

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, DECEMBER 21, 2009, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:50 p.m. by Mayor Novitke.

Roll Call: Mayor Novitke
Council members: Bryant, Granger, Howle, McConaghy, Sucher
Absent: Boddy

Also Present: City Administrator Wollenweber
City Treasurer/Comptroller Irby
City Attorney Chip Berschback
City Engineer Lockwood
Recording Clerk Ryska

Motion by Howle, seconded by Bryant, that Council Member Boddy be excused from attendance at tonight's meeting.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

The following Commission members were in attendance:
Allen Dickinson, Planning Commission
Lee Allcut, Board of Canvassers

Motion by Bryant, seconded by Howle, 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, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Bryant, seconded by Sucher, that the City Council voice no objection to the following Mayoral re-appointments to the **Beautification Commission** with a term to expire December 31, 2012:

- Joyce Cook
- Gerald Hilton
- Dennis Hyduk
- Walter Schwartz

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by McConaghy, seconded by Granger, that City Council make the following re-appointments to the **Citizens Recreation Commission** with a term to expire December 31, 2012:

- Joseph Dansbury
- Mark Miller
- Michael Moore

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Bryant, seconded by Sucher, that the City Council voice no objection to the following Mayoral re-appointment to the **Community Tree Commission** with a term to expire December 31, 2012:

- Chris Christopoulos

and to the following appointments to the **Community Tree Commission** with a term to expire December 31, 2012, as recommended by the Tree Commission:

- Lawrence P. Sullivan
- George Malley
- William (Bill) Meredith

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Howle, seconded by Bryant, that the City Council voice no objection to the following Mayoral re-appointments to the **Historical Commission** with a term to expire December 31, 2012:

- Mason Ferry
- Ronna L. Gillis
- Joseph Mason

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Granger, seconded by Howle, that the City Council voice no objection to the following Mayoral re-appointments to the **Planning Commission** with a term to expire December 31, 2012:

- Michael Fuller
- Douglas Hamborsky

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Granger, seconded by Bryant, that the City Council voice no objection to the following Mayoral re-appointments to the **Senior Citizens Commission**:

- Rosemary Flanagan, General Cmty Rep (3 Year Term) – expire 12/31/12
- Sharon Maier, Senior/Cmty Interest Groups (1 Year Term) – 12/31/10
- Joan Thornton, General Cmty Rep (3 Year Term) – expire 12/31/12
- Mary Zedan, Senior/Cmty Interest Groups (1 Year Term) – 12/31/10

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by McConaghy, seconded by Howle, that City Council make the following re-appointments to the **Board of Canvassers** with a term to expire December 31, 2013:

- Leland Allcut
- Nicholas Kondak

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Granger, seconded by Sucher, that the City Council voice no objection to the following Mayoral re-appointments to the **Construction Board of Appeals** with a term to expire December 31, 2011:

- Walter Keihler
- John A. Vitale

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Granger, that City Council make the following re-appointments to the **Building Authority** with a term to expire December 31, 2011:

- Frederick Kaleal

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Howle, regarding **Comprehensive Annual Financial Report FY 06/30/09**, that Council concur with the recommendation of the Committee-of-the-Whole at their meeting on December 7, 2009, and receive and place on file the Comprehensive Annual Financial Report for the FY ended June 30, 2009.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Bryant, regarding **Contract – Plante Moran**, that Council concur with the recommendation of the Committee-of-the-Whole at their meeting on December 7, 2009, and approve the contract for auditing services that were proposed for five years, June 30, 2010, through June 30, 2014, as modified.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by McConaghy, seconded by Howle, regarding **Group Permits and Pass Punch Policy**, that the Council postpone action on this item until the January 4, 2010, City Council meeting.

Motion by McConaghy, seconded by Howle, to amend the previous motion to include the item regarding **Lake Front Park Concession Stand Contract**, that the Council postpone action on this item until the January 4, 2010 City Council meeting.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Hearing no objections, regarding **resignation – Tree Commission**, the Mayor accepted the resignation of Madelyn Kleitch from the Tree Commission with regret, and directed the City Clerk to forward an appropriate Certificate of Appreciation.

Motion by Granger, seconded by Howle, regarding **resignation – Recreation Commission**, that the City Council accept the resignation of Ken Gutow from the Recreation Commission with regret, and direct the City Clerk to forward an appropriate Certificate of Appreciation.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Bryant, seconded by Sucher, regarding **2010 Application for Permit/License – Vendor/Solicitor/Peddler**, that the Council approve the applications of the following vendors:

George Stehley, Jr.
19671 Albion
Detroit, MI 48234

Ronald Hirth
19380 Elkhart
Harper Wood, Mi 48225

Motion carried by the following vote:

Yes: Bryant, Granger, McConaghy, Novitke, Sucher
No: Howle
Absent: Boddy

Motion by Sucher, seconded by Granger, regarding the **Financial Report** of the City Administrator for the month of November 2009, be referred to the Finance Committee for review.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Howle, seconded by Granger, regarding **conference – 2010 Winter Workshop – Michigan Municipal Treasurer’s Association**, that Council authorize the Treasurer/Comptroller Dee Ann Irby to attend such conference to be held in Lansing, Michigan from January 14-15, 2010, at a cost not to exceed \$360.00, to be paid from Account No. 101-223-958.000, and to reimburse such official for any business expenses incurred upon presentation and verification by the Finance Committee of an itemized expense report.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Granger, seconded by McConaghy, regarding **contract – 500,000 Gallon Pre-Stressed Concrete Water Reservoir**, that the Council award a contract to:

Natgun Corporation
11 Teal Road
Wakefield, MA 01880

in an amount not to exceed \$697,900.00 to be paid from Account No. 592-537-978.100, and to include \$65,000.00 for engineering and contingencies to be paid from Account No. 592-537-978.300, for a total project cost not to exceed \$762,900.00.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Granger, seconded by Bryant, regarding **contract – Water Reservoir Pumping Station**, that the Council award a contract to:

Engineered Fluid, Inc.
P.O. Box 723
Centralia, IL 62801

in an amount not to exceed \$656,804.00 to be paid from Account No. 592-537-978.100, and to include \$65,000.00 for engineering and contingencies to be paid from Account No. 592-537-978.300, for a total project cost not to exceed \$721,804.00.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Granger, regarding **Agreement for Provision of Access, Education and Government (PEG) Television Programming/ Assignment of PEG Fees to Grosse Pointe War Memorial**, that the City Council direct the City Attorney to modify the agreement to include a clause enabling parties to re-address the contract should there be any substantial legislative changes that would adversely affect the parties.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Bryant, regarding **budget amendment – Wayne County Road Resurfacing (MDOT)**, that the City Council authorize a budget amendment transferring \$54,607.45 from the Local Street Fund Balance to Account No. 203-451-974.101 to pay Wayne County Invoices 253922 and 253932 for resurfacing Mack Avenue, Moross to Vernier.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Sucher, seconded by Howle, regarding **budget amendment – Medicare Reimbursement**, that the City Council approve the Treasurer/Comptroller's request, and approve a budget transfer in the amount of \$50,000.00 from various accounts titled "retirement" ending in 722.000 to Medicare Reimbursement Account ending in 722.100.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Bryant, seconded by Howle, regarding **Resolution – Michael P. Makowski**, that the City Council adopt the Resolution honoring Michael P. Makowski for thirty four years of service to our community.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

Motion by Howle, seconded by Bryant, that the following Labor Attorney invoice dated December 1, 2009, be approved for payment:

1. Keller Thoma – Invoice #89026 - \$2,489.52.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

New Business

Hearing no objections, the following items were discussed under **New Business**:

- City Administrator Wollenweber submitted to Council an invoice from Clark Hill regarding Lake Front Park tax appeal in the amount of \$5,625.00

Motion by Sucher, seconded by Howle, that the City Council approve payment to Clark Hill for a property tax appeal, invoice #366574 in the amount of \$5,625.00 to be paid from Account No. 101-210-801.000.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

- City Administrator Wollenweber introduced the topic of Water/Sewer Rates as discussed at the Committee-of-the-Whole prior to tonight's meeting. Administration recommended that the Water Commodity Charge be changed to \$2.45/CCF and the Sewer Commodity Charge be changed to \$1.65/CCF. Consensus of the Committee was to adopt Water/Sewer Commodity Charge changes at tonight's meeting.

Motion by Granger, seconded by Bryant, that the Council concur with Administration and adopt a Water Commodity Charge of \$2.45/CCF and a Sewer Commodity Charge of \$1.65/CCF, to be effective January 1, 2010.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

- City Administrator Wollenweber indicated the Citizens Recreation Commission's desire to change the Lake Front Park's winter weekday hours to 9:00 a.m. thru 9:00 p.m. He stated that this would allow more time for families to utilize facilities during the week after regular working hours. There would be no change in cost.

Motion by McConaghy, seconded by Granger, to approve the change of the Lake Front Park winter weekday hours to 9:00 a.m. thru 9:00 p.m.

Motion by Bryant, seconded by McConaghy, to postpone this item until the January 4, 2010 City Council meeting.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, McConaghy, Novitke, Sucher
No: None
Absent: Boddy

- John Lauve, 622 Sunningdale Drive, Grosse Pointe Woods, Mi 48236, addressed Council regarding the removal of the stop sign at Sunningdale and Morningside, indicating that he believes it is a safety issue for student foot traffic. Council directed Administration to collect traffic data at that intersection. This item will be addressed at the February 1, 2010 Regular Council Meeting.

Motion by Bryant, seconded by Sucher, that the Council recess the regularly scheduled Council meeting at 9:03 p.m. and convene in Closed Executive Session for the purpose of discussing pending litigation at which time the City Council may or may not reconvene in regular session to address additional items as necessary, in accordance with the Open Meetings Act 1976 PA 267.

Motion carried by the following ROLL CALL vote:

Bryant: Yes
Granger: Yes
Howle: Yes
McConaghy: Yes
Novitke: Yes
Sucher: Yes
Boddy: Absent

The City Council reconvened in regular session at 9:49 p.m.

Motion by Bryant, seconded by Sucher, to adjourn tonight's meeting at 9:49 p.m.
PASSED UNANIMOUSLY.