

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Regular City Council Meeting Agenda
Monday, November 7, 2011
7:30 p.m.

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. RECOGNITION OF COMMISSION MEMBERS
5. ACCEPTANCE OF AGENDA
6. MINUTES
 - A. Council 10/17/11
7. PUBLIC HEARING
 - A. WITHDRAWN BY PETITIONER - Continued Fence Variance: Michael and Erin Gormely, 19958 E. Emory Ct
 1. Email 11/03/11 – M. Gormely
8. COMMUNICATIONS
 - A. 2012 American Cancer Society Relay for Life
 1. Memo 10/13/11 – Recreation Supervisor
 2. Letter 10/04/11 – S. Evitts – Community Representative – American Cancer Society
 - B. Holiday Parking Meters
 1. Memo 10/25/11 – Grosse Pointe Business & Professional Association of Mack Avenue
 2. Memo 11/01/11 - Director of Public Safety
9. BIDS / PROPOSALS/ CONTRACTS
 - A. Emergency Repair – Vac-All Sweeper Vehicle #36
 1. Memo 10/21/11 – Director of Public Services
 2. Estimate 10/19/11 – J.B. DLCO & Multistate Transmissions
10. PROCLAMATIONS
 - A. National Family Caregivers Month
 - B. Robert A Hison
11. CLAIMS/ ACCOUNTS
 - A. Labor Attorney
 1. Keller Thoma 10/01/11

B. City Attorneys

1. Don R. Berschback 10/31/11
2. Charles T. Berschback 10/31/11

12. NEW BUSINESS

13. ADJOURNMENT

Lisa Kay Hathaway, MMC
City Clerk

IN ACCORDANCE WITH PUBLIC ACT 267 (OPEN MEETINGS ACT)
POSTED AND COPIES GIVEN TO NEWSPAPERS

The City of Grosse Pointe Woods will provide necessary, reasonable auxiliary aids and services, such as signers for the hearing impaired, or audio tapes of printed materials being considered at the meeting to individuals with disabilities. All such requests must be made at least five days prior to a meeting. Individuals with disabilities requiring auxiliary aids or services should contact the City of Grosse Pointe Woods by writing or call the City Clerk's office, 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 (313) 343-2440 or Telecommunications Device for the Deaf (TDD) 313 343-9249.

<p>NOTE TO PETITIONERS: YOU, OR A REPRESENTATIVE, ARE REQUESTED TO BE IN ATTENDANCE AT THE MEETING SHOULD COUNCIL HAVE QUESTIONS REGARDING YOUR REQUEST</p>
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COUNCIL
10-17-11 - 125

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, OCTOBER 17, 2011, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:30 p.m. by Mayor Novitke.

Roll Call: Mayor Novitke
Council members: Bryant, Granger, Howle, Ketels, McConaghy, Sucher
Absent: None

Also Present: City Administrator Fincham
City Attorney Don Berschback
City Clerk Hathaway
Director of Public Works Ahee

Council, Administration, and the audience Pledged Allegiance to the Flag.

The following Commission members were in attendance:

Al Dickinson, Planning Commission
Gerald Hilton, Beautification Commission
Richard Shetler Jr., Senior Citizens Commission

Motion by Ketels, seconded by Granger, 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, Ketels, McConaghy, Novitke, Sucher
No: None
Absent: None

Motion by Granger, seconded by Ketels, regarding **Board of Election Inspectors/Receiving Board**, that Council concur with the recommendation of the Election Commission at their meeting on October 6, 2011, and approve the Certification of Board of Election Inspectors and Receiving Board dated October 6, 2011.

Motion carried by the following vote:

Yes: Bryant, Granger, Howle, Ketels, McConaghy, Novitke, Sucher

No: None

Absent: None

Motion by Bryant, seconded by McConaghy, that the following minutes be approved as revised:

1. City Council Minutes dated October 3, 2011.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, McConaghy, Novitke, Sucher

No: Howle

Absent: None

Motion by McConaghy, seconded by Bryant, regarding **Application for Permit/License to Solicit**, approve the application of Steven Walsh, Devcon Security, 25215 Dequindre, Madison Heights, MI.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, McConaghy, Novitke, Sucher

No: Howle

Absent: None

Motion by Sucher, seconded by McConaghy, regarding **Monthly Financial Report - September 2011**, that the City Council refer this report to the Finance Committee.

Motion carried by the following vote:

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

Motion by Bryant, seconded by McConaghy, regarding **Contract: Voice/Data Services – AT&T**, that the City Council approve 4 3-year voice data contracts with AT&T Corp., (36 month terms commencing the day contracts are signed by the City) in a total amount not to exceed \$2,500.00 per month, to be charged to various department's .921 accounts, and to authorize the City Administrator to sign the following contracts:

1. AT&T ILEC ISDN Prime (PRI) with DS1 Service;
2. AT&T ILEC CompleteLink 2.0;
3. AT&T ILEC Centrex Service;
4. AT&T Metro Blitz DS1.

Motion carried by the following vote:

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

Motion by Ketels, seconded by Bryant, regarding **Contract: SMART Municipal and Community Credits Contract for FY 2012**, that the City Council authorize the Mayor to sign the Municipal Credit and Community Credit Contract for FY 2012 with Suburban Mobility Authority for Regional Transportation (SMART) authorizing the City to receive \$15,884.00 in Municipal Credits and \$19,550.00 in Community Credits to fund Pointe Area Assisted Transportation Service (PAATS), charter bus services, subsidized taxi, and related administrative fees; a total of \$35,434.

Motion carried by the following vote:

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

Motion by Granger, seconded by Howle, regarding **contract: sewer line root control**, that City Council concur with the recommendation of the Director of Public Services and approve a contract for sewer line root control treatment with Duke's Sales & Services, Inc. in an amount not to exceed \$10,000.00 based upon prior satisfactory work performance and prices remaining unchanged since 1999; bids had been let in prior years for this contract however 3 out of 4 companies who perform this work did not submit bids; and the City Administrator does not believe any benefit will accrue to the City by seeking additional competitive bids; funds to be taken from account 592-537-975.011.

Motion carried by the following vote:

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

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

- National League of Cities flood insurance program. Administration is obtaining additional information and this item is proposed to be placed on a future City Council agenda in December.
- Expansion of services being proposed by the United States Postal Service.

Motion by Bryant, seconded by Sucher, to adjourn tonight's meeting at 7:50 p.m.
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

7A

Lisa Hathaway

From: Michael Gormely [mgormely@hsemuni.com]
Sent: Thursday, November 03, 2011 2:05 PM
To: Lisa Hathaway
Cc: mgormely22@comcast.net; Michael Gormely
Subject: WITHDRAW REQUEST FOR PUBLIC HEARING ON PRIVACY FENCE

Ms. Lisa Hathaway
City Clerk
City of Grosse Pointe Woods, MI 48236

Dear Ms. Hathaway:

Please accept this email message to withdraw my request for the Public Hearing scheduled for Monday, November 7, 2011 on my rear Privacy Fence issue at my home address, 19958 East Emory Court, Grosse Pointe Woods, MI. I no longer want the Council to take action on the issue and I greatly appreciate the Mayor, Council, & Administration's patience and understanding on this issue.

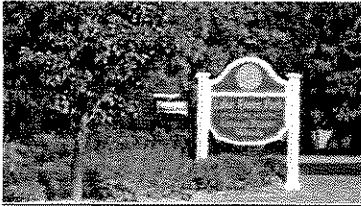
Please contact me if you require anything further from me.

Thanks,
Mike

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City of Grosse Pointe Woods Parks and Recreation

8A

RECEIVED

OCT 18 2011

CITY OF GROSSE PTE. WOODS

Memorandum 155-11

Date: October 13, 2011
To: Al Fincham, City Administrator
From: Melissa Sharp, Recreation Supervisor *MS*
Subject: 2012 Relay for Life

The American Cancer Society Relay for Life is again requesting approval to host the Relay for Life fundraising event at Lake Front Park. The 2012 event is scheduled for May 19-20, which will not interfere with any activities at Lake Front Park. A certificate of insurance is forthcoming.

I have no objections to the approval of this request.

RECOMMENDED FOR APPROVAL AS SUBMITTED:

City Administrator

10/14/11
Date

Council approval required



AMERICAN CANCER SOCIETY RELAY FOR LIFE

Celebrate. Remember. Fight Back.

October 4, 2011

Melissa Sharp
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

Dear Ms. Sharp,

The Relay For Life of Grosse Pointe committee is in the beginning stages of planning for the 2012 Relay For Life of Grosse Pointe season and would like to request the use of the Grosse Pointe Woods Lake Front Park on May 19-20, 2012.

As you know, Relay For Life is the American Cancer Society's 24 hour national signature event where teams of family/friends, hospitals, schools and local businesses walk a path for 24 hours to raise awareness and funds in their fight against cancer. Relay is a community event and features planned family activities, a survivor's ceremony and moving luminaria ceremony. It is a reminder that cancer never sleeps.

Last year, with the support of local businesses and community members, the Grosse Pointe community raised over \$83,000 in the fight against cancer. Hundreds of participants from the Grosse Pointe area took part in this fight, celebrating with 57 survivors. What a huge accomplishment!

If you are need of further information, I can be reached at 248.663.3441. We thank you for your past support and look forward to working with you to make the presence of the 2012 Relay For Life felt in the Grosse Pointe community.

Sincerely,

Sarah Evitts
Community Representative
American Cancer Society

*American Cancer Society, 20450 Civic Center Dr., Southfield, MI 48076 *248.663.3400*

Grosse Pointe Business & Professional Assoc of Mack Avenue

8B
RECEIVED
OCT 25 2011
CITY OF GROSSE PTE WOODS

Grosse Pointe Woods City Council Members:

The Grosse Pointe Business & Professional Association of Mack Avenue in conjunction with the City of Grosse Pointe Woods would like to once again provide free Holiday parking on Mack Avenue. Meters would be covered with a decorative holiday bag on Saturday December 3 which would be removed on Monday December 26.

Please advise if there are businesses on Mack that do not wish to participate.
We hope that this annual event will encourage local shopping on Mack during the holidays

Email or call me at 313-884-9400 if you have any questions
Angelo DiClemente
President, Grosse Pointe Business & Professional
Association of Mack Avenue



CITY OF GROSSE POINTE WOODS DEPARTMENT OF PUBLIC SAFETY

Date: November 1, 2011

To: Alfred Fincham, City Administrator *A.F.*

From: Andrew L. Pazuchowski, Director *AP.*

Subject: Request for Christmas Parking Meter Covers for 2011

The Department supports the request of the Grosse Pointe Business & Professional Association of Mack Avenue to cover the parking meters during December 3, 2011 through December 26, 2011.

However, the meters in front of Bucci Ristorante, 20217 Mack Avenue, and the area in front of Wan Kow, 20922 Mack Avenue, should not be covered.

MEMO 11 - 52



TO: Alfred Fincham, City Administrator
FROM: Joseph J Ahee, Director of Public Services *ja*
DATE: October 21, 2011
SUBJECT: Emergency Repair – Vac-All Sweeper Vehicle #36

The Department of Public Works recently had a major breakdown on the Vac-All sweeper vehicle #36. The vehicle was shifting improperly and when checked antifreeze was found in the transmission fluid. The transmission cooler is integrated into the radiator and when the cooler failed antifreeze traveled through the lines and into the transmission causing major internal problems.

The vehicle was towed to J.B. DLCO & Multistate Transmissions who provided a quote in the amount of \$5,976.98 to make the needed repairs. This is a heavily used vehicle during leaf season. Approval was received from City Administrator Fincham to have the emergency repair completed. There is an open purchase order for J.B. DLCO in the amount of \$5,000.00 with unexpended funds in the amount of \$4,778.00; however, these funds are budgeted in account 640-851-939.200 for public safety vehicle maintenance.

Therefore, I am requesting approval of the payment for the emergency repair of the Vac-All sweeper to J.B. DLCO & Multistate Transmissions, 24111 Groesbeck Hwy., Warren, MI 48089 in the amount of \$5,976.98 from account 640-851-939.100 for DPW vehicle maintenance. DPW vehicle maintenance is a budgeted item included in the 2011/2012 budget with an unexpended balance of \$174,985.00.

If you have any questions concerning this matter please contact me.

Attachment

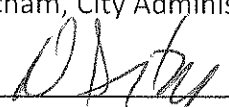
cc: Dee Ann Irby
O/F

Recommend approval of the above stated and do not believe any benefit will accrue to the City to seek further competitive bids.



Alfred Fincham, City Administrator

10-28-11
Date



Dee Ann Irby, City Treasurer/Comptroller

10/28/11
Date

Council Approval Required

J.B. DLCO & MULTISTATE TRANSMISSIONS

24111 GROESBECK HWY.
WARREN, MI 48089-4720
(586) 773-3800 (586) 774-0660
WWW.JBDLCO.COM
State Lic. # F-108280 (012) ATRA# 117661



Customer: CITY OF GROSSE POINTE WOODS*	F Acct: 198	License: 091X673	VIN: 1GDM7C1CX2J506810	Year: 2002
TAX I.D.# 38-6007179		Make: GMC	Model: T7500	
20025 MACK PLAZA		Engine: DIESEL	Transmission: MD3060_P	
GROSSE POINTE WOODS, MI 48236-2397		In Mileage: 41521	Out:	Fleet #: 36
313 343-2400 ROSS	313 343-2460 BOB/ROB	Trans ID#:	Referral: FLEET ACCOUNT	Written By: AAS
Time/Date: 51PM 100711	Warranty:	Bill Acct:		

Problem Statements

"NO-CHARGE WRITTEN ESTIMATE" WE ACCEPT REGULAR CHECKS, VISA, MASTER CARD, DISCOVER CARD, AMERICAN EXPRESS, CASH & ALL DEBIT CARDS. THE ALLISON TRANSMISSION WARRANTY DOES NOT COVER ANY EXTERNAL WIRING. ALL EXTERNAL WIRING IS A CUSTOMER PAY ONLY.

VEHICLE WAS TOWED IN // TRANSMISSION IS FULL OF ANTI-FREEZE CONTAMINATION FROM A DEFECTIVE RADIATOR.

Recommended Services

JBD-S/N# , JBD-P/N# , ORIGINAL S/N# 6510351269, ORIGINAL P/N# E000980, MODEL# MD3060_P, RPM: , PAN: 4", SPD: , T/C# TC413, GEN#: ,
PROD DATE: 01M12 TID3, WARR#: , JBD-IN SERVICE DATE:

Labor Operations

Tech	Type	Description	Price
DJP	Lab	ROAD TESTED VEHICLE, FLUID LEVEL IS FULL, FLUID CONDITION IS CONTAMINATED WITH MORE THAN 96% OF ANTI-FREEZE CONTAMINATION, VEHICLE IS SHIFTING IMPROPERLY. WE FIND MAJOR INTERNAL TRANSMISSION PROBLEMS.	\$0.00
	Lab	PULLED CODES FROM ECU/TCM: EXCESSIVE ANTI-FREEZE CONTAMINATION	\$0.00
	Lab	*****	\$0.00
REW	Lab	9.41-00 REMOVE & REINSTALL TRANSMISSION ASSEMBLY	\$1,096.50
REW	Lab	9.41-06 BACK FLUSH TRANSMISSION OIL COOLER & OIL LINES	\$102.00
REW	Lab	9.64-00 ROAD TEST AND ADJUST LINKAGES AS NEEDED TO FAST ADAPT COMPUTER.	\$144.50
	Lab	*****	\$0.00
	Lab	CERTIFICATION THAT ABOVE REPAIRS WERE PROPERLY PERFORMED: TECHNICIAN: JEFFREY PRIOR, ID# M100892 X	\$0.00
	Lab	*****	\$0.00
	Lab	TECHNICIAN: RONALD E. WOODS, STATE OF MICHIGAN MOTOR VEHICLE MECHANIC CERTIFICATE NHIMREF # M148459	\$0.00
	Lab	*****	\$0.00
	Lab	LIMITED WARRANTY FOR "12 MONTHS" FOR PARTS & LABOR SUPPLIED ON THIS REPAIR ORDER ONLY. NO WARRANTY COVERAGE FOR TOWING OR BROKEN GEARS, BROKEN SHAFTS, BROKEN HOUSINGS OR RUN OUT OF LUBE OIL, OR ABNORMAL USE OF TRANSMISSION = "NO WARRANTY COVERAGE"!	\$0.00
	Lab	*****	\$0.00
Labor Total			\$1,343.00

Parts

Part Description	Status	Qty	Price Ea.	Total
J.B. DLCO REBUILT MD3560_P TRANSMISSION ASSEMBLY S/N# XXXXXXXXXX, P/N# XXXXXXXX, ID# XXXX-X, DEEP 4", TCXXX.	R	1.00	\$4,050.00	\$4,050.00
EXCHANGE PARTS "CORE VALUES ON ALL REBUILT EXCHANGE ITEMS" CORE VALUE \$ 6,000.00	R	1.00	\$0.00	\$0.00
TRANSMISSION COOLER LINE PORT SEAL RUBBER O-RING - 11	N	2.00	\$2.78	\$5.56
BACK FLUSH COOLER & LINES W/ ATF AUTOMATIC TRANSMISSION FLUID - 11	N	12.00	\$4.79	\$57.48
NEW FULL SYNTHETIC UNIVERSAL AUTOMATIC TRANSMISSION FLUID - 11	N	33.50	\$9.18	\$307.53
LUBE GARD PLATINUM FULL SYNTHETIC TRANSMISSION FLUID ADDITIVE PER OZ. - 11	N	33.50	\$3.00	\$100.50
Parts Total				\$4,521.07

ESTIMATE	Total Tax	Taxable Parts \$4,521.07	I hereby authorize the repair work listed hereon, including sublet work, to be done along with necessary materials. You and your employees may operate the described vehicle for purposes of testing, inspection or delivery at my risk. Labor \$85.00 Hour.	Date
	\$0.00	NonTax Parts \$0.00		10/19/2011
		Total Parts \$4,521.07		Estimate #
	Supplies	Labor \$1,343.00		46054
	\$77.73	Sublet \$0.00		Estimate Total
	Disposal	NonTax Labor \$0.00		\$5,976.98
	\$14.66	NonTax Sublet \$0.00		
Environ.	\$20.52	Total Labor \$1,343.00	Signature or Initial	Date

10A

CITY OF GROSSE POINTE WOODS

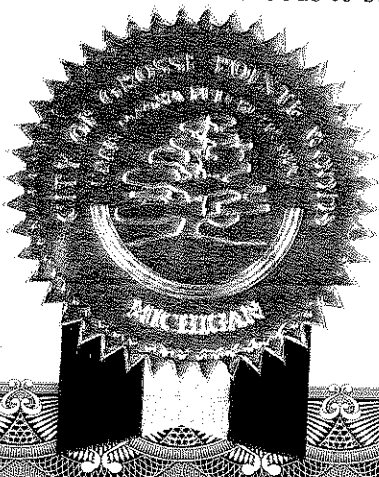
Proclamation

WHEREAS, Thanksgiving is the season where we pause to reflect on the many blessings bestowed on us as a City and as individuals. We are especially grateful for the profound love that is expressed through the support, care and compassion that is provided by family caregivers to our loved ones; the chronically ill, terminally ill, elderly and frail, young, or those living with a disability. Caregivers reflect family and community life at its best, and should be counted as one of our most important natural resources;

WHEREAS, the need for family caregivers is growing. The blessings of medicine and technology have helped us live longer; as a result, persons with disabilities are enjoying longer lives and people over 85 are the fastest growing segment of our population. Family caregivers can be found in every city and town in America. It is very likely that we all know at least one family caregiver.

WHEREAS, these everyday heroes among us deserve our lasting gratitude and respect. This month, as we honor the many contributions that family caregivers make to the quality of life, let us resolve to work through our community, religious, social, business and other organizations to offer programs and services that will provide caregivers the support and encouragement they need to carry out their vital responsibilities.

NOW, THEREFORE, I, ROBERT E. NOVITKE, Mayor of the City of Grosse Pointe Woods, Michigan, do hereby proclaim **November 2011** as **National Family Caregivers Month** in the City of Grosse Pointe Woods and urge the citizens of Grosse Pointe Woods to support, encourage, and give thanks to all caregivers.



Mayor Robert E. Novitke
November 7, 2011

10B

CITY OF GROSSE POINTE WOODS

PROCLAMATION

WHEREAS, ROBERT A. HISON has faithfully served the citizens of the City of St. Clair Shores as City Councilman from 1984 to 2004, at which time he was appointed Mayor in November 2004, first elected Mayor in November 2005, and now has chosen not to run for re-election; and

WHEREAS, for 37 years, ROBERT A. HISON and his wife, Nancy, have been residents and homeowners in St. Clair Shores, and retired as the Manager of Purchasing Administration from Detroit Diesel Corporation in June 2001 after 38 years of service; and

WHEREAS, ROBERT A. HISON has been involved as a distinguished leader to promote progress and growth in our communities as a member of the Milk River Intercounty Drainage Board; Vice Chairperson, 1st Vice Chairperson, Chairperson, and Immediate Past Chairperson of SEMCOG, and the St. Clair Shores Delegate for 18 years, as well as serving on a variety of other committees, receiving the SEMCOG Regional Ambassador Award in 2005; and

WHEREAS, ROBERT A. HISON has worked diligently on numerous committees, commissions, and boards in St. Clair Shores, such as Chairman of the St. Clair Shores Golf Course Commission, the General Employee Pension Board, the General Employee Retirees Health Care Board, Director of the Lake St. Clair Symphony Orchestra, and selected as Optimist Club Champion for the Month of March in 2011, and

WHEREAS, ROBERT A. HISON has had an impressive and enduring impact not only upon the City of St. Clair Shores but the outlying communities as well through his diligent commitment volunteering on Wigs 4 Kids Honorary Board, Habitat for Humanity Board, and Parkinson Committee.

NOW, THEREFORE, I, ROBERT E. NOVITKE, Mayor of the City of Grosse Pointe Woods, Michigan, in recognition of the dedication and service ROBERT A. HISON has devoted to his community and for his beneficial impact upon surrounding communities, on behalf of the City Council and Citizens of the City of Grosse Pointe Woods, do hereby extend to him congratulations and best wishes for continued success in all his future endeavors.

Mayor Robert E. Novitke
November 7, 2011



KELLER THOMA
A PROFESSIONAL CORPORATION

COUNSELORS AT LAW
440 EAST CONGRESS
5TH FLOOR
DETROIT, MICHIGAN 48226
313.965.7610
FAX 313.965.4480
www.kellerthoma.com

11A

FEDERAL I.D. 38-1996878

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Grosse Pointe Woods, MI 48236
Attention: Mr. Al Fincham, City Administrator

October 01, 2011
Client: 000896
Matter: 000000
Invoice #: 95776

REGARDING: GENERAL MATTERS

For professional services rendered and expenses incurred relative
to the above matter:

TOTAL

\$3,266.90

Q. F. H.

REVISED
10-12-11

KELLER THOMA
A PROFESSIONAL CORPORATIONCOUNSELORS AT LAW
440 EAST CONGRESS
5TH FLOOR
DETROIT, MICHIGAN
313.965.7610
FAX 313.965.4480
www.kellerthoma.com

FEDERAL I.D. 38-1996878

CITY OF GROSSE POINTE WOODS

20025 Mack Plaza

Grosse Pointe Woods, MI 48236

October 01, 2011

Client: 000896

Matter: 000000

Invoice #: 95776

[REDACTED] City Administrator

Page: 1

RE: GENERAL MATTERS

For Professional Services Rendered through September 30, 2011

DATE	ATTY	DESCRIPTION	HOURS
08/03/2011	DBD	Attention to preparation for and attendance at contract negotiation session with the COAM bargaining unit.	4.00
08/04/2011	DBD	Attention to telephone call from POLC Representative Figurski with respect to Command Officer and Paramedic contract negotiation matters.	0.25
08/08/2011	DBD	Attention to telephone call from POLC Representative Figurski with respect to pending Command Officer unit contract negotiations.	0.25
08/12/2011	DBD	Attention to telephone call from POLC Representative Figurski and Attorney Sudnick with respect to pending Command unit contract negotiation matters.	0.50
08/15/2011	DBD	Attention to telephone call from POLC Representative Figurski and Attorney Sudnick with respect to the Command bargaining unit.	0.25
08/22/2011	TLF	Telephone call from Ms. Irby regarding FMLA leave and fitness for duty exam.	0.25
08/22/2011	DBD	Attention to preparation for and attendance at pre-hearing arbitration hearing conference with respect to the POAM Act 312 arbitration matter.	3.50
08/24/2011	TLF	Attention to legal research regarding FMLA fitness for duty exam; telephone call to Ms. Irby regarding same.	0.50
08/24/2011	JDR	Attention to legal research regarding requiring fitness for duty exam upon return to work after FMLA leave.	0.25

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DISBURSEMENTS		
09/26/2011	Document Reproduction	\$27.00
09/27/2011	Westlaw Research	\$22.40
		<hr/>
Total Disbursements		\$49.40

10-12-'11 14:57 FROM-KELLER THOMA
KELLER THOMA
A PROFESSIONAL CORPORATION

13139651531

T-177 P0005/0005 F-384

CITY OF GROSSE POINTE WOODS

20025 Mack Plaza

Grosse Pointe Woods, MI 48236

Attention: Mr. Al Fincham, City Administrator

October 01, 2011

Client: 000896

Matter: 000000

Invoice #: 95776

Page: 3

RE: GENERAL MATTERS

Total Amount Due

153,266.90

11B

DON R. BERSCHBACK
ATTORNEY AND COUNSELOR AT LAW
24053 JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1630

(586) 777-0400
FAX (586) 777-0430
E-MAIL donberschback@yahoo.com

OF COUNSEL
CHARLES T. BERSCHBACK *
* ALSO ADMITTED IN FLORIDA

October 31, 2011

Skip Fincham, City Administrator
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

RE: October 2011 Billing/DRB

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
9/26/2011	Meeting with SF on CC items and follow up (.75); TCs, emails and memorandum work (.50); memorandum to CC on redistricting plan (.50); ordinance review and follow up (.50); work on insurance agreement regarding liability (.50)	2.75
9/30/2011	Work on CC and COW items, TCs, memos and emails (1.25); work on insurance contract agreement (.75); assessor problem (.25)	2.25
10/3/2011	Review of weekend packet, TCs and emails (1.00); work on Employee Handbook review (1.00); CC meeting and follow up (1.00)	3.00
10/4/2011	Final line by line review of Employee Handbook in preparation for meeting (2.00); TCs and emails (.50); ordinance review and draft of memo (.50); FOIA (.25); attention to miscellaneous City matters (.50)	3.75
10/5/2011	Appearance in Municipal Court and follow up on cases (2.50)	2.50
10/6/2011	Election commission meeting (.25); meeting on Employee Handbook and follow up (3.00); outside litigation work (.25); FOIA work (.25)	3.75
10/11/2011	Emails, TCs, memos re: miscellaneous City matters (1.00); election work (.25); personnel matter (.25); FOIA work (.25)	1.75
10/14/2011	Work on CC and COW issues (1.00); review of Smart Contract (1.50)	2.50
10/17/2011	Review of weekend packet, TCs and emails (1.00); attendance at CC meeting (.50); review of Court cases (1.25)	2.75
10/18/2011	Attendance at Municipal Court (3.25); meeting with DAI on City matters and follow up (1.00); beginning review of Dental Master Plan (.50); follow up on warrants and Hamlin case (.50); FOIA review (.25)	5.50
10/20/2011	FOIA and warrant review (.50); ordinance work (.50)	1.00
10/24/2011	Weekend packet review and follow up on CC and COW matters (1.00)	1.00
10/26/2011	Attendance at Municipal Court (1.75); TCs re. miscellaneous City matters, and court contract process (.50)	2.25

10/31/2011 Warrant review and follow up on criminal matters (.75); FOIA (.25); ordinance review (.25); miscellaneous TCs and emails (.50)

1.75

DRB = 36.50 hours x \$155.00

BALANCE DUE:

\$5,657.50

Breakdown

General	27.00 hours
Municipal Court	9.50 hours
Bldg/Planning Comm.	0.00 hours

TC - Telephone

CTB - Charles T. Berschback

DRB - Don R. Berschback

DAI - DeeAnn Irby

GPCRDA - Grosse Pointe Clinton Refuse Disposal Authority

LKH - Lisa K. Hathaway

CC - City Council

PC - Planning Commission

C&E - Comp and Eval

GT - Gene Tutag

CEW-Conference of Eastern Wayne

SF - Skip Fincham

LFP - Lakefront Park

CHARLES T. BERSCHBACK

ATTORNEY AT LAW

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blbwlaw@yahoo.com

DON R. BERSCHBACK
OF COUNSEL

October 31, 2011

Alfred "Skip" Fincham
City Administrator
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

RE: October 2011 Billing/ CTB Only

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
9/28/2011	Work on Matouk FOIA case; brief and discovery request (.50)	0.50
10/3/2011	TC GT, ST, attorney on Municipal Court matters, TC victims (.50); work on Matouk FOIA discovery and motion research (2.25)	2.75
10/4/2011	Meeting with Director Pazuchowski on Matouk lawsuit (1.50); meeting with SF, GT, review of Municipal Court docket, review of warrants (1.75); attendance in Wayne Circuit Court re: CMC (bench warrant issued) (2.00)	5.25
10/5/2011	Attendance in Municipal Court a.m. docket and follow up (3.25)	3.25
10/6/2011	Finalized Matouk discovery and motion for summary disposition (2.00)	2.00
10/7/2011	Calls on Municipal Court (.25)	0.25
10/10/2011	Review of AT&T contract and Wayne County GIS contract, TC SF (1.25); letter to M/C on Wayne County delinquent tax program; reviewed final copy of LFP renovations contract; TC Joe A. (.50)	1.75
10/12/2011	Letter and calls on CMC bench warrant, emails on agenda items; TCs re: sidewalk claim, TC Capps re: GIS contract (.75)	0.75
10/13/2011	TCs on Municipal Court and implied consent case (.25)	0.25
10/14/2011	Follow up calls on Municipal Court cases; calls with ST (.50)	0.50
10/17/2011	TC, miscellaneous matters, Municipal Court, business licenses, tax matters (.50)	0.50
10/18/2011	All calls on Municipal Court docket, emails, meeting with Court Clerk, meeting with Building Dept, review of warrants (1.50)	1.50
10/19/2011	Attendance at partial Municipal Court docket (1.25); review of new warrant (Defendant in custody), meeting with Detective Bureau, meeting with GS regarding upcoming TT cases (.25)	1.50

10/20/2011	Preparation of all exempt Matouk FOIA records for Judge's private review (2.00); review of Municipal Court docket (.75)	2.75
10/24/2011	Call with Det. Bureau; defense attorney (.25)	0.25
10/25/2011	Preparation of supplemental Brief and Court Order for Matouk FOIA Motion (.75); review of Condominium Act and Memo (Rivers) (.50); all calls on Wednesday Court docket (.50); review of solar ordinances, TC PC Chair (.25)	2.00
10/26/2011	Appearance in Municipal Court and warrant reviews (4.25); meeting with SF, research, review of 02 and 04 file re. LFP hunting issue (.75)	5.00
10/27/2011	Preparation of Witness list in Matouk FOIA case (.25); preparation of implied consent hearing withdrawal (.25)	0.50
10/28/2011	Review of FOIA request, review of police report, call with complaining witness (.25)	0.25

CTB =	31.50 hours at \$140.00 per hour	\$ 4,410.00
Plus Costs:	Matouk Motion for Summary Disposition Fee	\$ 20.00
TOTAL DUE:		\$ 4,430.00

TC - Telephone	GT - Gene Tutag
CTB - Charles T. Berschback	LH - Lisa Hathaway
DRB - Don R. Berschback	Det. Bur. - Detective Bureau
SF - Skip Fincham	PC - Planning Commission
ST - Susan Tobin	TT - Tax Tribunal
DAI - DeeAnn Irby	GS - Ginger Soles

Breakdown

General	15.50 hours
Municipal Court	15.50 hours
Building/Planning Commission	.25 hours
Tax Tribunal	.25 hours