

**MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE  
POINTE WOODS HELD ON MONDAY, FEBRUARY 6, 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 Administrator Wollenweber  
City Attorney Don Berschback  
City Attorney Chip Berschback  
City Assessor Paul  
City Clerk Hathaway  
Director of Public Works Ahee  
Recreation Supervisor Sharp  
Building Inspector Tutag

Cub Scouts from Pack 34 lead the Pledge of Allegiance.

The following Commission members were in attendance:

Leland Allcut, Board of Canvassers  
Nancy Hames, Planning Commission  
Gordon Michaelson, Historical Commission

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

Motion by Howle, seconded by Waldmeir, regarding **Mayor's Mack Avenue Business Study Committee**, that the Council voice no objections to the following Mayoral appointments:

Member	Address
Fahrner, Thomas	902 Woods Lane
Koueiter, George	895 Avon Ct

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 **Board of Review**, that Council make the following appointment:

Member	Position	Address	Term Expire
Velek, Nancy	Alternate	1952 Hunt Club	01/01/09

Motion carried by the following vote:

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

Motion by Waldmeir, seconded by Granger, regarding the **Merrill Lynch Invoice**, that City Council concur with the recommendation of the Pension Board at their Meeting of January 19, 2006, and approve payment of the following five invoices to be taken from the Pension Fund:

<b><u>Vendor</u></b>	<b><u>Date</u></b>	<b><u>Amount</u></b>
Merrill Lynch	01/01/06-03/31/06	7,273.72
		16,861.27
		16,978.14
		15,449.00
		<u>7,756.79</u>
	Total	\$64,318.92

Motion carried by the following vote:

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

Motion by Waldmeir, seconded by Dickinson, regarding the **MAPERS Conference**, that the City Council concur with the Pension Board at their meeting on December 8, 2005, and authorize Cliff Maison and Peter Waldmeir to attend the MAPERS Conference at Soaring Eagle Resort, Mount Pleasant, MI, to be held in May 2006, not to exceed \$1,000.00 per person, to be paid from the Pension Fund, and to reimburse for any expenses incurred upon presentation and verification by the Finance Committee of an itemized expense report, and that Cliff Maison be appointed as the Board's voting delegate and Peter Waldmeir as alternate delegate.

Motion carried by the following vote:

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

Motion by Granger, seconded by Dickinson, regarding **Winterfest 2006**, that the City Council concur with the recommendation of the Citizens' Recreation Commission at their meeting on November 8, 2005, and approve the following:

- The Fifth Annual Winterfest to be held at Grosse Pointe Woods Lake Front Park on Saturday, January 28, 2006, from 12 p.m. to 3 p.m.;
- \$2,500 from Acct 101.780.880.000;

- Advertising the event via distribution and approval of flyer to Grosse Pointe Schools and throughout the City buildings;
- Advertising the event on the City cable channel, website, and in local newspapers;
- Use of four Recreation Department employees for set-up and clean-up the day of the event.

Motion carried by the following vote:

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

Motion by Granger, seconded by Spicher, regarding **Park Use Application**, that the City Council concur with the recommendations of the Citizens' Recreation Commission at their meeting on November 8, 2005, and approve changes to the Park Use Application as recommended by the Recreation Supervisor to include co-applicant on the form to limit the number of applications for one gathering, and to require that the applicant and co-applicant check in at the gate at least one hour prior to the gathering.

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 **recurring recreation events** that the City Council refer the recommendations of the Citizens' Recreation Commission at their meeting on December 13, 2005, to the Committee-of-the-Whole for discussion.

Motion carried by the following vote:

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

The Chair directed the City Administrator to place recurring recreation event to the February 13, 2006, Committee-of-the-Whole Meeting.

The Chair declared a recess at 7:52 p.m., and reconvened at 8:02 p.m.

Motion by Dickinson, seconded by Howle, regarding **Conference – International City/County Management Association (ICMA) – Midwest Regional Summit**, that Council AUTHORIZE the City Administrator to attend such conference to be held in Des Plaines (Chicago), IL, March 30-31, 2006, in an amount not to exceed \$500, 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: Dickinson, Granger, Howle, Novitke, Reynolds, Spicher, Waldmeir  
No: None  
Absent: None

Motion by Granger, seconded by Howle, **regarding AAUW Book Sale Room Rental Agreement**, that the City Council concur with the recommendation of the Community Center Supervisor and the room rental rate of \$1,060 remain in effect for 2006 with a damage deposit of \$250.

Motion carried by the following vote:

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

Motion by Howle, seconded by Dickinson, regarding **Edsel & Eleanor Ford House – Request to Park at Lake Front Park**, that the City Council approve Ford House employees to utilize Lake Front Park's main entrance on the dates specified in their letter dated January 27, 2006.

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 **Michigan Association of Municipal Clerks – Annual Membership**, that the City Council approve payment for the City Clerk's membership to the Michigan Association of Municipal Clerks for 2006 in the amount of \$60.

Motion carried by the following vote:

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

Motion by Granger, seconded by Spicher, regarding **Michigan Municipal Clerk's Institute – Master Academy Class**, that Council AUTHORIZE the City Clerk to attend such conference on February 21, 2006, at Kellogg Center, MSU Campus and to reimburse such official for mileage expenses.

Motion carried by the following vote:

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

Motion by Reynolds, seconded by Granger, regarding **2006 Funding request-Children Homes of Detroit** that the City Council approve the inclusion of \$15,012 in the 2006/07 Fiscal Year budget to support Children's Home of Detroit, contingent upon the participation of all the other Grosse Pointes and Harper Woods communities.

Motion carried by the following vote:

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

Hearing no objection, the following individual was heard regarding **ClearLinx Metro Act Right-of-Way Telecommunications Permit**:

Dave Schneider  
ClearLinx

Motion by Howle, seconded by Reynolds, regarding ClearLinx Metro Act Right-of-Way Telecommunications Permit, that the City Council concur with the City Attorney and the City Administrator and approve the METRO Act Permit Bi-Lateral Form for ClearLinx Network Corporation and authorize the City Administrator to execute the Permit; and further authorize the City Administrator to sign the separate Distributed Antenna System Agreement with ClearLinx to cover that portion of the network that does not fall under the METRO Act; and that upon final execution of the documents, the matter be referred to the Building Department for administrative requirements and controls regarding the installation of the proposed network.

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 **Purchase – Public Safety Vehicle** that the City Council concur with the recommendation of the Director of Public Safety and authorize the **purchase** of a 2006 Ford Expedition 4X4, from:

Signature Ford  
3942 W. Lansing Rd.  
Perry, MI 48872

in the amount of \$29,130, their bid being in the best interest of the City, and to charge to Account No. 640-852-977.349.

Motion carried by the following vote:

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

Motion by Spicher, seconded by Granger, regarding **Purchase – John Deere HPX High Performance Gator**, that the City Council concur with the recommendation of the Director of Public Works and authorize the **purchase** of a 2006 John Deere HPX High Performance Gator for Lake Front Park from:

AIS Construction Equipment Corporation  
65809 Gratiot Ave.  
Lenox, MI 48050

in the amount of \$9,857.62, and to charge to Account No. 640-852-977.200.

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 **Purchase – 2006 GMC Sierra 3500 Cab and Chassis**, that the City Council authorize this purchase from:

Red Holman Pontiac  
35300 Ford Road  
Westland, MI

in the amount of \$26,495, less insurance payment of \$18,900, for a total cost not to exceed \$7,595.00, and to charge to Account No. 640-852-977.200.



Motion carried by the following vote:

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

No: None

Absent: None

Motion by Howle, seconded by Dickinson, regarding **Michigan DNR EAB Tree Planting Grant** that the Council AWARD a contract to:

Tom's Landscaping  
4086 Rochester Road, Suite 202  
Troy, MI

to plant 161 trees in an amount not to exceed \$40,000, \$20,000 to be reimbursed from the State, their bid being in the best interest of the City.

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 **Michigan DNR EAB Tree Planting Grant**, that the previous motion be immediately certified.

Motion carried by the following vote:

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

No: None

Absent: None

Motion by Spicher, seconded by Howle, that the following statements from the City Attorneys BE APPROVED for payment:

Statement dated January 26, 2006 - City Attorney Don Berschback in the amount of \$11,218.00.

Statement dated January 26, 2006 – City Attorney Charles Berschback in the amount of \$7,800.

Motion carried by the following vote:

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

The Chair directed the **Pension Attorney bill, Michael VanOverbeke**, dated January 26, 2006, be placed on the next Pension Board Agenda to obtain a recommendation to City Council.

Motion by Howle, seconded by Dickinson, that the Council recess the regularly scheduled Council meeting at 8:36 p.m. and reconvene in CLOSED EXECUTIVE SESSION to consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, as an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body, 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:

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

The City Council adjourned the Closed Executive Session and reconvened in open session at 9:03 p.m.

Motion by Granger, seconded by Waldmeir, regarding **DTE/Michcon Settlement**, that the City Council approve the settlement documents relating to MichCon and DTE, and authorize the City Attorney, City Administrator, and the Treasurer to sign the documents.

Motion carried by the following vote:

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

No: None

Absent: None

Hearing no objections, under New Business, the City Administrator discussed a need to appoint a voting delegate and an alternate voting delegate to the **Community Development Block Grant Advisory Council**, and to appoint a representative to the **Wayne County Community Development Block Grant Planning Committee**:

Motion by Waldmeir, seconded by Granger, that the City Council make the following appointments to the Wayne County Community Development Block Grant:

Advisory Council: Al Dickinson – Voting Delegate  
Mark Wollenweber – Alternate Delegate

Planning Committee: Mark Wollenweber

Motion carried by the following vote:

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

No: None

Absent: None

Motion by Reynolds, seconded by Granger, to adjourn tonight's meeting at 9:05 p.m.  
**PASSED UNANIMOUSLY.**