

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, OCTOBER 16, 2006, 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: Dickinson, Granger, Howle, Reynolds, Spicher, Waldmeir
Absent: None

Also Present: City Comptroller Maison
City Attorney Don Berschback
City Clerk Hathaway
Director of Public Works Ahee
Building Inspector Tutag
Park Supervisor Sharp

The following Commission members were in attendance:

Lee Allcut, Board of Canvassers
Delmar Harkenrider, Historical Commission
Nancy Patek, Historical Commission

Motion by Waldmeir, seconded by Spicher, 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: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Reynolds, seconded by Dickinson, regarding **mayoral appointment – Ad Hoc Recreation Bond Committee**, that City Council voice no objection to the following Mayoral appointments:

Committee Member
Joan Thornton Senior Commission
Ken Peterson Tree Commission
Bill Babcock Citizens Recreation Commission
Mark Miller Citizens Recreation Commission
Art Bryant Beautification Commission
Nancy Patek Historical Commission
John Vitale Planning Commission
Joanne Mualem
Shirley Patterson
George Topper
Robert E. Novitke, Mayor
Victoria A. Granger, Council Member
Darryl A. Spicher, Council Member

And, that Melissa Sharp, Recreation Supervisor, attend the meetings representing administration.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir

No: None

Absent: None

Motion by Reynolds, seconded by Howle, regarding **Cook School**, that the City Council approve using the site south of City Hall for the site location for Cook School.

Hearing no objections, the following individuals were heard:

Margaret Potter
1767 Kenmore

Jim Perry
1765 Prestwick Rd.

Ron Vitale
1842 Huntington

UPON ROLL CALL VOTE, MOTION failed by the following vote:

Granger:	No
Howle:	Yes
Novitke:	No
Reynolds:	Yes
Spicher:	Yes
Waldmeir:	No
Dickinson:	No

Motion by Dickinson, seconded by Waldmeir, regarding **Cook School**, that Council concur with the recommendation of the Committee-of-the-Whole at their meeting on October 2, 2006, and select Site #2 (north of City Hall west of the Community Center parking area) as the location for Cook School.

UPON ROLL CALL VOTE, MOTION passed by the following vote:

Howle:	No
Novitke:	Yes
Reynolds:	No
Spicher:	No
Waldmeir:	Yes
Dickinson:	Yes
Granger:	Yes

Motion by Spicher, seconded by Granger, regarding **Board of Election Inspectors**, that Council concur with the recommendation of the Election Commission at their meeting on October 2, 2006, and approve the Certification of Board of Election Inspectors as presented, including compensation as recommended.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Howle, regarding **boat well fees**, that Council concur with the recommendation of the Citizens Recreation Commission at their meeting on October 10, 2006, and approve the following increases in boat well fees:

Category	Quantity	Price
Well 1	20	\$635.00
Well 2	84	\$700.00
Well 3	134	\$810.00
Boat Rack	9	\$175.00
Dry Dock	10	\$500.00
Floating Dock	16	\$450.00
Daily Launch	500	\$12.00
Season Launch	25	\$75.00

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Howle, regarding **boat well assignment fee**, that Council concur with the recommendation of the Citizens Recreation Commission at their meeting on October 10, 2006, and approve the boat well assessment fee of \$130 for the 2007 and 2008 boating seasons to replenish the Boat Dock Fund for dredging costs.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Howle, that the two previous motions regarding boat dock fees and boat well assessment fees be immediately certified.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Granger, seconded by Howle, regarding **boat dock fund**, that Council concur with the recommendation of the Citizens Recreation Commission at their meeting on October 10, 2006, and direct Administration to provide the Citizens Recreation Commission with a detailed breakdown of expenses of the Boat Dock Fund before the next Citizens Recreation Commission Meeting (November 14, 2006.)

The City Comptroller was directed to also provide a copy of fund breakdown to Council Member Granger.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Spicher, seconded by Howle, regarding **Receiving Board appointments**, that Council concur with the recommendation of the Election Commission at their meeting on October 2, 2006, and approve the Receiving Board appointments as presented.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

THE MEETING WAS THEREUPON OPENED AT 7:58 P.M. FOR A PUBLIC HEARING IN ACCORDANCE WITH CHAPTER 10, BUILDINGS AND BUILDING REGULATIONS, ARTICLE IX, FENCES, SECTION 10-321, ET AL, TO HEAR THE APPLICATION OF LOUIS GORMELY, 20423 SUNNINGDALE PARK, GROSSE POINTE WOODS, FOR PERMISSION TO ERECT A 6' SOLID WOOD PRIVACY FENCE ALONG THE NORTH AND SOUTH PROPERTY LOT LINES.

Motion by Dickinson, seconded by Spicher, that for purposes of the public hearing the following items be received and placed on file:

1. Letter 09/13/06, w/attachment – Louis Gormely
2. Application for Fence Permit 09/11/06
3. Site Plan 09/13/06
4. Memo w/attachments 10/10/06 – Building Inspector
 - a. Sections 10-326, 10-331
 - b. Photos (5) 10/10/06
5. Notice of Hearing
6. Affidavit of Property Owners Notified
7. Aerial View

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

The Chair asked if anyone from the audience wished to speak IN FAVOR of the proposed request. The following individual(s) were heard:

Louis Gormely
20423 Sunningdale

Tim Addy
20403 Sunningdale

The Chair asked if anyone from the audience wished to speak IN OPPOSITION to the proposed request. No one wished to be heard.

Motion by Reynolds, seconded by Spicher, that the public hearing BE CLOSED at 8:05 p.m. PASSED UNANIMOUSLY.

Motion by Dickinson, supported by Howle, regarding Public Hearing-Privacy Fence, regarding the request of Louis Gormely, of 20423 Sunningdale Park, who is requesting to install 300' of 6' solid wood privacy fence along the north and south lot lines, that the Council grant the variance request based on the following special circumstances:

- The Petitioner's property is adjacent to a church parking lot and driveway;
- The adjacent neighbors have indicated their approval of the proposed fence;
- The solid fence is necessary to provide privacy for an in-ground pool;
- The solid fence is necessary to prevent the glare of headlights from vehicles using the church lot at night;

This approval being contingent upon:

- Removal of existing fencing;
- Supporting framework be installed facing the Petitioner's property;
- Begin construction within six months, complete within one year.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Hearing no objections, the following individual was heard regarding **Vendor Permit** request:

Michael Litt
1311 3 Mile Drive
Grosse Pointe Park, MI

The City Attorney and Administration were directed to research the Vendor Permit request further and that Administration obtain input from Little League, Babe Ruth, Grosse Pointe Soccer Association, Neighborhood Club, Grosse Pointe Girls Soccer Association, Grosse Pointe Schools.

Motion by Howle, seconded by Reynolds, regarding Vendor Permit, that this matter be referred to the October 30, 2006, Committee-of-the-Whole Meeting.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

Motion by Howle, seconded by Reynolds, regarding **Legal Proceedings: Jane E. Brown vs. City of Grosse Pointe Woods**, that the City Council refer this item to the insurance carrier and the City Comptroller.

Motion failed by the following vote:

Yes: Howle, Reynolds
No: Dickinson, Granger, Novitke, Spicher, Waldmeir
Absent: None

Motion by Dickinson, seconded by Waldmeir, regarding **Legal Proceedings: Jane E. Brown vs. City of Grosse Pointe Woods**, that the City Council refer this item to the City Attorney, City Comptroller, and Insurance Carrier.

Motion carried by the following Roll Call vote:

Novitke: Yes
Reynolds: No
Spicher: Yes
Waldmeir: Yes
Dickinson: Yes
Granger: Yes
Howle: No

Chair declared a recess at 8:45 p.m., and reconvened at 8:55 p.m.

Motion by Dickinson, seconded by Howle, regarding the **Financial Report – September 2006**, BE REFERRED to the Finance Committee for review.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir
No: None
Absent: None

The next item on the agenda was concerning **the Michigan Department of Transportation (MDOT) Agreement – Vernier to North City Limits**. The Director of Public Works outlined project costs as follows:

- Total project cost is \$933,200
- \$744,560 is federal share (80%)
- Grosse Pointe Woods 20% match, \$128,640:

20% of \$930,700 before \$2,500 administration fee	\$ 186,140
Local Jobs Today Grant Money	(60,000)
Administration Fee	2,500
Total:	\$ 128,640

- Not included is construction, engineering and testing
- \$220,000 proposed to be included in the 2007/08 budget, which will include City cost including contingency, construction, engineering, and testing.
- \$240,000 is Safety Grant Funding to be used for turnarounds
- \$504,560 is allocated toward resurfacing

Hearing no objections, the following individual was heard:

Kay Raulston
1375 Hollywood

The Chair directed the City Comptroller to provide information as summarized by Director Ahee this evening, and provide a breakdown outlining the amounts allocated for repaving, actual safety turnarounds, removing bi-directional crossovers, and identify Grosse Pointe Woods share.

Motion by Reynolds, seconded by Howle, regarding **Michigan Department of Transportation (MDOT) Agreement – Vernier Road to North City Limits**, that

the Council enter into a contract with MDOT for the administration of the Mack Avenue Directional Turnaround and Resurfacing Project, and authorize the Mayor and City Administrator to sign said contract.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher

No: Waldmeir

Absent: None

Motion by Reynolds, seconded by Dickinson, that the City Council voice no objections to the following Mayoral Proclamations:

- **First English Lutheran Church**
- **Rosemary's Fashions**

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir

No: None

Absent: None

Motion by Howle, seconded by Granger, regarding **2006 Tax Levy The Grosse Pointe Public School System Tax Levy**, that Council ACCEPT the resolution adopted by the Board of Education of The Grosse Pointe Public School District on September 11, 2006, authorizing and directing monies to be raised by taxation for the purpose of said school district in the year 2006 and authorize the spreading of 8.2741 mills for homestead and 20.2932 mills for non-homestead properties raised by The Grosse Pointe Public School District be ACCEPTED and that the City Clerk send a certified resolution to the Wayne County Assessment & Equalization Division, the Wayne County Clerk, the City Comptroller, and the City Assessor.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir

No: None

Absent: None

Motion by Granger, seconded by Howle, regarding **2006 Milk River Drain Levy**, that the Council ADOPT the following resolution:

Whereas: the Mayor and City Council directs that the millage levy consisting of 4.2471 mills be established for the operational and maintenance costs related to the Milk River Pumping Facility, the administration, replacement, and maintenance of the City of Grosse Pointe Woods sanitary sewer/drain system, and Installment #14 for Milk River Bonded Debt, and

Whereas: that the Drain/Milk River Debt millage be levied upon such assessments as certified by the Assessor of the City of Grosse Pointe Woods, and

Whereas: that the following amounts be collected from the assessments levied as follows:

		Millage	Dollars To Be Collected
1.	Milk River Operations	1.3480	
2.	Milk River Bonded Debt	1.4555	
3.	Grosse Pointe Woods CSO Improvements	1.2885	
4.	Administration	<u>.1551</u>	
5.	Total	4.2471	\$ 3,559,926.00

It is further resolved that the City Clerk certify the Drain/Milk River Debt Levy to the Wayne County Board of Supervisors for spreading the 4.2700 mills as Drain/Milk River Debt Levy upon the 2006-07 Grosse Pointe Woods tax roll.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir

No: None

Absent: None

Motion by Waldmeir, seconded by Howle, regarding the **2006 Tax Levy - Wayne County Transit Authority**, that Council ACCEPT the resolution adopted by the Wayne County Transit Authority on September 19, 2006, authorizing and directing monies to be raised by taxation for the purposes of apportionments among the cities and townships of the district, and authorize spreading on the tax rolls 0.5900 mills for

Operations for the 2006 tax year; and that the City Clerk send a certified resolution to the Wayne County Bureau of Taxation, the Wayne County Clerk, the City Comptroller and the City Assessor, as required by law.

Motion carried by the following vote:

Yes: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir

No: None

Absent: None

Motion by Waldmeir, seconded by Howle, to adjourn tonight's meeting at 9:58 p.m.
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk