

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, OCTOBER 19, 2015, 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, Granger, Ketels, Koester, McConaghy, Shetler  
Absent: None

Also Present: City Administrator Fincham  
City Attorney Chip Berschback  
City Clerk Hathaway  
Building Inspector Tutag

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

The following Commission members were in attendance:

Grant Gilezan, Planning Commission  
Bonnie Medura, Beautification Advisory Commission

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

Motion by Bryant, seconded by Shetler, that the following minutes be approved as submitted:

1. City Council Minutes dated October 5, 2015.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by McConaghy, seconded by Bryant, regarding **2016 Perch Derby**, that the City Council concur with the recommendation of the Citizens Recreation Commission at their meeting on October 13, 2015, and schedule the 2016 Perch Derby on either July 23 or July 30, to avoid conflict with Music on the Lawn.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Koester, seconded by Shetler, regarding **purchase: red maple seedlings**, that the City Council concur with the recommendation of the Tree Commission at their meeting on October 7, 2015, and approve the purchase of 350 Red Maple seedlings from Vans Pines Nursery in an amount not to exceed \$945.67, a budgeted item with funds to be taken from Account No. 101-105-880.700.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

The Mayor **appointed Timothy Butler** to the Tree Commission with a term to expire December 31, 2015.

Motion by McConaghy, seconded by Bryant, regarding Appointment (Mayoral), that the City Council voice no objection to the Mayoral appointment of Timothy Butler to the Tree Commission with a term to expire December 31, 2015.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

THE MEETING WAS THEREUPON OPENED AT 7:39 P.M. FOR A PUBLIC HEARING IN ACCORDANCE WITH CHAPTER 8, BUILDINGS AND BUILDING REGULATIONS, ARTICLE IX, FENCES, TO HEAR THE APPLICATION OF TOM PELTZ, 1650 HOLLYWOOD, GROSSE POINTE WOODS, WHO IS REQUESTING A VARIANCE TO RETAIN A PREVIOUSLY INSTALLED SOLID PRIVACY FENCE.

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

1. City Council Excerpt 08/03/15
2. Memo 07/28/15 - Building Official
3. Application for Fence Permit
4. Letter 07/10/15 – Thomas Peltz
5. Photos (6)
6. Site plan
7. Affidavit of Property Owners Notified
8. Areal View

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

The Building Official provided an overview of his memo dated July 28, 2015.

The Chair asked if anyone from the audience wished to speak in favor of the proposed request. The following individual was heard:

Tom Peltz  
1650 Hollywood

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 Granger, seconded by Shetler, that the public hearing be closed at 7:46 p.m.  
PASSED UNANIMOUSLY.

Motion by Granger, supported by Ketels, regarding Public Hearing regarding Tom Peltz, 1650 Hollywood, that the Council deny this variance request.

Motion by Granger, seconded by Ketels, to amend the previous motion by adding, "since the property in question is not a corner lot adjacent to an alley, parking lot, school, or have any features that could be interpreted to be special circumstances as required by Section 8-284(a)(3), for an exception to be granted."

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Granger, seconded by Shetler, regarding **Grosse Pointe Santa Claus Parade**, that the City Council authorize an expenditure in the amount of \$1,000.00 to participate in the Grosse Pointe Santa Claus Parade as an Elf Sponsor, funds to be taken from Account No. 101-101-957.000.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Granger, seconded by Bryant, that the following item be received and placed on file:

1. Memo dated 10/19/15 – City Clerk.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Granger, seconded by Bryant, regarding **Appeal: FOIA Excess Fee**, that the City Council uphold the fee in the amount of \$71.80 on the basis that the fees are neither unreasonably high nor excessive, and not beyond the normal or usual amount for those services compared to the costs of the City's usual FOIA requests, and authorize the City Clerk to prepare a written response to Mr. Willson with the City's determination. (In accordance with MCL 15.234 Sec. 4(1).)

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by McConaghy, seconded by Koester, regarding **Monthly Financial Report – September 2015**, that the City Council refer this item to the Finance Committee.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Bryant, seconded by Shetler, regarding **Agreement: The Rivers Residence Club Association - Trash Removal**, that the City Council approve the Hold Harmless Agreement between the City of Grosse Pointe Woods and The Rivers Residence Club Association, and authorize the City Administrator to sign said Agreement.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Koester, seconded by McConaghy, regarding **contract: city tree removal**, that the City Council award a contract to Arbor Pro Tree Service Inc. effective October 20, 2015, through June 30, 2016, in an amount not to exceed \$37,000.00, funds to be taken from Account No. 101-465-818.000.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by McConaghy, seconded by Shetler, regarding **Labor Attorney**, that the City Council approve the following statement dated October 1, 2015:

1. Labor Attorney Keller Thoma - \$9,963.80.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler  
No: None  
Absent: None

Motion by Granger, seconded by McConaghy, to adjourn tonight's meeting at 8:29 p.m.  
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway  
City Clerk