

May 10 16

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STP

DA

Control Section	STU 50458
Job Number	129165A
Project	STP 1650(009)
Federal Item No.	HK 0897
CFDA No.	20.205 (Highway Research Planning & Construction)
Contract No.	16-5132

PART I

THIS CONTRACT, consisting of PART I and PART II (Standard Agreement Provisions), is made and entered into this date of _____, by and between the MICHIGAN DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "DEPARTMENT"; and the CITY OF ROSEVILLE, a Michigan municipal corporation, hereinafter referred to as the "REQUESTING PARTY"; for the purpose of fixing the rights and obligations of the parties in agreeing to the following improvements, in the City of Roseville, Michigan, hereinafter referred to as the "PROJECT" and estimated in detail on EXHIBIT "I", dated March 8, 2016, attached hereto and made a part hereof:

PART A – FEDERAL PARTICIPATION

Hot mix asphalt cold milling and resurfacing work along Masonic Boulevard from Kelly Road easterly to Gratiot Highway; including concrete base repair, storm sewer, sidewalk ramp, and pavement marking work; and all together with necessary related work;

PART B – NO FEDERAL PARTICIPATION

Audio-visual recording work within the limits as described in PART A; and all together with necessary related work.

WITNESSETH:

WHEREAS, pursuant to Federal law, monies have been provided for the performance of certain improvements on public roads; and

WHEREAS, the reference "FHWA" in PART I and PART II refers to the United States Department of Transportation, Federal Highway Administration; and

WHEREAS, the PROJECT, or portions of the PROJECT, at the request of the REQUESTING PARTY, are being programmed with the FHWA, for implementation with the use of Federal Funds under the following Federal program(s) or funding:

SURFACE TRANSPORTATION PROGRAM

WHEREAS, the parties hereto have reached an understanding with each other regarding the performance of the PROJECT work and desire to set forth this understanding in the form of a written contract.

NOW, THEREFORE, in consideration of the premises and of the mutual undertakings of the parties and in conformity with applicable law, it is agreed:

1. The parties hereto shall undertake and complete the PROJECT in accordance with the terms of this contract.

2. The term "PROJECT COST", as herein used, is hereby defined as the cost of the physical construction necessary for the completion of the PROJECT, including any other costs incurred by the DEPARTMENT as a result of this contract, except for construction engineering and inspection.

No charges will be made by the DEPARTMENT to the PROJECT for any inspection work or construction engineering.

The costs incurred by the REQUESTING PARTY for preliminary engineering, construction engineering, construction materials testing, inspection, and right-of-way are excluded from the PROJECT COST as defined by this contract.

3. The DEPARTMENT is authorized by the REQUESTING PARTY to administer on behalf of the REQUESTING PARTY all phases of the PROJECT including advertising and awarding the construction contract for the PROJECT or portions of the PROJECT. Such administration shall be in accordance with PART II, Section II of this contract.

Any items of the PROJECT COST incurred by the DEPARTMENT may be charged to the PROJECT.

4. The REQUESTING PARTY, at no cost to the PROJECT or to the DEPARTMENT, shall:

- A. Design or cause to be designed the plans for the PROJECT.
- B. Appoint a project engineer who shall be in responsible charge of the PROJECT and ensure that the plans and specifications are followed.
- C. Perform or cause to be performed the construction engineering, construction materials testing, and inspection services necessary for the completion of the PROJECT.

The REQUESTING PARTY will furnish the DEPARTMENT proposed timing sequences for trunkline signals that, if any, are being made part of the improvement. No timing adjustments shall be made by the REQUESTING PARTY at any trunkline intersection, without prior issuances by the DEPARTMENT of Standard Traffic Signal Timing Permits.

5. The PROJECT COST shall be met in accordance with the following:

PART A

Federal Surface Transportation Funds shall be applied to the eligible items of the PART A portion of the PROJECT COST at the established Federal participation ratio equal to 81.85 percent. The balance of the PART A portion of the PROJECT COST, after deduction of Federal Funds, shall be charged to and paid by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

PART B

The PART B portion of the PROJECT COST is not eligible for Federal participation and shall be charged to and paid 100 percent by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

Any items of PROJECT COST not reimbursed by Federal Funds will be the sole responsibility of the REQUESTING PARTY.

6. No working capital deposit will be required for this PROJECT.

In order to fulfill the obligations assumed by the REQUESTING PARTY under the provisions of this contract, the REQUESTING PARTY shall make prompt payments of its share of the PROJECT COST upon receipt of progress billings from the DEPARTMENT as herein provided. All payments will be made within 30 days of receipt of billings from the DEPARTMENT. Billings to the REQUESTING PARTY will be based upon the REQUESTING PARTY'S share of the actual costs incurred less Federal Funds earned as the PROJECT progresses.

7. Upon completion of construction of the PROJECT, the REQUESTING PARTY will promptly cause to be enacted and enforced such ordinances or regulations as may be necessary to prohibit parking in the roadway right-of-way throughout the limits of the PROJECT.

8. The performance of the entire PROJECT under this contract, whether Federally funded or not, will be subject to the provisions and requirements of PART II that are applicable to a Federally funded project.

In the event of any discrepancies between PART I and PART II of this contract, the provisions of PART I shall prevail.

Buy America Requirements (23 CFR 365.410) shall apply to the PROJECT and will be adhered to, as applicable, by the parties hereto.

9. The REQUESTING PARTY certifies that a) it is a person under the Natural Resources and Environmental Protection Act, MCL 324.20101 et seq., as amended, (NREPA) and is not aware of and has no reason to believe that the property is a facility as defined in the NREPA; b) the REQUESTING PARTY further certifies that it has completed the tasks required by MCL 324.20126 (3)(h); c) it conducted a visual inspection of property within the existing right of way on which construction is to be performed to determine if any hazardous substances were present; and at sites on which historically were located businesses that involved hazardous substances, it performed a reasonable investigation to determine whether hazardous substances exist. This reasonable investigation should include, at a minimum, contact with local, state and federal environmental agencies to determine if the site has been identified as, or potentially as, a site containing hazardous substances; d) it did not cause or contribute to the release or threat of release of any hazardous substance found within the PROJECT limits.

The REQUESTING PARTY also certifies that, in addition to reporting the presence of any hazardous substances to the Department of Environmental Quality, it has advised the DEPARTMENT of the presence of any and all hazardous substances which the REQUESTING PARTY found within the PROJECT limits, as a result of performing the investigation and visual inspection required herein. The REQUESTING PARTY also certifies that it has been unable to identify any entity who may be liable for the cost of remediation. As a result, the REQUESTING PARTY has included all estimated costs of remediation of such hazardous substances in its estimated cost of construction of the PROJECT.

10. If, subsequent to execution of this contract, previously unknown hazardous substances are discovered within the PROJECT limits, which require environmental remediation pursuant to either state or federal law, the REQUESTING PARTY, in addition to reporting that fact to the Department of Environmental Quality, shall immediately notify the DEPARTMENT, both orally and in writing of such discovery. The DEPARTMENT shall consult with the REQUESTING PARTY to determine if it is willing to pay for the cost of remediation and, with the FHWA, to determine the eligibility, for reimbursement, of the remediation costs. The REQUESTING PARTY shall be charged for and shall pay all costs associated with such remediation, including all delay costs of the contractor for the PROJECT, in the event that remediation and delay costs are not deemed eligible by the FHWA. If the REQUESTING PARTY refuses to participate in the cost of remediation, the DEPARTMENT shall terminate the PROJECT. The parties agree that any costs or damages that the DEPARTMENT incurs as a result of such termination shall be considered a PROJECT COST.

11. If federal and/or state funds administered by the DEPARTMENT are used to pay the cost of remediating any hazardous substances discovered after the execution of this contract and if there is a reasonable likelihood of recovery, the REQUESTING PARTY, in cooperation with the Department of Environmental Quality and the DEPARTMENT, shall make a diligent effort to recover such costs from all other possible entities. If recovery is made, the DEPARTMENT shall be reimbursed from such recovery for the proportionate share of the amount paid by the FHWA and/or the DEPARTMENT and the DEPARTMENT shall credit such sums to the appropriate funding source.

12. The DEPARTMENT'S sole reason for entering into this contract is to enable the REQUESTING PARTY to obtain and use funds provided by the Federal Highway Administration pursuant to Title 23 of the United States Code.

Any and all approvals of, reviews of, and recommendations regarding contracts, agreements, permits, plans, specifications, or documents, of any nature, or any inspections of work by the DEPARTMENT or its agents pursuant to the terms of this contract are done to assist the REQUESTING PARTY in meeting program guidelines in order to qualify for available funds. Such approvals, reviews, inspections and recommendations by the DEPARTMENT or its agents shall not relieve the REQUESTING PARTY and the local agencies, as applicable, of their ultimate control and shall not be construed as a warranty of their propriety or that the DEPARTMENT or its agents is assuming any liability, control or jurisdiction.

The providing of recommendations or advice by the DEPARTMENT or its agents does not relieve the REQUESTING PARTY and the local agencies, as applicable of their exclusive jurisdiction of the highway and responsibility under MCL 691.1402 et seq., as amended.

When providing approvals, reviews and recommendations under this contract, the DEPARTMENT or its agents is performing a governmental function, as that term is defined in MCL 691.1401 et seq., as amended, which is incidental to the completion of the PROJECT.

13. The DEPARTMENT, by executing this contract, and rendering services pursuant to this contract, has not and does not assume jurisdiction of the highway, described as the PROJECT for purposes of MCL 691.1402 et seq., as amended. Exclusive jurisdiction of such highway for the purposes of MCL 691.1402 et seq., as amended, rests with the REQUESTING PARTY and other local agencies having respective jurisdiction.

14. The REQUESTING PARTY shall approve all of the plans and specifications to be used on the PROJECT and shall be deemed to have approved all changes to the plans and specifications when put into effect. It is agreed that ultimate responsibility and control over the PROJECT rests with the REQUESTING PARTY and local agencies, as applicable.

15. The REQUESTING PARTY agrees that the costs reported to the DEPARTMENT for this contract will represent only those items that are properly chargeable in accordance with this contract. The REQUESTING PARTY also certifies that it has read the contract terms and has made itself aware of the applicable laws, regulations, and terms of this contract that apply to the reporting of costs incurred under the terms of this contract.

16. Each party to this contract will remain responsive for any and all claims arising out of its own acts and/or omissions during the performance of the contract, as provided by this contract or by law. In addition, this is not intended to increase or decrease either party's liability for or immunity from tort claims. This contract is also not intended to nor will it be interpreted as giving either party a right of indemnification, either by contract or by law, for claims arising out of the performance of this contract.

The DEPARTMENT shall not be subject to any obligations or liabilities by contractors of the REQUESTING PARTY or their subcontractors or any other person not a party to this contract without its specific consent and notwithstanding its concurrence in or approval of the award of any contract or subcontract or the solicitation thereof.

It is expressly understood and agreed that the REQUESTING PARTY shall take no action or conduct which arises either directly or indirectly out of its obligations, responsibilities, and duties under this contract, which results in claims being asserted against or judgments being imposed against the State of Michigan, the DEPARTMENT, and/or the Michigan State Transportation Commission.

In the event that the same occurs, for the purpose of this contract it will be considered as a breach of this contract thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan State Transportation Commission a right to seek and obtain any necessary relief or remedy, including but not by way of limitation, a judgment for money damages.

17. The parties shall promptly provide comprehensive assistance and cooperation in defending and resolving any claims brought against the DEPARTMENT by the contractor, vendors or suppliers as a result of the DEPARTMENT'S award of the construction contract for the PROJECT. Costs incurred by the DEPARTMENT in defending or resolving such claims shall be considered PROJECT COSTS.

18. The DEPARTMENT shall require the contractor who is awarded the contract for the construction of the PROJECT to provide insurance in the amounts specified and in accordance with the DEPARTMENT'S current Standard Specifications for Construction and to:

- A. Maintain bodily injury and property damage insurance for the duration of the PROJECT.

- B. Provide owner's protective liability insurance naming as insureds the State of Michigan, the Michigan State Transportation Commission, the DEPARTMENT and its officials, agents and employees, the REQUESTING PARTY and any other county, county road commission, or municipality in whose jurisdiction the PROJECT is located, and their employees, for the duration of the PROJECT and to provide, upon request, copies of certificates of insurance to the insureds. It is understood that the DEPARTMENT does not assume jurisdiction of the highway described as the PROJECT as a result of being named as an insured on the owner's protective liability insurance policy.

- C. Comply with the requirements of notice of cancellation and reduction of insurance set forth in the current standard specifications for construction and to provide, upon request, copies of notices and reports prepared to those insured.

19. This contract shall become binding on the parties hereto and of full force and effect upon the signing thereof by the duly authorized officials for the parties hereto and upon the adoption of the necessary resolutions approving said contract and authorizing the signatures thereto of the respective officials of the REQUESTING PARTY, a certified copy of which resolution shall be attached to this contract.

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed the day and year first above written.

CITY OF ROSEVILLE

MICHIGAN DEPARTMENT
OF TRANSPORTATION

By _____
Title:

By _____
Department Director MDOT

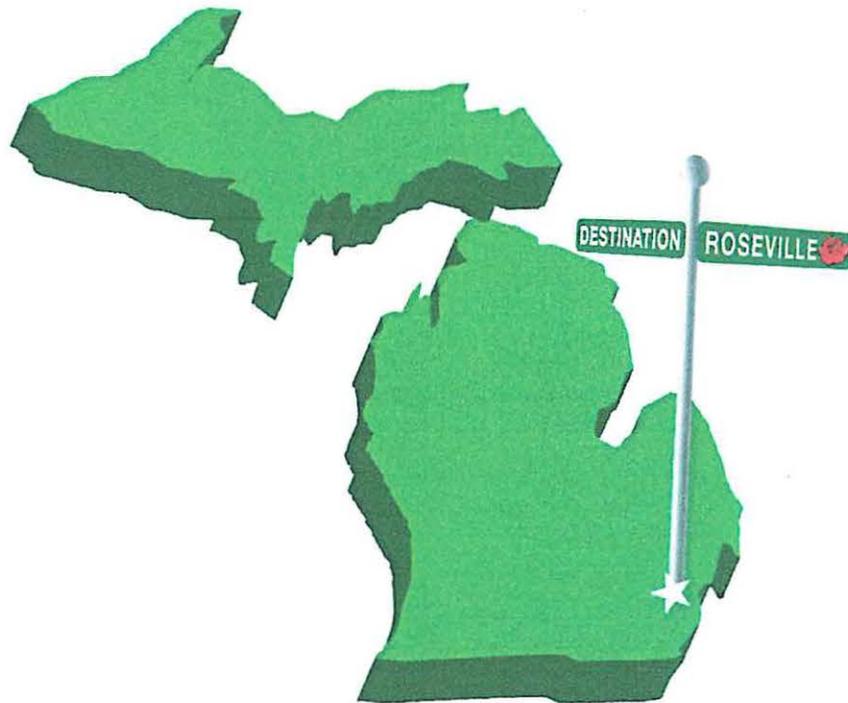
By _____
Title:

FORM APPROVED
4-12-2016
RM
ASSISTANT
ATTORNEY
GENERAL
RDS
3/30/16

APPROVED

Administrator
Real Estate
4/13/16
Date

City of Roseville



Commercial Rehabilitation Exemption Guidelines & Incentives Policy

Introduction

This guideline is designed to summarize the policies and procedures adopted by the City of Roseville in accordance with P. A. 210 of 2005, as amended. This Act encourages the rehabilitation of commercial property by abating the property taxes generated from new investment for a period up to ten years based upon scoring criteria.

Commercial Property is defined as a qualified facility that includes a building or a group of contiguous buildings of commercial property that is 15 years or older. A qualified facility may also include vacant property or other commercial property which, within the immediately preceding 15 years, was commercial property. Types of commercial enterprises include office, engineering, research and development, warehousing, parts distribution, retail sales and other commercial activities. Qualified retail food establishments are primarily described as retail supermarkets, grocery stores, produce markets or a deli that offer fresh USDA inspected meat and poultry, fresh fruits and vegetables, and dairy products for sale.

Commercial property does not include property that is to be used as a professional sports stadium or a casino. Land and personal property are not eligible for abatement under this act.

Rehabilitation

Rehabilitation is defined as changes to qualified facilities that are required to restore or modify the property to an efficient condition. The new investment in the rehabbed property must result in improvements aggregating to more than 10 percent of the true cash value of the property at commencement of the rehabilitation of the qualified facility.

Rehabilitation also includes new construction on vacant property from which a previous structure has been demolished and if the new construction is an economic benefit to the local community as determined by the local government unit. Rehabilitation for a qualified retail food establishment also includes new construction.

Process

Before the Commercial Rehabilitation Exemption Certificate can be granted to the commercial property owner, the City by resolution of its legislative body, must establish a Commercial Rehabilitation District. The district must be at least three acres in size unless it is located in a downtown or business area or contains a qualified retail food establishment. The establishment of the district may be initiated by the local government unit or by the owners of property comprising 50 percent of all taxable value of the property in the proposed district. The commencement of the rehabilitation of the qualified facility does not occur earlier than 6 months before the applicant applies for the Commercial Rehabilitation Exemption Certificate.

Timeline

- Written notice to the city of the establishment of the District.
- City will hold a public hearing regarding the establishment of the District.
- City will hold second public hearing to adopt a resolution.
- City will send letter to county for a 28 day review period.
- Property owner(s) may file an application with the local clerk. (\$1,000 application fee)
- The City has 60 days after receipt of the application for review and action.
- If approved, the City will send the application to the State Treasury Department for a required 60 day review period.

Upon approval by the State Tax Commission, a Commercial Rehabilitation Certificate is issued. The property owner must pay a Commercial Rehabilitation Tax rather than the normal property tax. The effective date of the certificate is December 31st immediately following the date of issuance of the certificate.

Exemption Review

The Redevelopment Committee will review, calculate, and recommend the term of each tax certificate based on the criteria included on the scoring worksheet. The purpose of the worksheet is to provide the redevelopment committee with a fair and consistent system in which a recommendation can be prepared for the City Council. However, the City Council reserves the discretion to consider such other criteria, which are consistent with ACT 210 and the general health, safety, and welfare of the City of Roseville. Based on this additional criteria the City Council may approve, deny or adjust the Commercial Rehabilitation Exemption Review Committee findings as to the number of years the certificate may be granted.

Application

Applications for Commercial Rehabilitation Exemption Certificates are filed with the local unit of government by the owner of the property. The application must be accompanied by the following required documents:

1. A general description of the facility. (including year built, original use, most recent use, number of stories, square footage)
2. A general description of the rehabilitated facility's proposed use with job start date.
3. A description of the general nature and extent of the rehabilitation to be undertaken.
4. A descriptive list of the fixed building equipment that will be part of the rehabilitated facility.
5. A time schedule for undertaking and completing the facility's rehabilitation.
6. A statement of economic advantages.

7. A copy of the resolution approved by the local unit establishing the eligible district.
8. The local unit of government resolution, containing all the required statements, approving the application for the exemption.
9. If applicable, a completed Form 4753, Commercial Rehabilitation Exemption Certification for Qualified Retail Food Establishments.

Goals and Objectives

The City of Roseville will evaluate all applications utilizing the following goals and objectives:

- Will the proposed project expand the tax base for the City of Roseville?
- Will the proposed project result in job creation and retention?
- Does the applicant meet current financial and tax obligation to the City of Roseville, is in compliance with all applicable laws of the state, as well as all local ordinances.
- The applicant has NO pending litigation against the City of Roseville, including appeals to the Michigan Tax Tribunal.
- The proposed project will not result in adverse effects upon the City's tax base as a result of the approval of the request; previous exemptions shall be taken into consideration upon application review.
- Upgrade the City's labor force by promoting more skilled or technical-orientated jobs
- Increase the City's average income level through the promotion of higher paying jobs
- Provide economic stimulus to other private sectors, especially supportive facilities.
- Proposed project will be compatible with the City's present and future requirements for City services such as infrastructures, utilities and public safety.
- The proposed project will not have adverse effects on the surrounding area due to excessive traffic, noise, odor or undesired aesthetics.

The above goals and objectives are not intended to be exhaustive. The City of Roseville reserves the right to consider additional goals, objectives, and criteria that are consistent with the interests of the City.

Summary

Certificate holders pay a special Commercial Rehabilitation Tax for up to 10 years after certificate is effective:

- Essentially freezes the existing taxable value of the facility
- Local unit can approve 1 to 10 years
- Land and personal property are not frozen
- State Education Tax and school operating tax are not frozen
- Certificate is transferable

Tax Incentive Scoring System

The Commercial Rehabilitation Exemption Review Committee will use the following evaluation system and the City of Roseville Tax Incentive Policy to make recommendations to the Roseville City Council regarding whether or not to establish a tax abatement district and if so, to determine the abatement term length for exemption certificates. This criteria may be altered and amended periodically by action of the Roseville City Council.

INVESTMENT

\$200,000	TO	\$299,999
\$300,000	TO	\$499,999
\$500,000	TO	\$999,999
\$1,000,000	TO	\$4,999,999
\$5,000,000	OR GREATER	

TERM LENGTH

2 Years
3 Years
4 Years
5 Years
6 Years

JOB CREATION/RETENTION

1	TO	10 JOBS
11	TO	20 JOBS
21	OR MORE	JOBS

TERM LENGTH

1 Year
2 Years
3 Years

I 696 Corridor

Gratiot
Groesbeck
Little Mack

TERM LENGTH

1 Year
3 Years
3 Years

RELOCATION FROM ANOTHER COMMUNITY

RELOCATION FROM ANOTHER STATE

RELOCATION FROM OUTSIDE THE U.S.

1 Year
2 Years
3 Years

SPECIAL CONSIDERATION

(i.e. expansion within Roseville, training center, business incubator, headquarters)

*City Council may approve up to 3 years

TOTAL _____

Adopted: _____

Amended: _____

LETTER CARRIER'S FOOD DRIVE DAY
May 14, 2016

WHEREAS, the National Association of Letter Carriers (NALC) will sponsor a nationwide food drive on Saturday, May 14, 2016; and,

WHEREAS, the NALC program started in 1991 and has grown into the largest one day food collection in our nation; and,

WHEREAS, the citizens of Roseville have always contributed generously to the annual food drive; and,

WHEREAS, the need for food throughout Macomb County has significantly increased over the past few years; the donations received from this food drive are given to the Macomb Food Program for distribution through a network of over 50 pantries in the County; and,

WHEREAS, the South Macomb Letter Carriers of Branch 4374 have worked tirelessly over the years to collect this food to help those in need; and,

WHEREAS, the City of Roseville is proud to recognize the significant and important contributions that NALC Branch 4374 has given to the community.

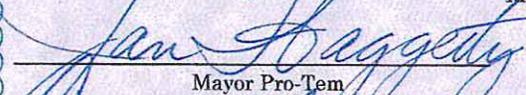
NOW THEREFORE, the Mayor and Council of the City of Roseville do hereby proclaim May 14, 2016 as "Letter Carrier's Food Drive Day" and encourage all citizens of the community to participate in the Food Drive.

Signed this 10th day of May, 2016

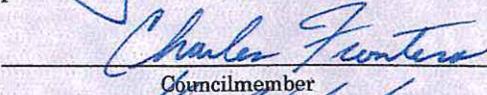




Mayor



Mayor Pro-Tem



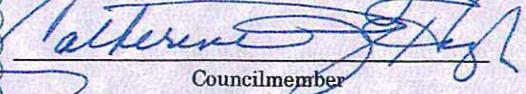
Councilmember



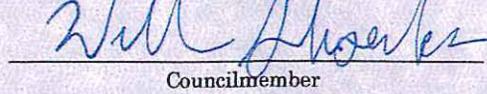
Councilmember



Councilmember



Councilmember



Councilmember

City of Roseville
Notice of Public Hearing Regarding the Approval of the Commercial
Rehabilitation Exemption Certificate Application for 28279 Groesbeck,
Roseville MI

Reference P.A. 210 of Public Acts of 2005

Please take notice that on the 10th day May, 2016 at 7:00 p.m., local time, or as soon thereafter as may be heard, a public hearing will be held in the Civic Center Council Chambers, 29777 Gratiot Avenue, Roseville, Michigan on the approval of the Commercial Rehabilitation Exemption Certificate Application for the property located at 28279 Groesbeck, Roseville, Michigan otherwise known as:

PARCEL ID: 14-18-152-016

A/P NO 2 (L17, PG 16) LOTS 27 THRU 30, EXC THAT LYING NE OF A LINE
DESC AS COMM AT NW COR SD LOT 30, TH S89° 54' E 295.58 FT TO POB;
TH S00° 06' W 139.38 FT, TH S89° 54' E 260.0 FT TO POB.

Also, subject to any and all easements of record, if any.

Any resident, taxpayer, or other interested person has the right to appear and be heard at the above-described meeting or to submit comments in writing in advance to the City Clerk, P.O. Box 290, Roseville, Michigan 48066.

Respectfully submitted,
RICHARD M. STEENLAND
City Clerk

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN
RESOLUTION**

At a Regular Meeting of the City Council of the City of Roseville, held in the Council Chambers, 29777 Gratiot Avenue, Roseville, Michigan on May 10, 2016, commencing at 7:00 p.m.

PRESENT: Mayor Robert Taylor, Mayor Pro Tem Jan Haggerty, Councilpersons Charles Frontera, Catherine Haugh, Colleen McCartney, Bill Shoemaker and Steven Wietecha

ABSENT:

Councilperson _____ moved, Councilperson _____ seconded, to adopt the following resolution:

WHEREAS, the City of Roseville legally established the Commercial Rehabilitation District on January 26, 2016, after a public hearing held on January 26, 2016 and;

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of property previously exempt and currently in force under Public Act 210 of 2005 does not exceed 5% of the total taxable value of the City of Roseville; and,

WHEREAS, exceeding 5% will not have the effect of substantially impeding the operation of the City of Roseville or of impairing the financial soundness of an affected taxing unit; and

WHEREAS, the applicant was approved at a public hearing as provided by Section 4(2) of Public Act 210 of 2005 on May 10, 2016; and

WHEREAS, the LLI Property Holdings LLC. is not delinquent in any taxes related to the facility; and,

WHEREAS, the application was approved for 10 years; and

WHEREAS, the application is for commercial property as defined in Section 2(a) of Public Act 210 of 2005; and

WHEREAS, the applicant LLI Property Holdings LLC. has provided answers to all required questions under the application instructions to the City of Roseville; and

WHEREAS, the City of Roseville requires that rehabilitation of the facility shall be completed by December 30, 2026; and,

STATE USE ONLY		
Application Number	Date Received	LUCI Code

Application for Commercial Rehabilitation Exemption Certificate

Issued under authority of Public Act 210 of 2005, as amended.

Read the instructions page before completing the form. This application should be filed after the commercial rehabilitation district is established. The applicant must complete Parts 1, 2 and 3 and file one original application form (with required attachments) and one additional copy with the clerk of the local governmental unit (LGU). Attach the legal description of property on a separate sheet. This project will not receive tax benefits until approved by the State Tax Commission (STC). Applications received after October 31 may not be acted upon in the current year. This application is subject to audit by the STC.

PART 1: OWNER / APPLICANT INFORMATION (applicant must complete all fields)			
Applicant (Company) Name (applicant must be the owner of the facility) LLI Property Holdings LLC.		NAICS or SIC Code	
Facility's Street Address 28279 Groesbeck	City Roseville	State MI	ZIP Code 48066
Name of City, Township or Village (taxing authority) Roseville	County Macomb	School District Where Facility is Located Roseville Comm. School	
<input checked="" type="checkbox"/> City <input type="checkbox"/> Township <input type="checkbox"/> Village			
Date of Rehabilitation Commencement (mm/dd/yyyy) 08/01/2016	Planned Date of Rehabilitation Completion (mm/dd/yyyy) 12/30/2016		
Estimated Cost of Rehabilitation \$2,000,000	Number of Years Exemption Requested (1-10) 10		
Expected Project Outcomes (check all that apply)			
<input checked="" type="checkbox"/> Increase Commercial Activity	<input checked="" type="checkbox"/> Retain Employment	<input checked="" type="checkbox"/> Revitalize Urban Areas	
<input checked="" type="checkbox"/> Create Employment	<input checked="" type="checkbox"/> Prevent Loss of Employment	<input type="checkbox"/> Increase Number of Residents in Facility's Community	
No. of jobs to be created due to facility's rehabilitation 100	No. of jobs to be retained due to facility's rehabilitation 54	No. of construction jobs to be created during rehabilitation 75	
PART 2: APPLICATION DOCUMENTS			
Prepare and attach the following items:			
<input checked="" type="checkbox"/> General description of the facility (year built, original use, most recent use, number of stories, square footage)	<input checked="" type="checkbox"/> Statement of the economic advantages expected from the exemption		
<input checked="" type="checkbox"/> Description of the qualified facility's proposed use	<input checked="" type="checkbox"/> Legal description		
<input checked="" type="checkbox"/> Description of the general nature and extent of the rehabilitation to be undertaken	<input type="checkbox"/> Description of the "underserved area" (Qualified Retail Food Establishments only)		
<input checked="" type="checkbox"/> Descriptive list of the fixed building equipment that will be a part of the qualified facility	<input type="checkbox"/> Commercial Rehabilitation Exemption Certificate for Qualified Retail Food Establishments (Form 4753) (Qualified Retail Food Establishments only)		
<input checked="" type="checkbox"/> Time schedule for undertaking and completing the facility's rehabilitation			
PART 3: APPLICANT CERTIFICATION			
Name of Authorized Company Officer (no authorized agents) Ted Lucia	Telephone Number (313) 680-1060		
Fax Number (313) 281-2200	E-mail Address tlucia@lucialandscaping.com		
Street Address 850 Washington	City Grosse Pointe	State MI	ZIP Code 48230
I certify that, to the best of my knowledge, the information contained herein and in the attachments is truly descriptive of the property for which this application is being submitted. Further, I am familiar with the provisions of Public Act 210 of 2005, as amended, and to the best of my knowledge the company has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local governmental unit and the issuance of a Commercial Rehabilitation Exemption Certificate by the State Tax Commission.			
I further certify that this rehabilitation program, when completed, will constitute a rehabilitated facility, as defined by Public Act 210 of 2005, as amended, and that the rehabilitation of this facility would not have been undertaken without my receipt of the exemption certificate.			
Signature of Authorized Company Officer (no authorized agents)	Title President	Date 04/04/2016	

PART 4: ASSESSOR RECOMMENDATIONS (assessor of LGU must complete Part 4)			
Provide the Taxable Value and State Equalized Value of Commercial Property, as provided in Public Act 210 of 2005, as amended, for the tax year immediately preceding the effective date of the certificate (December 31 of the year approved by the STC).			
	Taxable Value	State Equalized Value (SEV)	
Land			
Building(s)			
The property to be covered by this exemption may not be included on any other specific tax roll while receiving the Commercial Rehabilitation Exemption. For example, property on the Eligible Tax Reverted Property (Land Bank) specific tax roll cannot be granted a Commercial Rehabilitation Exemption that would also put the same property on the Commercial Rehabilitation specific tax roll.			
<input type="checkbox"/> By checking this box I certify that, if approved, the property to be covered by this exemption will be on the Commercial Rehabilitation Exemption specific tax roll and not on any other specific tax roll.			
Name of Local Government Body			
Name of Assessor (first and last name)		Telephone Number	
Fax Number		E-mail Address	
I certify that, to the best of my knowledge, the information contained in Part 4 of this application is complete and accurate.			
Assessor's Signature			Date
PART 5: LOCAL GOVERNMENT ACTION (clerk of LGU must complete Part 5)			
Action Taken By LGU (attach a certified copy of the resolution):			
<input type="checkbox"/> Exemption approved for _____ years, ending December 30, _____ (not to exceed 10 years)			
<input type="checkbox"/> Exemption Denied			
Date District Established (attach resolution for district)	Local Unit Classification Identification (LUCI) Code	School Code	
PART 6: LOCAL GOVERNMENT CLERK CERTIFICATION (clerk of LGU must complete Part 6)			
Clerk's Name (first and last)		Telephone Number	
Fax Number		E-mail Address	
Mailing Address	City	State	ZIP Code
LGU Contact Person for Additional Information	LGU Contact Person Telephone Number	Fax Number	
I certify that, to the best of my knowledge, the information contained in this application and attachments is complete and accurate and hereby request the State Tax Commission issue a Commercial Rehabilitation Exemption Certificate, as provided by Public Act 210 of 2005, as amended.			
Clerk's Signature			Date

The clerk must retain the original application at the local unit and mail one copy of the completed application with attachments to:

State Tax Commission
P.O. Box 30471
Lansing, MI 48909

FILED/RECEIVED
 2009 APR -5 A 8:23
 RICHMOND & HIGHLAND
 ROSELVILLE CITY CLERK

Instructions for Completing Form 4507 Application for Commercial Rehabilitation Exemption Certificate

The Commercial Rehabilitation Exemption Certificate was created by Public Act 210 of 2005, as amended. The application is initially filed, reviewed, and approved by the LGU and then reviewed and approved by the State Tax Commission. According to Section 3 of Public Act 210 of 2005, as amended, the LGU must establish a Commercial Rehabilitation District. Rehabilitation may commence after establishment of the Commercial Rehabilitation District.

Owner / Applicant Instructions

1. Complete Parts 1, 2 and 3 of application
2. Prepare and attach all documents required under Part 2 of the application:
 - a. General description of the facility (year built, original use, most recent use, number of stories, square footage)
 - b. Description of the qualified facility's proposed use
 - c. Description of the general nature and extent of the rehabilitation to be undertaken
 - d. Descriptive list of the fixed building equipment that will be a part of the qualified facility
 - e. Time schedule for undertaking and completing the facility's rehabilitation
 - f. Statement of the economic advantages expected from the exemption
 - g. Legal description of the facility
 - h. Description of the "underserved area" (Qualified Retail Food Establishments only)
3. Qualified Retail Food Establishments:
 - a. Complete Part 1 of the *Commercial Rehabilitation Exemption Certification for Qualified Retail Food Establishments* (Form 4753). Submit to LGU clerk along with application.
 - b. Describe the "underserved area" and provide supporting documentation to show how the project area meets one or more of the following requirements:
 - i. An area that contains a low to moderate income census tract(s) which, based on per capita income, are tracts below the 66.67 percentile (\$23,643 in 1999 dollars) and a below average supermarket density
 - ii. An area that has a supermarket customer base with more than 50% living in a low income census tract(s) which based on the per capita income, are tracts below the 66.67 percentile (\$23,643 in 1999 dollars)
 - iii. An area that has demonstrated significant access limitations due to travel distance and has no Qualified Retail Food Establishments within two miles of the geo-center for an urban area or has no Qualified Retail Food Establishments within nine miles of the geo-center for a rural area.

For assistance in determining the project area's eligibility, visit www.michigan.gov/propertytaxexemptions and click on Commercial Rehabilitation Act.
4. Submit the application and all attachments to the clerk of the LGU where the property is located.

LGU Assessor Instructions

Complete and sign Part 4 of the application.

LGU Clerk Instructions

1. After LGU action, complete Part 5 of the application.
2. After reviewing the application for complete and accurate information, complete Part 6 and sign the application to certify the application meets the requirements as outlined by Public Act 210 of 2005, as amended.
3. Assemble the following for a complete application:
 - a. Completed *Application for Commercial Rehabilitation Exemption Certificate* (Form 4507)
 - b. All required attachments listed under Part 2
 - c. A copy of the resolution by the LGU establishing the district
 - d. A certified copy of the resolution by the LGU approving the application
 - e. Complete Form 4753 (Qualified Retail Food Establishments only)
4. Submit the completed application to: State Tax Commission, P.O. Box 30471, Lansing, MI 48909

Application Deadline

The State Tax Commission must receive complete applications on or before October 31 to ensure processing and certificate issuance for the following tax year. Applications received after October 31 may not be processed in time for certificate issuance for the following tax year.

For guaranteed receipt by the State Tax Commission, send applications and attachments via certified mail.

If you have questions or need additional information or sample documents, visit www.michigan.gov/propertytaxexemptions or call (517) 373-2408.

Application for Commercial Rehabilitation Exemption Certificate: Form 4507
Application Documents:

- A. The general description of the facility includes the property of 4.31 acres which was formally used as a crushed concrete facility. The building was originally developed in the 1960's and was a single story, block building, about 1,000 sq. ft. and was used for general storage. The previous owners purchased the facility in 2004 and since then, it has been vacant. The facility was no longer suitable for use and was torn down about 3 years ago. Currently there is no usage on the property.
- B. The qualified facility's proposed use includes a New development that will allow for LLI Group to move into the City of Roseville with the following three companies: Lucia Landscaping Inc., Lakeside Lighting & Irrigation, and Lakeside Construction Group. With year over year growth, including over 20 percent on average per year growth LLI Group plans to expand its operations and provide additional employment to the community. The facility will allow for future expansion for years to come including new and vibrant areas for additional employees to work and train.
- C. The rehabilitation to be undertaken includes the following: Land clearing, underground, sewage, water retention and construction of new facility. As phase one of the project, the approximate square footage of the facility will be over 12,500 square feet including state of the art offices and warehouse including outdoor storage for vehicles, equipment, and materials. In the future there is a tentative plan to develop a multi-tenant facility along the frontage of the property known as phase 2 of the project.
- D. HVAC, Overhead bay Doors. Total fixed cost estimate: \$1,500,000
- E. The expected time schedule of the rehabilitation is from Spring 2016 into early Winter 2016-2017.
- F. There are many economic advantages to the creation of this new rehabilitation district including mainly taking a now vacant large property and turning it into a mixed-use development where a now underserved community can experience a real rehabilitation. With the new state of the art facility and room to expand operations, the area will feel a great economic impact. The facility will allow for immediate new job creation and approximately 100 new jobs within the next 5 years. This job growth will allow for future facility addition/ expansion which will generate more tax revenue. The new facility will also create additional local business revenue thru the traffic of employees, customers, and suppliers that will be visiting the facility daily.

G. The land referred to in this commitment is described as follows: City of Roseville, County of Macomb, State of Michigan

Lot 27, 28 and that part of Lots 29 and 30, Assessor's Plat No. 2, part of the Northwest 1/4 Section 18, Town 1 North, Range 13 East, City of Roseville, Macomb County, Michigan, as recorded in Liber 17, Page 16 of Plats, Macomb County Records, more particularly described as:

Beginning at a point on the Northwesterly right-of-way line of Groesbeck Highway (120 feet wide) said point distant South 30 degrees 44 minutes 30 seconds West, 162.00 feet from the Northeast corner of said Lot 30; thence continuing South 30 degrees 44 minutes 30 seconds West, 260.95 feet to the Southeast corner of said Lot 27; thence North 89 degrees 43 minutes 29 seconds West, 636.93 feet to the Southwest corner of Lot 27 said corner lying on the Southeasterly right-of-way line of Grand Trunk Railroad (100 feet wide); thence North 30 degrees 44 minutes 00 seconds East along said Southeasterly right-of-way line, 420.65 feet to the Northwest of said Lot 30; thence South 89 degrees 54 minutes 00 seconds East, 295.58 feet along the North line of Lot 30; thence South 00 degrees 06 minutes 00 seconds West, 139.38 feet; thence South 89 degrees 54 minutes 00 seconds East, 260.00 feet to the point of beginning.

Also described and assessed as:

Lots 27 through 30, Assessor's Plat No. 2, except that lying Northeast of a line described as commencing at the Northwest corner of said Lot 30, thence South 89 degrees 54 minutes East 295.58 feet to point of beginning; thence South 00 degrees 06 minutes West 139.38 feet, thence South 89 degrees 54 minutes East 260.0 feet to point of beginning.

Parcel Identification No. 14-18-152-016

MOTION MADE BY _____

MOTION SECONDED BY _____

TO AMEND THE CITY OF ROSEVILLE ZONING CODE OF ORDINANCES REGULATING OIL AND DRILLING OPERATIONS AS PERMITTED PURSUANT TO FEDERAL AND STATE LAW, INCLUDING FURNISHING DEFINITIONS, PROVIDING THE STANDARDS, LOCTIONS, SCREENING, WELL HEIGHT, FACILITY PROCESSING PERMIT PROCEDURES, OPERATIONS, INSPECTIONS, SUBMITTALS, TESTING AND ANALYSIS AND OTHER SIMILAR REGULATIONS IN ORDER TO ALLOW FOR THIS ACTIVITY IN A MANNER WHICH WILL NOT DISTURB THE ADJOINING PROPERTIES, TO PROVIDE FOR REPEALER, SEVERABILTY AND EFFECTIVE DATE.

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE CITY OF ROSEVILLE ZONING CODE OF ORDINANCES REGULATING OIL AND DRILLING OPERATIONS AS PERMITTED PURSUANT TO FEDERAL AND STATE LAW, INCLUDING FURNISHING DEFINITIONS, PROVIDING THE STANDARDS, LOCTIONS, SCREENING, WELL HEIGHT, FACILITY PROCESSING PERMIT PROCEDURES, OPERATIONS, INSPECTIONS, SUBMITTALS, TESTING AND ANALYSIS AND OTHER SIMILAR REGULATIONS IN ORDER TO ALLOW FOR THIS ACTIVITY IN A MANNER WHICH WILL NOT DISTURB THE ADJOINING PROPERTIES, TO PROVIDE FOR REPEALER, SEVERABILTY AND EFFECTIVE DATE.

CITY OF ROSEVILLE ORDAINS:

Section 1. The Code of Ordinances for the City of Roseville pursuant to the Zoning Code, Chapter 370, Section 370-5, definitions, is amended adding the following definitions which shall be interlineated alphabetically and which read as follows:

Derrick. Any portable framework, tower mast, and/or structure which is required or used in connection with drilling or re-working a well for the production of oil or gas.

Drilling Pad. The area of surface operations surrounding the surface location of a well or wells. Such area shall not include an access road to the drilling pad.

Hydraulic Fracturing or Fracking. The process of injecting water, customized fluids, sand, steam, or gas into a gas well under pressure to improve gas recovery.

Horizontal Drilling. The drilling of an oil or natural gas well at an angle so that the well runs parallel to the formation containing the oil or gas.

Oil and Gas. Crude oil, natural gas, methane gas, coal bed methane gas, propane, butane and/or any other products or similar substances that are produced by drilling an oil or gas well.

Oil and Gas Development. The well site preparation, construction, drilling, redrilling, hydraulic fracturing, and/or site restoration associated with an oil or gas well of any depth; water and other fluid storage, impoundment and transportation used for such activities; and the installation and use of all associated equipment, including tanks, meters, and other equipment and structures whether permanent or temporary; and the site preparation, construction, installation, maintenance and repair of oil and gas pipelines and associated equipment and other equipment and activities associated with the exploration for, production and transportation of oil and gas. The definition does not include natural gas compressor stations and natural gas processing plants or facilities performing the equivalent functions.

Oil or Gas Well. A pierced or bored hole drilled or being drilled in the ground for the purpose of, or to be used for, producing, extracting or injecting gas, oil, petroleum or another liquid related to oil or gas production or storage, including brine disposal or being drilled for an exploration for such purposes.

Oil or Gas Well Site. The location of facilities, structures, materials and equipment whether temporary or permanent, that are used for or incidental to the preparation, construction, drilling, production or operation of an oil or gas well, or exploration for a potential oil or gas well.

Natural Gas Compressor Station. A facility designed and constructed to compress natural gas originating from a gas well, or collection of such wells operating as a midstream facility for delivery of gas to a transmission pipeline, distribution pipeline, natural gas processing plant, or underground storage field, including one or more natural gas compressors, associated buildings, pipes, valves, tanks and other equipment.

Natural Gas Processing Plant. A facility designed and constructed to remove materials such as ethane, propane, butane, methane and other constituents or similar substances from natural gas to allow such natural gas to be of such quality as is required or appropriate for transmission or distribution to commercial markets, but not including facilities or equipment that is designed and constructed primarily to remove water, water vapor, oil or naturally occurring liquids from the natural gas.

Storage Well. A well used for and in connection with the underground storage of natural gas, including injection into or withdrawal from an underground storage reservoir for monitoring or observation of reservoir pressure.

Section 2. The Code of Ordinances of the City of Roseville, Chapter 370 is hereby revised and amended adding Section 370-75 to read as follows:

- (A) The following requirements shall apply to the location, installation, drilling and operation of any well for the commercial extraction of oil, gas or other hydrocarbons in the City:
1. May be allowed only in the I-2 General Industrial District.
 2. It shall be situated on a minimum lot size of three acres.
 3. Spacing and Well Setbacks. In addition to the spacing and setback requirements of the State of Michigan and regulations of its supervisor of wells, the drilling operation or operation of oil or gas wells, or well sites shall not be located within 300 feet from any road right-of-way, 500 feet of a residentially zoned or used property, or any property used for religious facility, public or private school, hospital, hospital clinic or healthcare facility and 100 feet from any other property line. No installation, drilling and operation of any well shall be located within 15 feet from another drilling operation or operation of oil or gas well, or well site. The proponent seeking to engage in activity shall also demonstrate to the City, a legal entitlement to drill on adjacent properties through mineral right acquisition or other means. Measurement of setback shall be made from the edge of the well site (in a straight line, without regard to intervening structures or objects), to the closest exterior point of the adjacent parcel.
 4. Height. The completed well head structure shall not exceed 22 feet in height. Any temporary drilling derrick or other facility shall not exceed 110 feet in height. Temporary drilling derricks and rigs shall not be in place for longer than 60 days. A permit for an additional 30 days may be secured upon presentation to the City Manager of sufficient documentation demonstrating that reasonable progress has occurred throughout the initial 60 day period and that operations can be completed within an additional 30 days.
 5. Fencing, Landscaping and Lighting. An oil or gas well site shall be completely enclosed with a 6' high fence with materials compliant with ordinances. Staggered 6' tall Evergreen trees shall be placed around the perimeter of the fence with a minimum landscape greenbelt buffer of 25 feet in depth. This landscaping buffer shall be in place within 30 days of the removal of the temporary drilling deck/rig. Exterior lighting shall comply with the provisions of the City's Ordinances and shall be shielded so as not to be disruptive to adjoining parcels.

6. Nuisance Mitigation. The drilling, completion, or operation of oil or gas wells or other wells drilled for oil and gas exploration purposes shall comply with the additional site requirements of the Ordinance and any other applicable ordinance provisions. Such standards address potential nuisances such as noise, smoke, dust, and the like. To the extent this Ordinance is more restrictive the provisions of this Ordinance shall control.
7. Dust, Noise, Vibration, and Odors. All operations shall be conducted in a manner so as to minimize, as far as practicable dust, noise, vibration or noxious odors and shall be in accordance with the best accepted practices defined by the Michigan Department of Environmental Quality for the production of oil, gas, or other hydrocarbon substances in urban areas. All equipment used shall be constructed and operated so that vibration, dust, odor or other harmful or annoying substances or effects will be minimized by the operations carried on at any time, or from anything incidental thereto, and to minimize the annoyance of persons living or working in the vicinity. Additionally, the site or structures on the property shall not be permitted to become dilapidated, unsightly, or unsafe. The City may impose additional reasonable restrictions upon such operations as to reduce adverse impacts upon adjacent properties.
8. Oil and Gas Processing Facilities. Associated processing facilities that separate oil, gas and brine and hold said products for transport off-site for further refinement and processing are not permitted.
9. Compliance with Laws and Permit Issuance. The drilling, completion, or operation of oil and gas wells or other wells drilled for the purpose of oil or gas exploration shall be done in conformity with all State and Federal laws, statutes, rules, and regulations pertaining thereto and particularly with the State of Michigan and regulations of its Supervisor of Wells. This shall include obtaining the required permit from the Supervisor of Wells which permit shall be provided to the City prior to the City issuing special use approval under this Section. This requirement applies to, but is not limited to the plugging of wells, the exploring for, producing, marketing and transportation of petroleum products and the disposition and removal of any byproducts utilized and associated with said activities.

10. Associated Permits and Approvals. Special use approval for the drilling, completion, or operation of oil or gas wells or other wells drilled for oil or gas exploration purposes is in addition to and not in lieu of any permit or plan which may be required by any other provision of the City of Roseville Zoning Ordinance, Building and Fire Codes, or by any other governmental agency, unless expressly outlined.
11. Operations.
 - a. Permitted Construction Activity Hours. Site preparation and construction of well sites are limited to the hours of 8 a.m. to 8 p.m. Construction activities associated with establishing of well sites may be eligible for an exception by the Building Department if such activities are in compliance with applicable laws and permits and is demonstrated that noise and disturbance from such activities will not be annoying or disturbing to surrounding uses.
 - b. The movement of drilling rigs, tanker trucks or heavy equipment used in connection with drilling or operation of oil or gas wells over city roads and streets, shall require the approval of the City Manager in conjunction with a review by the City Engineer. A proposed traffic route and the axel weight, vehicle weight and description shall be submitted in advance to the City by the Applicant.
 - c. All brine, mud, slush, saltwater, chemicals, wastewater, chemical fluids or waste produced or used in the drilling of production of oil or gas shall be safely, lawfully and properly disposed of to prevent infiltration of or damage to any fresh water well, groundwater, watercourse, pond, lake or wetland. Such materials shall be promptly removed from the site and shall not be continuously stored upon the site.
 - d. The oil or gas well site shall be kept in a clean and orderly condition, free of trash and debris, with vegetation cut. Machinery which is not expected to be used on the site within a two week period, shall not be kept or stored at the well site.

- e. An oil or gas well shall include measures or controls satisfactory to the City Engineer to prevent migration, run-off or discharge of any hazardous materials, including but not limited to chemicals, oil or gas produced or used in the drilling or production of oil or gas, to adjoining property, or to the sanitary sewer system, storm water system or any natural or artificial watercourse, pond, lake, or wetland. There shall be no off-site discharge of storm water except to an approved drainage system in accordance with the City's engineering requirements.
-
- 12. Inspection. The Building Official and any other designee of the City Manager shall have the right and privilege at any time during the construction phase and any drilling operation to enter upon the premises subject to special land use approval for the purpose of making inspections to determine if the requirements of this section and other applicable ordinances are complied with.
 - 13. Injection Wells. Injection wells used for brine disposal or other chemicals from production of wells or from other sources are prohibited within the City.
 - 14. Pipelines. No operator shall excavate or construct any lines for the conveyance of fuel, water, oil, gas or petroleum liquids under or through the streets, alleys or other properties owned by the City without an easement or right-of-way issued by the City.
 - 15. Submittal Requirements. In addition to the requirements for a site plan and other submittal requirements under the general provisions of special land use, the following information shall be submitted as part of the application:
 - a. Environmental Impact Study. Applicant shall submit an Environmental Impact Statement filed with the Michigan Department of Environmental Quality in connection with a well permit under the applicable provisions of the Natural Resources and Environmental Protection Act, MCL 524.61501 et seq. or as otherwise amended and administrative rules promulgated thereunder.
 - b. Hydrogeological analysis.

- c. Emergency Response Plan. Pursuant to State and Federal law, the operator shall provide any information necessary to assist the City Emergency Services Department with an emergency response plan and hazardous materials survey establishing written procedures to minimize any hazard resulting from the operation. The Emergency Response Plan shall include emergency contact information.
- d. Reclamation Plan. A written statement describing how the land will be returned to a stable and productive condition post drilling operations shall be furnished. Time for completion of reclamation shall be provided. The City shall require a bond calculated at the estimated cost of reclamation procedures which shall be returned following reclamation or may be drawn upon in the event reclamation is not completed if provided in a timely fashion.
- e. The Operations Plan shall include identification of site ingress and egress, a haul route map, hours of operation, soil erosion, mud and dust control plan, noise control plan, identification of operational noise impacts including documentation of establishing noise levels and mitigating noise levels, shall provide topography, shall provide an odor and fume control plan, pollution prevention plan, impact mitigation plan, monitoring and control plan.

Section 3. Repealer. Any and all provisions of the current ordinance in conflict with the terms and provisions of this ordinance are repealed, only to the extent necessary to give this ordinance full force and effect.

Section 4. Severability. Should any word, phrase, sentence, paragraph or section of this ordinance be held invalid or unconstitutional by any court of competent jurisdiction, the remaining provisions of this ordinance shall remain in full force and effect this ordinance being deemed severable.

Section 5. Penalty. Violation of this ordinance shall be a violation of the Zoning Code and all such penalty provisions shall apply.

Section 6. Effective Date. The amendment to this ordinance shall take effect seven (7) days after publication following adoption which shall be published within fifteen (15) days of adoption pursuant to the Michigan Zoning Enabling Act.

AYES _____

NAYS _____

ABSENT _____

ROBERT TAYLOR, Mayor

Attested:

RICHARD STEENLAND, City Clerk

CERTIFICATION OF CLERK

I, Richard Steenland, City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that Ordinance No. _____ was adopted by the City Council of Roseville, assembled in regular session on March _____, 2016. Said Ordinance was posted in the following places:

Roseville Police Station, 29753 Gratiot Avenue
Roseville Public Library, 29777 Gratiot Avenue
Roseville Civic Center, 29777 Gratiot Avenue

Notice of said posting was published in *The Macomb Daily* on _____, 2016.

Richard Steenland, City Clerk

Memorandum

To: Scott Adkins, City Manager
From: Paul VanDamme, Purchasing Assistant
Date: May 4, 2016
Re: **Roseville Fire Department Ambulance Remount
Bid # 333-011604**

Bid Advertised: April 8, 2016 in the Macomb Daily
Bid Due: April 26, 2016 at 11:00 a.m. Local Time
Present at Opening: Paul VanDamme, Purchasing Assistant
Sharvin Jackson, Admin. Assistant
Michael Holland, Fire Chief
Joel Britt, FF/M EMSIC
Representatives from: Halt Fire and Kodiak Emergency Vehicles

Specifications were written for Fire Department Ambulance Remount. Bid invitations were posted on the Michigan Inter-Governmental Trade Network (MITN), the City's website, as well as advertised in the Macomb Daily. Three (3) companies responded with written proposals.

The bids were thoroughly reviewed and references were checked by Fire Chief Michael Holland and FF/M EMSIC Joel Britt. See attached memo. The bidder meeting the specifications for the Ambulance Remount for the Fire Department in the amount of \$136,874 was submitted by Kodiak Emergency Vehicles of Grand Ledge, Michigan. Kodiak Emergency Vehicles has done other ambulance remounts for other agencies in a satisfactory manner.

Therefore, it is recommended that you accept the bid submitted for the Roseville Fire Department Ambulance Remount in the amount of **\$136,874 to Kodiak Emergency Vehicles**

Should you have any questions, please contact my office.

Attachment

PURCHASE REQUISITION		DEPARTMENT	<u>PURCHASE REQUISITION No.</u>	
<div style="border: 1px solid black; padding: 5px;"> CITY OF ROSEVILLE 29777 GRATIOT PO BOX 290 ROSEVILLE MI 48066-9021 </div> <div style="text-align: center; margin-top: 10px;">  </div> <p style="text-align: center; font-weight: bold; margin-top: 20px;">NOT A PURCHASE ORDER</p>		Fire	FIRE2262	
		ACCOUNT NUMBER 1	ACCOUNT NUMBER 2	ACCOUNT NUMBER 3
		AMOUNT	AMOUNT	AMOUNT
		APPROVED BY _____		

REQUISITION DATE	SHIP VIA		OUR	
4/1/16	<input checked="" type="checkbox"/> YOUR CARRIER		<input type="checkbox"/> PICK UP	
SHIP TO:		ATTENTION		DELIVERY REQUIRED BY
Roseville Fire Department, 18750 Common Rd, Roseville, MI 48066				

NOTES TO PURCHASING:

SEE ATTACHED

PLEASE FILL OUT ALL INFORMATION AND FORWARD ONE WHITE COPY TO PURCHASING DEPARTMENT

ITEM CATALOG .NO	DESCRIPTION	QTY	UNIT PRICE	AMOUNT
	Remount Ambulance	1 ea		
TOTAL				

NOT A PURCHASE ORDER

City of Roseville



FIRE DEPARTMENT
18750 COMMON ROAD • ROSEVILLE, MICHIGAN 48066
PHONE: (586) 445-5444

May 4th, 2016

Mayor and Council,

The Roseville Fire Department has reviewed all bid proposals for the ambulance remounting and refurbishing project. The low bidder has not met the bid specifications and their references have been limited. We are recommending the second lowest bidder, Kodiak Emergency Vehicles. Kodiak has met and in some cases even exceed the bid specifications. Agencies using Kodiak have stated they have been happy and satisfied with their product and service.

Thank you for your consideration in this matter and please feel free to contact me with any further questions.

Sincerely,

Michael D. Holland
Fire Chief