

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, DECEMBER 15, 2008, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:33 p.m. by Mayor Novitke.

Roll Call: Mayor Novitke
Council members: Bryant, Dickinson, Granger, Howle, Sucher, Waldmeir
Absent: None

Also Present: City Administrator Wollenweber
City Attorney D. Berschback
City Clerk Hathaway
Director of Public Works Ahee
Municipal Court Clerk Tobin

The following Commission member was in attendance:

Grant Gilezan, Planning Commission

Motion by Waldmeir, seconded by Bryant, that all items on tonight's agenda be received, placed on file, and taken in order of appearance.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

The Mayor re-appointed the following individuals to the **Beautification Commission** with a term to expire December 31, 2011:

- William Allemon
- Angelo DiClemente
- Janet Hagen
- Kevin Ketels
- Kelly Martin-Rahaim
- Sally Sterr

Motion by Bryant, seconded by Howle, that the Council voice no objections to the Mayoral appointments to the Beautification Commission as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Howle, regarding the **Recreation Commission appointments**, that the Council concur with the Citizens Recreation Commission at their meeting on December 9, 2008, and re-appointment the following individuals with terms to expire December 31, 2011:

- Gib Heim
- Barbara Janutol

and; that the following individual be appointed to fill the vacancy on the Recreation Commission with a term to expire December 31, 2011:

- Nicholas Rennpage

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

The Mayor re-appointed the following individuals to the **Tree Commission** with a term to expire December 31, 2011:

- Robert Greening
- Wilson G. Rogers

Motion by Waldmeir, seconded by Bryant, that the Council voice no objections to the Mayoral re-appointments to the Tree Commission as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Council Member Dickinson reported Commissioner Peterson is unable to continue serving on the Tree Commission in addition to one previous vacancy making two vacancies remaining on the Commission, one term to expire December 31, 2009, and one December 31, 2010.

The Mayor re-appointed the following individuals to the **Historical Commission** with terms to expire December 31, 2011:

- Colleen D'Agostino
- Mary Kaye Ferry
- Gordon Michaelson
- Sean Murphy
- John W. Parthum Jr.

And, appointed Zachary Carr to the Historical Commission with a term to expire December 31, 2010, to fill one of two vacancies (one vacancy remaining with a term to expire December 31, 2009.)

Motion by Waldmeir, seconded by Dickinson, that the Council voice no objections to the Mayoral appointments to the Historical Commission as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

The Mayor re-appointed the following individuals to the **Planning Commission** with terms to expire December 31, 2011:

- Ross Richardson
- Thomas Vaughn
- John Vitale

Motion by Howle, seconded by Bryant, that the Council concur with the Mayor's re-appointments to the Planning Commission of the individuals indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Mayor appointed the following individual to fill a vacancy on the Planning Commission with a term to expire December 31, 2010:

- Robert Nederhood

Motion by Waldmeir, seconded by Howle, that the Council concur with the Mayor's appointment to the Planning Commission as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

The Mayor re-appointed the following individuals to the **Senior Citizens Commission**:

- Mary Mitts – term to expire December 31, 2011 (3-year term)
- William Wilson – term to expire December 31, 2011 (3-year term)
- Mary Zedan – term to expire December 31, 2009 (1-year term)

Motion by Waldmeir, seconded by Howle, that the Council voice no objections to the Mayoral re-appointments to the Senior Citizens Commission as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

The Mayor made the following re-appointment to the **Construction Board of Appeals** with a term to expire December 31, 2010:

- Donald Morrisett

Motion by Dickinson, seconded by Bryant, that the Council voice no objections to the Mayoral appointment to the Construction Board of Appeals as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

The Mayor made the following re-appointments to the **Downspout Board of Appeals** with a term to expire September 30, 2011:

- Kevin Hendrick
- Scott Lockwood

Motion by Waldmeir, seconded by Bryant, that the Council voice no objections to the Mayoral re-appointments to the Downspout Board of Appeals as indicated above.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Bryant, regarding **Board of Review appointments**, that the City Council re-appoint the following individual to the Board of Review with a term to expire January 1, 2012:

- Shari Lombardo

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

The City Administrator was directed to discuss with the City Assessor appointments to fill the two vacancies remaining on the Board of Review, which terms expire January 1, 2012.

Motion by Howle, seconded by Granger, regarding **contract: Sun Messengers**, that the City Council concur with the recommendation of the Fireworks Committee at their meeting on October 9, 2008, and authorize the City Administrator to sign the contract with the Sun Messengers dated July 21, 2008, to perform at the 2009 Grosse Pointe Woods Fireworks, in the amount of \$2,100.00.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Howle, seconded by Dickinson, regarding **conference – 2009 Michigan Local Government Management Association (MLGMA) Winter Institute**, that the City Council authorize the City Administrator to attend the MLGMA Winter Institute in Ypsilanti, MI, February 3-6, 2009, in an amount not to exceed \$1,500.00, funds to be taken from the FY 2008/09 Account No. 101-172-958.000, and to reimburse for any personal expenses incurred upon presentation and verification by the Finance Committee of an itemized expense report.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Waldmeir, seconded by Dickinson, regarding **conference: National League of Cities (NLC) 2009 Annual Congressional City**, that the City Council not approve attendance at the National League of Cities - Annual Congressional City Conference being held March 14-18, 2009, in Washington, DC, funds to remain in the City Council budget.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Howle, seconded by Bryant, regarding **conference – 2009 Michigan Municipal League (MML) Capital Conference**, that the City Council authorize the City Attorney to attend the Michigan Municipal League Capital Conference being held in Lansing, MI, from March 3-4, 2009, at a cost not to exceed \$500.00, and to reimburse for any personal expenses incurred upon presentation and verification by the Finance Committee of an itemized expense report, funds to be taken from FY 2008/09, Account No. 101-210-958.000.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Bryant, seconded by Howle, regarding **Fair and Accurate Credit Transaction Act (FACTA)**, that the City Council concur with the City Administrator and approve the Identity Theft Prevention Program Policy as presented.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Granger, seconded by Howle, regarding **municipal court fines/costs**, that the City Council concur with the City Administrator and Municipal Court Clerk and approve the Municipal Court Fines/Costs increases as submitted.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

The Chair declared a recess at 8:16 p.m., and reconvened at 8:24 p.m.

Motion by Dickinson, seconded by Granger, regarding **2009 Commission Appreciation Reception**, that the City Council authorize an amount not to exceed \$10,000.00 for expenses incurred to hold the 2009 Commission Appreciation Reception (FY 2008/09 Budget, Account No. 101-101-881.000.)

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Waldmeir, seconded by Bryant, regarding **request to reduce performance bond – Rizzo Services**, that the City Council amend the November 6, 2007, contract with Rizzo Services for rubbish removal services (January 1, 2008, through December 31, 2012) by authorizing a reduction in the amount of the performance bond from \$627,953.00 to \$250,000.00, realizing the City a cost savings in the amount of \$6,000.00 annually over the term of the contract, which has four years left.

Motion by Waldmeir, seconded by Bryant, to amend the previous motion by deleting “realizing the City a cost savings in the amount of \$6,000.00 annually over the term of the contract, which has four years left” and inserting “contingent upon the City receiving \$6,000.00 annually over the term of the contract.”

Motion by Waldmeir, seconded by Bryant, to amend the previous motion by adding, “contingent upon review and recommendation of the City Attorney.”

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Dickinson, seconded by Waldmeir, regarding **Monthly Financial Report – November 2008**, that the City Council refer this report to the Finance Committee.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

City Administrator was directed to provide Council with a memo indicating the current balance in Community Enhancement Fund.

Motion by Granger, seconded by Waldmeir, regarding **Legal Proceedings: Clifford Maison vs. City of Grosse Pointe Woods**, that the City Council refer this item to City Attorney Berschback, City Treasurer/Comptroller Irby, and the City's Insurance Carrier.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Granger, seconded by Dickinson, regarding **contract – Building Automation System – Phase III**, that the City Council award a contract to K & S Ventures Inc. in the amount of \$35,599.00 for Building Automation System Installation – Phase III, \$1,500.00 for heat coil installation, and to include additional funds for unanticipated repairs during installation, for a total project cost not to exceed \$40,000.00, to be taken from FY 2008/09 Account No. 401-902-977.105.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir

No: None

Absent: None

Motion by Granger, seconded by Howle, regarding **contract – Lake Front Park Pool Opening**, that the City Council award a contract to B & B Pools and Spas in the amount of \$7,250.00 for 2009 spring Lake Front Park pool opening services, to be taken from FY 2008/09 Account No. 101-774-818.000.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Waldmeir, seconded by Granger, regarding **advertising invoices**, that the City Council authorize payment of the following invoices:

1. Grosse Pointe News 11/20/08 – \$237.50.
2. Grosse Pointe News 11/27/08 – \$112.50.
3. Grosse Pointe Farms 11/21/08 – \$657.08.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Howle, seconded by Bryant, regarding **labor attorney invoices**, that the City Council to approve the following statement dated December 1, 2008:

1. Labor Attorney Keller Thoma - \$1,738.36.

Motion carried by the following vote:

Yes: Bryant, Dickinson, Granger, Howle, Novitke, Sucher, Waldmeir
No: None
Absent: None

Motion by Waldmeir, seconded by Bryant, to adjourn tonight's meeting at 8:40 p.m.
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk