.  
Mr. Grice stated Mr. Melchert and Mr. Brisson will be talking with the road commission and will give the road commission the specific area of pothole in Joslyn Road, since there are many.  
Ms. Verbeke asked if it could be possible to use the Police Department's temporary signs directing traffic to southbound I-75; with an increase of holiday shoppers, it is very confusing and dangerous.  
Mr. Auger stated the traffic patterns will be investigated.

Ms. Mitchell:

- She is very appreciative for the opportunity to be sitting on City Council and thankful for the forefathers and foremothers as examples, as Ms. Sendegas noted. She will do everything she can to live up to those examples to the best of her ability.
- She appreciates the recommendations and thoroughness of staff and was comfortable supporting the recommendation of the hookah lounge ordinance. With the proactive approach with the gaming ordinance, she would like to make sure the hookah ordinance may be revisited and adjust the closing time, if warranted.
- She was pleased to see Community Developments blog, Developing Thoughts, to hear a podcast done by Mr. Cohen and Mr. Melchert regarding the EV ordinance.

Mayor McDaniel:

- Congratulated Ms. Mitchell and Mr. Burmeister on their election to City Council as well as the re-election of Mr. Knight, keeping him on Council with all his years of experience and Mr. Kittles' re-election and becoming Mayor Pro Tem.
- Thanked Council for electing him as Mayor.
- Regarding the Council liaisons to the Boards and Commission, he asks that those Council Members continue on those Boards or Commissions until the December 2<sup>nd</sup> Council meeting.

#### 17. CITY ATTORNEY'S REPORT – none.

#### 18. CITY MANAGER'S REPORT

- Welcomed the new Council Members and congratulated the new Mayor and Mayor Pro Tem.
- Regarding Council workshops, there are six items remaining. The first workshop will discuss the workshops and prioritize the remaining items and add any new issues.

#### 19. ADJOURNMENT

The meeting adjourned at 9:26 pm.

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Kevin McDaniel, Mayor

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Terri Kowal, City Clerk

Attachment A

# RESOLUTION

Be it resolved that

**CONTRACT No. 13-5658, Control Section TA 63459, Job Number 119507**

By and between the

**MICHIGAN DEPARTMENT OF TRANSPORTATION**

and the

City of Auburn Hills

is hereby accepted.

The following Officials are authorized to sign the said contract:

Peter E. Auger, City Manager

Ronald J. Melchert, Director DPW

Moved by: Council Member Knight

Supported by: Council Member Mitchell

ADOPTED:

AYES: Mayor McDaniel, Mayor Pro Tem Kittle, Council Members Burmeister, Hammond, Knight, Mitchell, Verbeke

NAYES: None

Absent: None

I hereby certify that the forgoing is a true and correct copy of a resolution made and adopted at a regular meeting of the Auburn Hills City Council, on the **EIGHTEENTH DAY of NOVEMBER 2013**.

Signed \_\_\_\_\_

Terri Kowal, City Clerk, City of Auburn Hills