

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Regular City Council Meeting Agenda
Monday, October 7, 2013
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. PRESENTATION A. Angelo DiClemente

7. APPOINTMENTS A. Planning Commission (Mayoral)
 1. James R. Profeta

8. MINUTES A. Council 09/16/13
 B. Committee-of-the-Whole 09/16/13, 09/23/13, and
 09/30/13, w/recommendation:
 1. Contract: Burgoyne Appraisal Company, LLC
 C. Committee-of-the-Whole Excerpt 09/10/12,
 w/recommendations:
 1. Michigan Tax Tribunal Settlement Limits
 - a. City Assessor
 - b. City Attorney
 D. Planning Commission 08/27/13
 E. Election Commission 09/11/13
 F. Historical Commission 06/13/13
 G. Senior Citizens Commission 07/16/13
 H. Citizen's Recreation Commission 07/09/13
 I. Beautification Commission 08/14/13, w/recommendation:
 1. 2 Renovation Awards

9. PUBLIC HEARING A. Fence Variance: Tri-County Real Estate LLC, 21473
 River Road
 1. Application for Fence Zoning Compliance Permit
 2. Letter 06/25/13 – Tri-County Real Estate Holdings
 & Mgmt. LLC
 3. Site Plan 06/23/13
 4. Drawing 07/01/13
 5. Photos (3)
 6. Memo 09/10/13 – Building Official
 7. Ticket No. 212923
 8. Photos (6)
 9. Affidavit of Property Owners Notified
 10. Aerial View

- 10. COMMUNICATIONS
 - A. 2014 Relay for Life
 - 1. Memo 09/24/13 – Director of Public Services/Recreation Supervisor
 - 2. Email 09/06/13 – S. Cosmas
 - B. Open Purchase Order – Sam’s Club Discover Card
 - 1. Memo 09/18/13 – Director of Public Services
 - 2. Memo 08/26/13 – Recreation Supervisor
 - C. Congestion Mitigation and Air Quality Improvement (CMAQ) Grant
 - 1. Memo 10/02/13 - Director of Public Services
 - D. Building Department Budget Amendment
 - 1. Memo 10/01/13 – Building Official
 - 2. Committee-of-the-Whole Excerpt 07/01/13
 - 3. Proposal for Software and Services BS&A Software 02/04/13
- 11. BIDS / PROPOSALS/ CONTRACTS
 - A. Permanent Easement/Temporary Construction Easement with Wayne County at DPW
 - 1. Memo 09/18/13 – Director of Public Services
 - 2. Letter 08/08/13 – City Attorney
 - 3. Permanent Easement
 - 4. Temporary Construction Easement
 - B. SMART Municipal and Community Credits Contract FY 2014
 - 1. Memo 09/30/13 – Exec. Asst/PAATS Representative
 - 2. Letter 09/10/13 – M. Hightower, Wayne County
 - 3. Municipal Credit and Community Credit Contract for FY 2014
 - C. Employment Agreement – Court Administrator
 - 1. Letter 10/07/13 – City Administrator
 - D. Employment Agreement – Deputy Court Administrator
 - 1. Letter 10/07/13 – City Administrator
- 12. PROCLAMATION
 - A. Angelo DiClemente
- 13. CLAIMS/ ACCOUNTS
 - A. Labor Attorney
 - 1. Keller Thoma – Invoice No. 102581 09/01/13
 - B. City Attorneys
 - 1. Don R. Berschback
 - 2. Charles T. Berschback

14. NEW BUSINESS/PUBLIC COMMENT

15. 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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6A

CITY OF GROSSE POINTE WOODS

PROCLAMATION

WHEREAS, the City of Grosse Pointe Woods takes great pride in recognizing and applauding **ANGELO DiCLEMENTE**, owner and operator of The Dried Flower Shop, originally located at 1875 Fleetwood and moved to 20455 Mack Avenue in 1976, from which grew his passion for promoting our business community and serving the City in multiple capacities for more than 42 years; and

WHEREAS, beginning in the 1970s, **ANGELO DiCLEMENTE**, as Membership Chairman of the Grosse Pointe Merchants Association, actively encouraged the community to support its neighborhood businesses and demonstrated an exceptional commitment to his fellow business owners by engaging others in promoting Association activities; and

WHEREAS, **ANGELO DiCLEMENTE** continues to give back to our community by donating his time and considerable talent as a 36-year member of the Mayor's Beautification Advisory Commission, having served multiple terms as chairman of that Commission as well as chairing its major event committees, including the annual Flower Sale and the Beautification Awards Night, always striving to maintain and enhance the beauty, character and vitality of our community; and

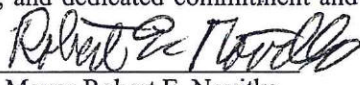
WHEREAS, being a founding member of the Grosse Pointe Business and Professional Association, now called the Mack Avenue Business Association of Grosse Pointe, **ANGELO DiCLEMENTE'S**, tireless efforts extend to his leadership as its President, working continuously on behalf of our community and its businesses by participating in, creating, and securing support for community events such as the Easter Egg Hunt, Bicycle Decorating Contest, *Shop the Mack* Sidewalk Sales and festivities and complimentary customer parking for the holidays; and

WHEREAS, continuing his desire to always improve our community and encourage the development of our local businesses, **ANGELO DiCLEMENTE** serves as a member of the Mayor's Mack Avenue Business Study Committee, lending innumerable creative ideas and inspiration; and

WHEREAS, **ANGELO DiCLEMENTE** received his Bachelor of Science degree in Business Management, being employed as a Personnel Supervisor for the Ford Motor Company for many years, before opening The Dried Flower; and

WHEREAS, **ANGELO DiCLEMENTE**, as a dedicated father of four, also found time to volunteer as a member of the St. Peter's School Board, President of St. Peter's Booster Club, and was Chairperson and is currently a member and officer of the Grosse Pointe Woods Senior Club.

NOW, THEREFORE, I, ROBERT E. NOVITKE, Mayor of the City of Grosse Pointe Woods, Michigan, on behalf of the City Council, Administration, myself and the residents of the City of Grosse Pointe Woods extend our gratitude and best wishes to **ANGELO DiCLEMENTE** for 42 years as owner of The Dried Flower, and dedicated commitment and countless contributions to the improvement of our community.


Mayor Robert E. Novitke
October 7, 2013





7A

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

BIOGRAPHICAL SKETCH

✓ I am interested in making application to serve as a member on the following Board/Commission:

<input type="checkbox"/> Beautification Commission	<input type="checkbox"/> Board of Canvassers
<input type="checkbox"/> Board of Review	<input type="checkbox"/> Building Authority
<input type="checkbox"/> Citizens' Recreation Commission	<input type="checkbox"/> Community Tree Commission
<input type="checkbox"/> Construction Board of Appeals	<input type="checkbox"/> Downspout Board of Appeals
<input type="checkbox"/> Fireworks Committee	<input type="checkbox"/> Historical Commission
<input type="checkbox"/> Local Officers' Compensation Commission	<input type="checkbox"/> Mack Avenue Business Study Committee
<input type="checkbox"/> Pension Board	<input checked="" type="checkbox"/> Planning Commission
<input type="checkbox"/> Senior Citizens' Commission	<input type="checkbox"/> Other:

NAME: JAMES R. PROFETA

ADDRESS: 534 Saddle Ln.

TELEPHONE: Home: 313-882-5042 Cell: 313-657-6889
Office: 313-657-6889

E-Mail: prof1126@aol.com

OCCUPATION: Retired: GM Onstar 35 yrs.

OF YEARS RESIDENT OF GROSSE POINTE WOODS: 40 yrs

PERSONAL SKILLS OR AREAS OF EXPERTISE RELATIVE TO THE COMMISSION:

Served on 2 major building projects: (1) St. Paul Columbarium Committee
EDUCATION: (2) St. Paul Handicap Access Committee

PROFESSIONAL / SERVICE CLUB AFFILIATIONS: Board of Review 2006-2010
St Paul Ev. Luth. Ch. 1977- Ushers Club 1980-2000; Church Council / Treas. 1990

DESCRIBE WHY YOU WOULD BE AN ASSET TO THE COMMISSION/BOARD:

As treasurer of St. Paul and serving on the two most recent building programs, I have prepared and conducted presentation material & hearings to the congregation at whole, addressed questions from members and returned findings to Church Council.

Signature of sponsor

Return to Clerk's Office

Kevin Ketels

Signature of applicant

Date: 6/8/13

James Profeta

534 Saddle Ln.
Grosse Pointe Woods, MI 48236

Home: 313.882.5042
Cell: 313.657.6889
prof1126@aol.com

Summary

I have been a resident of Grosse Pointe Woods for forty years where I have raised my family. My sons are also residents of this city and are active in both city government and the Grosse Pointe Public School system.

I served on the GPW Board of Review for four years from 2008 - 2011 at a time where property values were dropping drastically and many residents were unfamiliar with the Headlee formula for calculating taxable value.

I was an active member of three successful financial/billing system implementation programs while at General Motors and EDS.

I was lead member of GM OnStar training, supporting knowledge transfer of a new billing system to approximately fifty billing operations personnel.

I have researched and resolved numerous billing problems that resulted in a suspension of subscriber account billing. This led to increases in accounts receivable and reduction in bad debts and uncollected balances.

I have served as St. Paul Ushers club member for over twenty years.

I have successfully served on two St. Paul building committee projects.

I have spent over forty years in the accounting and finance discipline concentrating on accounts receivable, budgeting and forecasting.

Highlights

- Fiscal budgeting knowledge
- Accounting operations professional
- Complex problem solving
- Strong communication skills
- Proficient in customer relations

Accomplishments

As treasurer at St. Paul, for three years I was responsible for recording all accounting activity and reporting financial performance as well as annual budget preparation.

After my tenure as treasurer, I served on two major building projects:

- 1.) 1994 - Member of the St. Paul Columbarium project. Duties included visiting other church to discuss lessons learned, working with architects, researching funding sources and presenting findings to the congregation before final approval from council
- 2.) 1998 - Member of the St. Paul Handicap Access project. This project included working with architects, researching funding sources and presenting findings to the congregation before final approval from council.

Experience

Billing Operations Manager - GM OnStar; 2/79 to Retirement 6/2012

Developed requirements for OnStar's billing systems including fraud detection, collections, payment methods, recycling and reporting. After implementation, I ran the billing operations department until my retirement.

Treasurer - St. Paul Ev. Lutheran Church, Grosse Pointe Farms, MI; 1/1990 to 1/1994

As treasurer and council member from January, 1990 through January, 1994, my three year term consisted primarily of maintaining the accounting records for the church. Monthly reports were delivered to church council and annual reports to the congregation. As treasurer, I was a member of the budget committee for each of the three years of my tenure.

Education

1977 Wayne State University - Detroit, MI
MBA Finance

1970 Wayne State University - Detroit, MI
BS Accounting

James Profeta

Saddle Ln. , Grosse Pointe Woods, MI 48236
Home: 3138825042 - Cell: 3136576889 : prof1126@aol.com

June 10, 2013

Grosse Pointe Woods City Council Members

RE: Planning Commission Vacancy

Dear Council Members,

I am contacting you in regards to the recent planning commission vacancy. I would like to express my interest in being considered for the position. My recent retirement offers me time to give back to the community; a community that I have enjoyed residing in for over forty years.

Thank you in advance for your time. I look forward to hearing from you.

Best Regards,

James Profeta
313.882.5042
[prof1126@aol.com]

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, SEPTEMBER 16, 2013, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:34 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 Don Berschback
City Clerk Hathaway
Director of Public Works Ahee
Building Inspector Tutag
Labor Attorney DuBay
Director of Public Safety Pazuchowski

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

The Mayor declared a moment of silence in memory of the thirteen people who were killed this morning, and at least eight others wounded, in a shooting at the Washington Navy Yard.

The following Commission members were in attendance:

Geri Hilton, Beautification 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

Hearing no objections, the two union contracts were taken out of order and discussed next. Labor Attorney DuBay provided an overview on concessions accepted by the **Police Officers Labor Council (POLC) Fire Specialists/Paramedics and Clerks/Dispatchers, and Command Officers Association** unions.

Motion by McConaghy, seconded by Bryant, regarding **contract – Police Officers Labor Council Fire Specialists/Paramedics and Clerks/Dispatchers**, that the City Council ratify the Police Officers Labor Council GPW Fire Specialists/Paramedics and Clerks/Dispatchers Settlement Agreement, effective July 1, 2013 through June 30, 2014.

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 **contract – Police Officers Labor Council GPW Command Officers Association**, that the City Council ratify the Police Officers Labor Council GPW Command Officers Association Settlement Agreement, effective July 1, 2013 through June 30, 2014.

Motion carried by the following vote:

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

A presentation was made in honor of Officer James Lefurgey who was promoted to Sergeant, and the City Clerk administered the Oath of Office.

The Mayor appointed the following individuals to the **Downspout Board of Appeals**:

1. Director of Public Works Ahee, term to expire 09/30/16;
2. Kevin Hendrick, term to expire 09/30/15.

Motion by Granger, seconded by Bryant, to voice no objections to the Mayoral appointments to the Downspout Board of Appeals.

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 September 9, 2013;
2. Committee-of-the-Whole minutes dated September 9, 2013.

Motion carried by the following vote:

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

THE MEETING WAS THEREUPON OPENED AT 7:49 P.M. FOR A PUBLIC HEARING TO HEAR THE APPLICATION OF **HALEY LAW FIRM PLC ON BEHALF OF SPRINT, WHICH IS REQUESTING SPECIAL LAND USE AND SITE PLAN APPROVAL** TO CONSTRUCT A STEALTH WIRELESS FACILITY IN THE STEEPLE OF THE CROSSPOINTE CHRISTIAN CHURCH LOCATED AT 21336 MACK AVENUE.

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

- A. Application for Site Plan Review/Special Land Use - Haley Law Firm c/o Sprint 07/19/13
- B. Project Summary 07-19-13
- C. 4 Photo Simulation Sheets (PS-1, PS-2, PS-3 & PS-4) 08/07/13
- D. Planning Commission Excerpt 08/27/13
- E. Letter 09/05/13 – City Attorney
 - a. Proposed resolution recommending approval
 - b. Proposed resolution recommending denial

- F. Memo 08/07/13 – Building Official (Tutag)
- G. GPW Ordinance, Article VI, Wireless Communications Facilities, Sections 50-615 through 50-625
- H. Email Greg & Lori Prancer 08/27/13
- I. Comments/Petitions 08/27/13 – C. & L. Hawksley, 21473 Goethe
- J. Questions 08/27/13 – D. Cameron, 1653 Blairmoor Ct.
- K. Affidavit of Legal Publication 08/29/13
- L. Affidavit of Property Owners Notified 08/29/13
- M. 21 Project Site Plan Sheets (T-1, N-1, N-2, S-1, S-2, C-1, C-2, C-3, C-4, C-5, C-6, C-7, L-1, RF-1, E-1, E-2, E-3, E-4, E-5, PP-1 and PP-2) – 08/06/13

Motion by McConaghy, seconded by Bryant, to also receive and place on file:

- A. Letter dated 09/20/13 – Crosspointe Christian Church with petitions in favor (93 signatures);
- B. Petitions in opposition (53 signatures); List of (57) typed names;
- C. Presentation: Vote to Stop Crosspointe/Sprint Celltower Facility

Motion carried by the following vote:

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

The Building Official provided a brief overview.

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

TJ Garret
Haley Lawfirm, representing Sprint

Jim Johnson Jr., representing Cross Pointe Christian Church
22573 W Statler
St. Clair Shores, MI

The Chair asked if anyone from the audience wished to speak in opposition to the proposed request. The following individuals were heard:

Luigi Chiaramonti
22313 Edmundton

Wii-miin Hawksley
21473 Goethe

Sandra Helenbrock-Reid
1544 Aline

Judy Sheehy
941 Woods Lane

Stephen Kent
1686 Aline Dr.

Paul Richards
21450 Goethe

Chris Hawksley
21473 Goethe

Stephanie Mann
2050 Brys Dr

Bob Sheehy
941 Woods Lane

Motion by Granger, seconded by Koester, that the public hearing be closed at 9:06 p.m.
PASSED UNANIMOUSLY.

Motion by Bryant, seconded by Shetler, regarding Public Hearing: Sprint, installation of a stealth wireless facility in the steeple of the Crosspointe Christian Church, 21336 Mack Avenue, that the City Council find that the applicant has met the criteria for approval of the WCF tower at the church and approve the proposal.

Motion carried by the following vote:

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

The Chair declared a recess at 9:28 p.m., and reconvened at 9:36 p.m.

The Chair stated Council Member Shetler requested to be excused from the remainder of tonight's meeting due to an emergency.

Motion by McConaghy, seconded by Koester, to excuse Council Member Shetler.

Motion carried by the following vote:

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

Motion by McConaghy, seconded by Koester, regarding the **Monthly Financial Report-August 2013**, be referred to the Finance Committee for review.

Motion carried by the following vote:

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

Motion by Granger, seconded by Bryant, regarding **2013 Pavement Joint and Crack Sealing Program**, that the City Council concur with the City Engineer and Director of Public Services and award a contract to Carr's Outdoor Services, Inc. to perform the 2013 Pavement Joint and Crack Sealing Program in the amount of \$41,168.00, and to include engineering fees in an amount not to exceed \$6,000; for a total project not to exceed \$60,000.00, funds to be taken from Account Nos. 202-451-975.300 - \$20,000.00 and 203-451-975.300 - \$40,000.00: Engineering from Account Nos. 202-451-975.310 - \$2,000.00 and 203-451975.310 - \$ 4,000.00.

Motion carried by the following vote:

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

Motion by Koester, seconded by McConaghy, regarding **EZ-Dumper Dump Inserts for DPW Trucks (2)**, that the City Council authorize the purchase of two (2) EZ-Dumper Dump Inserts from NBC Truck Equipment, Inc. at a total cost not to exceed \$6,560.00, funds to be taken from Account No. 640-852-977.599.

Motion carried by the following vote:

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

Motion by Ketels, seconded by Bryant, regarding **renewal of Independent Contractors Agreements (3)**, that the City Council authorize the City Administrator to sign the following three Independent Contractor Agreements:

- 1.Dennis McCuen, Electrical/Property Maintenance Inspector;
- 2.Fred M. Daboul, Plumbing/Mechanical Inspector;
- 3.Lou Gawley, Plumbing Inspector.

Motion carried by the following vote:

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

The Mayor issued a Proclamation to the **Woods/Shores Little League**.

Motion by Granger, seconded by Bryant, regarding Woods/Shores Little League, that the City Council voice no objection to the issuing of this Mayoral Proclamation, as amended.

Motion carried by the following vote:

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

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

Motion by Bryant, seconded by McConaghy, to approve Assumption Greek Church's request to use the Lake Front Park parking lot for an upcoming church event.

Motion carried by the following vote:

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

The City Administrator discussed emergency repairs performed on fire apparatus - Tower 5. The City Council authorized an amount not to exceed \$6,200.00 for repairs, however total repair costs were \$7,850.17. The City Administrator requested the City Council approve an additional \$1,650.17 to cover the total emergency repairs necessary.

Motion by Bryant, seconded by Granger, to approve an additional of \$1,650.17 for a total cost not to exceed \$7,850.17, for necessary emergency repairs to fire apparatus - Tower 5.

Motion carried by the following vote:

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

The following individual was heard under public comments:

George McMullen
1382 Hollywood

Mr. McMullen discussed an upcoming fundraising event for the Full Circle Foundation, together with the Grosse Pointe Public School System, which is sponsoring a Raise the Roof event on September 27, 2013, at 7 p.m. at Brownell Middle School Auditorium, 260 Chalfonte. This is a charitable event to benefit individuals with special needs within the community. Tickets are \$20. More information can be found at www.fullcirclefdn.org.

Motion by Bryant, seconded by Ketels, to adjourn tonight's meeting at 9:46 p.m.
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

8B

COMMITTEE-OF-THE-WHOLE

09-16-13 - 47

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, SEPTEMBER 16, 2013, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

PRESENT: Mayor Novitke
Council Members Bryant, Granger, Ketels, Koester, McConaghy, Shetler
ABSENT: None

ALSO PRESENT: City Administrator Fincham
City Attorney Don Berschback
Treasurer/Comptroller Irby
City Clerk Hathaway
Labor Attorney DuBay

Mayor Novitke called the meeting to order at 7:04 p.m.

Motion by Granger, seconded by Shetler, that all items on tonight's agenda be received, placed on file, 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 Granger, seconded by Shetler, that the Committee recess the regularly scheduled Committee-of-the-Whole meeting at 7:05 p.m. and convene in Closed Executive Session for the purpose of discussing labor negotiations at which time the Committee 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:

Shetler Yes
Bryant Yes
Granger Yes
Ketels Yes
Koester Yes
McConaghy Yes
Novitke Yes

The meeting reconvened at 7:29 p.m.

Motion by Granger, seconded by Bryant, that the meeting of the Committee-of-the-Whole be adjourned at 7:30 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, SEPTEMBER 23, 2013, IN THE COMMUNITY CENTER LAKE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

PRESENT: Mayor Novitke
Council Members Bryant, Granger, Ketels, Koester, McConaghy,
ABSENT: Shetler
ALSO PRESENT: Director of Public Safety Pazuchowski
Officer Jim Thompson

Mayor Novitke called the meeting to order at 7:40 p.m.

Hearing no objections, Council Member Shetler was excused from tonight's meeting.

Motion by Bryant, seconded by McConaghy, that all items on tonight's agenda be received, placed on file, taken in order of appearance.

Motion carried by the following vote:

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

The purpose of tonight's meeting was for the Council to receive Automated External Defibrillator (AED) training. Officer Thompson from Grosse Pointe Woods Public Safety provided the training.

Under New Business, the Mayor requested Council to review all possible candidates to fill the Planning Commission vacancy. The Mayor indicated he would like to make the appointment soon.

Motion by Granger, seconded by Bryant, that the meeting of the Committee-of-the-Whole be adjourned at 8:50 p.m. PASSED UNANIMOUSLY.

Submitted by Director Andrew Pazuchowski

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, SEPTEMBER 30, 2013, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

PRESENT: Mayor Novitke
Council Members Bryant, Granger, Ketels, Koester, McConaghy, Shetler

ABSENT: None

ALSO PRESENT: City Administrator Fincham
City Attorney Chip Berschback
City Clerk Hathaway
City Assessor Vandemergel

Mayor Novitke called the meeting to order at 7:30 p.m.

Motion by Granger, seconded by Bryant, that all items on tonight's agenda be received, placed on file, 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 Committee recess the regularly scheduled Committee-of-the-Whole meeting at 7:31 p.m. and convene in Closed Executive Session for the purpose of discussing pending litigation at which time the Committee 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

Ketels Yes

Koester Yes

McConaghy Yes

Novitke Yes

Shetler Yes

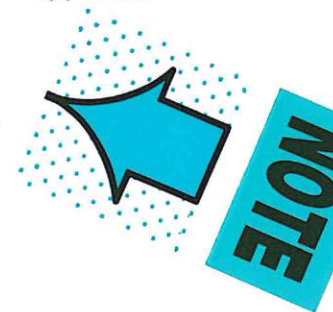
The Committee-of-the-Whole reconvened in regular session at 8:31 p.m.

The City Attorney recommended hiring David E. Burgoyne to perform appraisal services on The Rivers at a cost of \$15,000 for 2012/13.

Motion by Bryant, seconded by Granger, that the Committee-of-the-Whole recommend that City Council employ David E. Burgoyne at a cost of \$15,000.00 for appraisal services to obtain values for 2012 and 2013 on the Rivers.

Motion carried by the following vote:

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



The Chair declared a recess at 8:33 p.m., and reconvened at 8:38 p.m.

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

- The City Attorney discussed a request received from seven homeowners on Provencal requesting to be annexed out of Grosse Pointe Woods into Grosse Pointe Farms. Administration is to provide additional information and this item is to remain on the Committee-of-the-Whole.
- The City Administrator discussed the Municipal Court Administrator and Deputy Court Administrator promotions. The Deputy Court Clerk requested an increase in the starting salary, which was \$42,000.00. The City Administrator is proposing to offer \$44,000.00. There was a majority consensus to concur with the City Administrator.
- The City Administrator discussed a dump truck grant that the City has qualified for through the Congestion Mitigation and Air Quality Improvement (CMAQ) Program that would enable the City to purchase a 10-yard dump truck. The grant will cover 80% of the cost. A quote was obtained from Tri County International Trucks, a vendor through the State's MiDeal program, in the amount of \$144,232.00. The City's cost would be 20%, or \$28,847, which is a budgeted item. The City Administrator asked whether this quote was sufficient or if the Council would prefer to obtain bids. There was a majority consensus that administration go out for bids.
- At the request of the City Administrator, a Committee-of-the-Whole Meeting was scheduled for October 28, 2013, to discuss a Stormwater, Asset Management and Wastewater (SAW) grant.

The next item discussed was the **Planning Commission vacancy**. Following discussion, there was a consensus that Jim Profeta would be a good appointment.

Motion by Bryant, seconded by Shetler, that the Planning Commission vacancy be removed from the Committee-of-the-Whole agenda.

Motion carried by the following vote:

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

Motion by Granger, seconded by Ketels, that the meeting of the Committee-of-the-Whole be adjourned at 9:31 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

BURGOYNE APPRAISAL COMPANY, LLC

DAVID E. BURGOYNE ASA SRWA
AOB CERTIFIED USPAP INSTRUCTOR
CERTIFIED GENERAL REAL ESTATE APPRAISER
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RICHARD J. ANTIO
MACOMB COUNTY (586) 286-5103
LIMITED REAL ESTATE APPRAISER

October 1, 2013

City of Grosse Pointe Woods
C/O Scott T. Vandermergel, MAAO (4), City Assessor
20025 Mack Plaza Drive
Grosse Pointe Woods, Michigan

Re: Fee Agreement and Contract
Appraisal for Ad Valorem Tax Purposes for Two Tax Years
December 31, 2011 & December 31, 2012
15 Total Acres known as The Rivers Property located at 900 Cook Road
Originally Tax ID #014-99-0004-000
Now 41 different parcels from #014-02-0212-001 to #014-02-0212-040, inclusive
and Parcel #014-99-0004-001
Grosse Pointe Woods, Wayne County, Michigan

Ladies and Gentlemen:

The purpose of this letter is to set forth our fees in connection with the services to be rendered in the above-captioned appraisal of real estate. We have considered the appraisal assignment and are familiar with the scope of the analysis that will be required. The appraisal will be performed in accordance with the *Uniform Standards of Professional Appraisal Practice* (USPAP), and the Codes of Ethics of the International Right-of-Way Association and American Society of Appraisers. It will be transmitted in a Summary Appraisal Report, per USPAP, appropriate for litigation and testimony before the Michigan Tax Tribunal (MTT). This report will address the True Cash Value (market value) of the subject property for Ad Valorem Tax Purposes as of December 31, 2011 and December 31, 2012.

The appraisal, as an appraisal for Ad Valorem Tax Purposes, considers the True Cash the property located at 900 Cook Road being 15 Total Acres known as The Rivers located at 900 Cook Road. The property was originally Tax ID #014-99-0004-000 (for 2012) and is now 41 different parcels from #014-02-0212-001 to #014-02-0212-040, inclusive, and Parcel #014-99-0004-001. It is understood that the property has been divided and is partially improved with infrastructure and some basements as of December 31, 2012.

1722 CAMBRIDGE ROAD, ANN ARBOR, MICHIGAN 48104-3647

*Fee Agreement and Contract
Appraisal for Ad Valorem Tax Purposes for Two Tax Years
15 Total Acres known as The Rivers Property located at 900 Cook Road
Grosse Pointe Woods, Wayne County, Michigan
October 1, 2013
Page Two of Four*

The summary appraisal report will be effective as of December 31, 2011 and December 31, 2012. The appraiser will also utilize and be involved in the receipt and submission of discovery requests and interrogatories, including supplemental interrogatories, if necessary. All services, meetings, consultations, research and inspection(s) necessary to complete the appraisal will be performed on a timely basis and are included in the flat rate fee.

According to the MTT, the appraisal (valuation disclosure) needs to be postmarked and mailed by said due date of December 2, 2012. Therefore, final completed appraisal report with addenda and attachments will be provided by Wednesday November 27, 2013 (before the Thanksgiving holiday).

We are prepared to commence working on this assignment immediately upon approval and notification to proceed. A copy of any submitted interrogatories (and any answers provided), as well as a complete copy of all assessors' records for the subject, should be provided to us upon assignment approval.

Our fee for services to be performed under this proposal, including the preparation of the summary appraisal report suitable for submission to the MTT for Two Tax Years, is in the amount of Fifteen Thousand Dollars (\$15,000.00). Seventy Five Hundred Dollars (\$7,500.00) is required as a deposit (or at least processing of an invoice for this amount) with the signing of this contract. An invoice is attached. The remaining balance of Seventy Five Hundred Dollars (\$7,500.00) is due upon delivery of the completed summary appraisal report of the true cash value of the subject.

In the event that the assignment is ended prematurely as a result of settlement or other reason, a reduced fee commensurate with the percentage completed (and in no case in excess of hourly charges for time actually expended) will be charged.

Please note that fees are not contingent on any third party reimbursement. In addition, fees are neither dependent upon the outcome of this matter nor based on events resulting from your use of the appraisal. The fee is in no way contingent upon the appraised true cash values of the subject property.


The flat rate appraisal fee covers all work up to and including completion of the summary appraisal report for two tax years. Any additional and/or subsequent services, if necessary, including meetings, settlement or other conferences occurring after completion of the appraisal, depositions, trial preparation and testimony will be billed at the standard hourly rates effective at the time of service.

*Fee Agreement and Contract
Appraisal for Ad Valorem Tax Purposes for Two Tax Years
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Grosse Pointe Woods, Wayne County, Michigan
October 1, 2013
Page Three of Four*

Hourly rates effective in 2014 are \$300 per hour for David E. Burgoyne, ASA, SR/WA and \$130 to \$175 per hour for staff appraisers who may be assisting Mr. Burgoyne with this appraisal assignment. These subsequent services, if necessary, are not included in the flat rate fee.

Return of a fully executed copy of this fee agreement along with the \$7,500.00 net deposit (or submission of the attached invoice for processing) is requested to enable us to complete the assignment within the required time frame as to be indicated. We will now commence work on your appraisal but request a prompt return of an executed copy of this agreement, as well as the deposit.

Sincerely,



David Edward Burgoyne, ASA, SR/WA
Certified General Real Estate Appraiser #1201-000222

AGREED:

Authorized Representative (Please Print Name: _____) Date

Please Attached Authorization (Purchase Order or Resolution of Council, e.g.)

Approved for Signature

**Charles T. Berschback
City Attorney**

Date: _____

*Fee Agreement and Contract
Appraisal for Ad Valorem Tax Purposes for Two Tax Years
15 Total Acres known as The Rivers Property located at 900 Cook Road
Grosse Pointe Woods, Wayne County, Michigan
October 1, 2013
Page Four of Four*

Privacy Notice

Appraisers, along with all providers of personal financial services, are now required by federal law to inform their clients of the policies of the firm with regard to the privacy of client nonpublic personal information. As professionals, we understand that your privacy is very important to you and are pleased to provide you with this information.

Types of Nonpublic Personal Information We Collect

In the course of performing appraisals, we may collect what is known as "nonpublic" personal information" about you and/or your property. This information is used to facilitate the services that we provide to you and may include the information provided to us by you directly or received by us from others with your authorization.

Parties to Whom We Disclose Information

We do not disclose any nonpublic personal information obtained in the course of our engagement with our clients to nonaffiliated third parties except as necessary or as required by law. By way of example, a necessary disclosure would be to our employees, and in certain situations, to unrelated third party consultants, such as architects, engineers, or environmental consultants, who need to know that information to assist us in providing appraisal services to you. All of our employees and any third party consultants we employ are informed that any information they see as part of an appraisal assignment is to be maintained in strict confidence within the firm. A disclosure required by law would be a disclosure by us that is ordered by a court of competent jurisdiction with regard to a legal action to which you are a party.

Confidentiality and Security

We will retain records relating to professional services that we have provided to you for a reasonable time so that we are better able to assist you with your needs. In order to protect your nonpublic personal information from unauthorized access by third parties, we maintain physical and electronic safeguards that comply with our professional standards to insure the security and integrity of your information.

Please call us at any time at (734) 996-1485 if you have any questions about the confidentiality of the information that you provide to us.

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RICHARD J. ANTIO
MACOMB COUNTY (586) 286-5103
LIMITED REAL ESTATE APPRAISER

October 1, 2013

City of Grosse Pointe Woods
C/O Scott T. Vandermergel, MAAO (4), City Assessor
20025 Mack Plaza Drive
Grosse Pointe Woods, Michigan

Re: Invoice for Retainer for Professional Appraisal Services
Appraisal for Ad Valorem Tax Purposes for Two Tax Years
December 31, 2011 & December 31, 2012
15 Total Acres known as The Rivers Property located at 900 Cook Road
Originally Tax ID #014-99-0004-000
Now 41 different parcels from #014-02-0212-001 to #014-02-0212-040, inclusive
And Parcel #014-99-0004-001
Grosse Pointe Woods, Wayne County, Michigan

RETAINER INVOICE

This invoice is being sent per the attached fee agreement. This \$7,500.00 deposit enables commencement of the appraisal of the parcel originally known as Tax ID #014-99-0004-000 for 2012, (and known as the 41 new parcel IDs for 2013). The total appraisal fee will be a flat rate fee of \$15,000.00 (inclusive of the \$7,500.00 deposit). The remaining balance of \$7,500.00 will become due upon completion. The net balance now due is \$7,500.00. Thank you very much.

Total Deposit \$7,500.00

Balance Now Due \$7,500.00

Respectfully,



David E. Burgoyne, ASA, SR/WA
Certified General Real Estate Appraiser

1722 CAMBRIDGE ROAD, ANN ARBOR, MICHIGAN 48104-3647

82

COMMITTEE-OF-THE-WHOLE EXCERPT
09-10-12

Discussion ensued regarding **Michigan Tax Tribunal (MTT) – Small Claims**. The purpose of this discussion was to provide the City Attorney and City Assessor with some reasonable level of authority to settling MTT cases, both small claims and full Tax Tribunals.

The City Assessor requested \$500 per year of contention per appeal for small claims (up to 3 years.)

Motion by Bryant, seconded by McConaghy, that the Committee-of-the-Whole recommend that City Council authorize the City Assessor to compromise small claims up to \$500 per year of contention up to 3 years.

Motion carried by the following vote:

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

This item is to be reviewed in one year by the Committee-of-the-Whole.

The City Attorney requested advanced authority to settle MTT cases up to \$5,000.

Motion by Bryant, seconded by McConaghy, that the Committee-of-the-Whole recommend that City Council give advanced authority to the City Attorney to settle MTT cases without any further Council approval in the amount of \$5,000 per year of contention for up to a maximum of 3 years.

Substitute motion by Bryant, seconded by McConaghy, to amend the previous motion by deleting "\$5,000" and inserting "\$2,500".

Motion carried by the following vote:

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

This item is to be reviewed in one year by the Committee-of-the-Whole.



Approved by Commission 9/24/13
(80)

PLANNING COMMISSION
08/27/13 – 022

MINUTES OF THE PLANNING COMMISSION OF THE CITY OF GROSSE POINTE WOODS HELD ON TUESDAY, AUGUST 27, 2013, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:32 p.m. by Chair Evola.

Roll Call: Chair Evola
Fuller, Gilezan (7:33pm), Hamborsky (7:33pm), Rozycki, Stapleton, Vaughn, Vitale

Absent: None

Also Present: Building Official Tutag
City Attorney C. Berschback
Recording Secretary Babij Ryska

Motion by Vaughn, seconded by Vitale, that Commission Members Gilezan and Hamborsky be excused from tonight's meeting.

MOTION CARRIED by the following vote:

YES: Evola, Fuller, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: Gilezan, Hamborsky

Motion by Stapleton, seconded by Vitale, 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: Evola, Fuller, Gilezan, Hamborsky, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: None

Chair Evola welcomed Council Member Shetler Jr to tonight's meeting.

Motion by Vaughn, seconded by Vitale, regarding **Approval of Minutes**, that the Planning Commission Meeting minutes dated July 23, 2013 be approved.

MOTION CARRIED by the following vote:

YES: Evola, Fuller, Gilezan, Hamborsky, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: None

PLANNING COMMISSION
08/27/13 – 023

THE MEETING WAS THEREUPON OPENED AT 7:36 P.M. FOR A PUBLIC HEARING **PUBLIC HEARING UNDER THE PROVISIONS OF MICHIGAN COMPILED LAWS, SECTIONS 125.3101 THROUGH 125.3702 AS AMENDED, AND IN ACCORDANCE WITH GP WOODS CITY ORDINANCE SECTIONS 50-32, 50-34 AND 50-615, TO CONSIDER THE APPLICATION OF HALEY LAW FIRM PLC ON BEHALF OF SPRINT, REQUESTING SPECIAL LAND USE AND SITE PLAN APPROVAL TO CONSTRUCT A STEALTH WIRELESS FACILITY IN THE STEEPLE OF THE CROSSPOINTE CHRISTIAN CHURCH LOCATED AT 21336 MACK AVENUE, GROSSE POINTE WOODS.**

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

- A. Application for Site Plan Review/Special Land Use - Hadley Law Firm c/o Sprint – 07/19/13
- B. Project Summary – 07-19-13
- C. 4 Photo Simulation Sheets (PS-1, PS-2, PS-3 & PS-4) – 08/07/13
- D. 21 Project Site Plan Sheets (T-1, N-1, N-2, S-1, S-2, C-1, C-2, C-3, C-4, C-5, C-6, C-7, L-1, RF-1, E-1, E-2, E-3, E-4, E-5, PP-1 and PP-2) – 08/06/13
- E. Planning Commission Excerpt – 07/23/13
- F. Memo – 08/07/13 – Building Official (Tutag)
- G. Resolution Recommending Denial – 08/27/13 - City Atty (C. Berschback)
- H. Resolution Recommending Approval – 08/27/13 - City Atty (C. Berschback)
- I. GPW Ordinance, Article VI, Wireless Communications Facilities, Sections 50-615 through 50-625
- J. Affidavit of Legal Publication – 08/08/13
- K. Affidavit of Property Owners Notified

And additional correspondences distributed prior to tonight's meeting:

- L. Letter/Petitions 08/26/13 – Christopher Hawksley and Lii-miin Hawksley
- M. Letter 08/27/13 – Dugald Cameron

MOTION CARRIED by the following vote:

YES: Evola, Fuller, Gilezan, Hamborsky, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: None

Building Official Tutag gave an overview of the project. City Attorney Berschback explained that the Planning Commission will make a recommendation to City Council regarding the application and outlined the procedure.

PLANNING COMMISSION
08/27/13 – 024

The Chair asked if anyone wished to speak in favor of the application for a stealth wireless facility. The following individuals were heard:

Wallace Haley, on behalf of Sprint
10059 Bergin Rd
Howell, MI 48843

Jim Johnson, on behalf of Crosspointe Church
21336 Mack Ave

The Chair asked if anyone wished to speak in opposition to the application for a stealth wireless facility. The following individuals were heard:

Christopher Hawksley
21473 Goethe

Timothy Lawlis
1577 Edmundton

Sandra Reid
1544 Aline

Karen Sahadi
1812 Brys

Daniel Forthoffer
1844 Brys

Thomas Sullivan (neutral)
1852 Brys

Wii-miin Hawksley
21473 Goethe

Luigi Chairamonti
22313 Edmundton

Stephen Kent
1686 Aline

Chuck Maniaci
1576 Blairmoor Ct

The following individuals spoke in favor of the application for a stealth wireless facility:

Robert Ihrie
961 N Oxford

Wallace Haley, on behalf of Sprint
10059 Bergin Rd
Howell, MI 48843

The following individuals spoke in opposition to the application for a stealth wireless facility:

Sandra Reid
1544 Aline

Christopher Hawksley
21473 Goethe

Motion by Rozycki, seconded by Vitale, that the public hearing be closed at 8:43 p.m. Passed unanimously.

The Chair opened discussion among Commission Members regarding the proposed special land use and site plan approval. A question and answer session ensued between Commission Members, Building Official, City Attorney, and Mr. Haley regarding the concerns of the public.

Motion by Rozycki, seconded by Stapleton, regarding the **Special Land Use and Site Plan Approval to Construct a Stealth Wireless Facility in the Steeple of Crosspointe Christian Church Located at 21336 Mack Avenue**, that the Planning Commission adopt the following resolution recommending that City Council approve the Sprint Stealth Wireless Facility:

**THE CITY OF GROSSE POINTE WOODS
PLANNING COMMISSION RESOLUTION
RECOMMENDING APPROVAL OF
SPRINT COMMUNICATION FACILITY**

WHEREAS, SPRINT on behalf of owner Cross Pointe Church (hereafter “Sprint”) has filed an application under the Wireless Communication Facilities (WCF) ordinance to construct a WCF at 21336 Mack Avenue, Grosse Pointe Woods; and,

WHEREAS, SPRINT’s application is now before the Planning Commission for a public hearing and consideration of the application under the WCF ordinance; and,

WHEREAS, the WCF ordinance provides that the application shall be reviewed in accordance with the conditions of the WCF ordinance as a special land use; and,

WHEREAS, the WCF ordinance requires written recommendation to the City Council regarding the application; and,

WHEREAS, at a public hearing held on August 27, 2013 the Planning Commission reviewed SPRINT’s application, site plan, and all supporting documents which have been received and placed on file as part of the public hearing.

NOW THEREFORE IT IS HEREBY RESOLVED AS FOLLOWS:

I. Site Plan Resolution. Pursuant to Sec. 50-37, the Planning Commission has reviewed the site plan together with the supporting documents. Since further review is required by the City Council, the Planning Commission recommends approval of the site plan. The findings and reasons for this recommendation are contained further in this Resolution.

II. Special Land Use Resolution. IT IS FURTHER RESOLVED that SPRINT’s application has been reviewed under the terms of the WCF ordinance as a special land use. Pursuant to 50-620, the Planning Commission finds that the application has met the criteria for consideration as a WCF as a special land use as follows:

- a. the applicant has demonstrated that there is no reasonable means of satisfying the service needs of the system through adaptation or addition to facilities inside or outside the City;
- b. there is no feasible alternative or other means of satisfying the service needs;
- c. the WCF is of a form which is compatible with the existing character of the proposed site, neighborhood and general area;

III. WCF Ordinance Resolution. IT FURTHER RESOLVED that pursuant to Sec. 50-619(b)(3), which requires a recommendation on the WCF application as a whole, the Planning Commission recommends approval of SPRINT’s application to the City Council.

PLANNING COMMISSION
08/27/13 – 026

The factual findings and reasons for these recommendations are based on the record and supporting documentation submitted to the City as of this date including the agenda items received and placed on file at the ZBA hearing and this hearing, as well as the comments and representations made at the public hearing before this body on August 27, 2013 including but not limited to the following;

1. That the installation is consistent with Section 50-615(a), which states: It is the general purpose and intent of the city to carry out the will of the United States Congress by authorizing communication facilities needed to operate wireless communication systems as may be required by law. However, it is the further purpose and intent of the city to provide for such authorization only in a manner which will retain the integrity of neighborhoods and the character, with property values and aesthetic quality of the community at large. In fashioning and administering the provisions of this article, an attempt has been made to balance these potentially competing interests.
2. That the siting of the antenna on an existing church steeple is consistent with Section 50-618(e)(2)b.
3. That the installation of the WCF is compatible with the church and surrounding area.
4. That the installation of the WCF will eliminate any visual intrusion and impact of a typical WCF tower installation.
5. That no other structures or alternative means of satisfying service needs are found in this area of the City.

IV. Immediate Consideration: Having reviewed this Resolution, the Planning Commission moves for immediate adoption of this Resolution.

MOTION CARRIED by the following vote:

YES: Evola, Fuller, Gilezan, Hamborsky, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: None

Chair Evola declared a recess at 9:25 p.m., and reconvened at 9:27 p.m.

Motion by Vaughn, seconded by Rozycki, that the Planning Commission schedule a **Public Hearing for the AT&T Site Plan Review and Site Plan Approval to Construct a Wireless Communications Facility at the Milk River Lift Station, 1190 Parkway Drive on September 24, 2013.**

MOTION CARRIED by the following vote:

YES: Evola, Fuller, Gilezan, Hamborsky, Rozycki, Stapleton, Vaughn, Vitale
NO: None
ABSENT: None

The next item on the agenda was the **Building Official's Monthly Report**. Mr. Tutag reported the following:

- Rivers tour cancelled yet again due to inclement weather; project is coming along well.
- New business coming to town, Pet People.

PLANNING COMMISSION
08/27/13 – 027

- Won Kow is reopening, Andiamos bought the business and the former owner will continue to cook.
- Better Health submitted plans for their remodeling project.
- Business is picking up in residential permits.

Commission Member Hamborsky gave the August 2013 Council Reports.

- August 5th: Nothing pertaining to the Planning Commission.
- August 19th: Nothing pertaining to the Planning Commission.

Commission Member Gilezan will attend the September 9th Council meeting.
Commission Member Vaught will attend the September 16th Council meeting.

The following **Subcommittee Reports** were provided:

2020 Plan – Nothing to report.

Special Sign Ordinance – Nothing to report.

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

- Council Member Shetler Jr commended the Commission managing the meeting well.
- Commission Member Fuller advised the Building Official that First Place Bank was acquired by Talmer Bank so that location may close in January.
- Commission Member Vitale informed the Commission that the Mayor's Mack Avenue Business Study Committee is considering upgrading to electronic parking meters and raising rates.

Motion by Rozycki, seconded by Gilezan, to adjourn at 9:44 p.m. Passed unanimously.

8E

ELECTION COMMISSION
09-11-13

MINUTES OF THE ELECTION COMMISSION MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON WEDNESDAY, SEPTEMBER 11, 2013, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The City Clerk called the meeting to order at 12:00 noon.

Roll Call: Chair/City Clerk Lisa Hathaway
Council Member Art Bryant
City Attorney Don Berschback

Absent: None

Motion by Bryant, seconded by Berschback, that all items on the agenda be received, placed on file, taken in order of appearance.

Motion carried by the following vote:

Yes: Berschback, Bryant, Hathaway
No: None
Absent: None

The Clerk's Office received the **November General Election Draft Ballot** from the printer, and asked the Commission Members to approve the draft. Discussion ensued regarding rotation of the names printed on the ballot as they progress through the precincts. The City Clerk stated that the names are rotated correctly as shown, that being a procedure established by election law; listed in alphabetical order beginning with Precinct 1 and rotated from the bottom up through the remaining precincts. The City Clerk also explained that due to recently passed legislation, beginning with elections in 2014 Absent Voter Ballots will be printed the same as the corresponding precinct ballot rather than as a separate ballot style.

Motion by Berschback, seconded by Bryant, regarding the **November General Election Draft Ballot**, that the Commission receive, place on file, and approve the ballots.

Motion carried by the following vote:

Yes: Berschback, Bryant, Hathaway
No: None
Absent: None

Motion by Bryant, seconded by Berschback, that today's meeting minutes be immediately certified.

Motion carried by the following vote:

Yes: Berschback, Bryant, Hathaway

No: None

Absent: None

Motion by Berschback, seconded by Bryant, that the meeting be adjourned at 12:08 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
Chair/City Clerk

Approved by Commission 7/11/13
RECEIVED
JUL 08 2013
CITY OF GROSSE POINTE WOODS

Grosse Pointe Woods Historical Commission Minutes
June 13, 2013

I. Call to Order

The regular meeting of the Grosse Pointe Woods Historical Commission was called to order at 7:38 p.m. in the Conference Room at City Hall by Chairperson Colleen D'Agostino.

II. Roll Call

Present: Colleen D'Agostino, Mary Kaye Ferry, Del Harkenrider, Shirley Hartert, Gordon Michaelson, Lynne Millies, Sean Murphy, John Parthum, Giles Wilborn.

Also Present: Council Representative Art Bryant. **Excused:** Suzanne Kent.

III. Approval of Agenda

Motion: Hartert moved to approve the agenda for June 13, 2013. Harkenrider seconded. Ayes: all. Motion carried.

IV. Approval of Minutes

Ferry moved to approve the minutes of May 9, 2013. Parthum seconded. Ayes: all. Motion carried.

V. Items

A. **Treasurer's Report:** Parthum reported a balance of \$1,006.00 in the Historical Commission's account and a balance of \$4,163.10 in the Cook Schoolhouse account.

B. **Lake Front Park Chronology:** Bryant reported that he is working with Jan Treuter on making copies of the chronology.

C. **Critique of Memorial Day Ceremony:** the DAR will donate several hundred small flags for next year's ceremony.

D. **Flag Retirement Ceremony:** Hartert reviewed the program for Saturday afternoon, June 15, 2013. Copies of the program will be made at City Hall. The Cook Schoolhouse will be open after the ceremony.

E & F. **Cook Schoolhouse Open House:** June 15 and July 20, 2013 from 10:00 a.m. until noon. Future dates and hosts were assigned.

VI. Comments: None.

VII. Adjournment: 8:25 p.m.

Respectfully submitted,

Suzanne Kent, Secretary

The next meeting of the Grosse Pointe Woods Historical Commission will take place on July 11, 2013 at 7:30 p.m. in the Cook Schoolhouse.

Approved by Commission 9/7/13 (86)

SENIOR CITIZENS COMMISSION
JULY 16, 2013

MINUTES OF THE REGULAR SENIOR CITIZENS COMMISSION MEETING OF THE CITY OF
GROSSE POINTE WOODS HELD ON TUESDAY, JULY 16, 2013, IN THE ACTIVITIES BUILDING AT
THE CITY LAKE FRONT PARK

Chairperson Nelson called the meeting to order at 7:08 p.m.

Roll Call: Chairperson Nelson
Commission Members: Hyduk, Kypros, Meier, Nelson, Wehrmann
Excused: Flanagan, Gattari, Witt
Absent: Thornton, Community Representative Kvamme
Also in Attendance: Council Representative Shetler

RECEIVED
AUG 27 2013
CITY OF GROSSE POINTE WOODS

APPROVAL OF MINUTES: Motion by Wehrmann, seconded by Hyduk, that the minutes from the meeting held May 15, 2013 be approved. Motion passed unanimously.

CHAIRPERSON'S REPORT: Chairperson Nelson reported that she had submitted her resignation effective July 17, 2013, due to her upcoming move. Nelson also reported the resignation of Walter Lawliss.

TREASURER'S REPORT: Wehrmann reported that the Carry-Forward Budget Balance as of June 30, 2013, is \$3,343.99. The Council-Approved General Fund carries a balance of \$1,049.54.

GROSSE POINTE WOODS SENIORS' CLUB: Kypros reported that the Seniors' Club is discussing raising dues. The club is initiating bingo for those who do not play cards.

SOC REPORT: Maier reported that SOC has applied for a \$10,000 grant from MDAAA to have the new facility certified as a wellness center. All activities numbers are up from previous years. SOC is also partnering with Wayne County Community College to offer free classes for seniors in the community.

COMMUNITY REPRESENTATIVE REPORT: No report

COUNCIL REPRESENTATIVE REPORT: Shetler reported that Council passed budget. City is in good financial shape posting a balance in cash and reserves of \$4.6 million. Sanitation contract with Rizzo has been renewed for next five years. Employee numbers in the Public Safety Department and DPW total 32 and 23, respectively. These numbers cannot go any lower. The expanded City Assessment Department is doing a commendable job, and ordinances have been passed to bring them up to date. The City will receive a government grant to improve the roads that are in greatest need – Morningside, Vernier, Marter and Mack. Work is scheduled to begin in spring of 2014. The City has acquired a Hummer for the SWAT Team's use as well as for use in parades.

NEW BUSINESS: Nelson reported that the Senior Picnic will be held on Saturday, September 7th, at Lake Front Park. Kvamme will print flyers for the event. Last year National Coney Island charged \$1,143 to provide hot dogs, chili, pasta salad and potato salad. There will be no break this year on the cost. Several options were discussed to try to bring the cost down. Nelson will contact Wally's to procure the services of their fire truck to provide the frozen custard. Maier will provide 6 baskets to be used as bingo prizes. The City will provide lemonade, coffee and water.

Due to Nelson's resignation from the Senior Commission, Joan Thornton, acting co-chair, will be asked to assume the chairperson's role. The Commission will now need a co-chair. Motion was made by Maier, seconded by Wehrmann, to appoint Despina Kypros as temporary co-chairperson. Motion passed unanimously.j

Wehrmann reported that all GPW commissions have been approached by the GPW Foundation to purchase bricks to be installed in the area circling the clock. Senior Commission members unanimously approved the purchase of a brick. The cost will total \$300, and will be taken from the Carry-Forward Budget.

OLD BUSINESS: No report

ADJOURNMENT: Upon motion by Wehrmann, seconded by Maier, the meeting adjourned at 8:15 p.m. The next scheduled meeting will be held on Saturday, September 7th, at the Bath House at Lake Front Park following the Senior Picnic.

Respectfully submitted,

Mary Hyduk
Recording Secretary

Approved by Commission 8H
09/10/13
RECEIVED
SEP 03 2013
CITY OF GROSSE POINTE WOODS

Citizen's Recreation Committee Meeting Minutes

Meeting of the Citizen's Recreation Commission held on July 9, 2013 at 7:00 p.m. in the conference room at City Hall, 20025 Mack Ave, Grosse Pointe Woods, Michigan 48236.

Present:

Bill Babcock
Joe Dansbury
Gib Heim
Barb Janutol
Tom Jerger
Mike Soviak
Amanda York

Absent:

Mark Miller
Mike Moore

ALSO PRESENT:

Nicole Byron, Todd McConaghy and George McMullen

Call To Order: 7:03 p.m.

Approval of Minutes:

Motion to accept the minutes from June 11, 2013 by Joe Dansbury and seconded by Bill Babcock.

Motion passed by the following vote:

Yes: Babcock, Dansbury, Heim, Janutol, Jerger, Soviak and York

No: None

Absent: Miller and Moore

Council Meeting Report:

The Council is considering the boat storage recommendation at Lakefront Park, pending insurance and contract issues to be addressed by the city attorneys.

Supervisor's Report:

Sign up for lessons is ongoing.

The Jack Boni Family Perch Derby was held Saturday June 13th, and had about 100 participants. This number is down from the previous year. Discussion ensued regarding better publicity signage for next year along with more prizes geared to the participating children. This will be addressed at the March 2014 meeting.

Swim finals will be held at Grosse Pointe South sponsored by Grosse Pointe Shores Parks and Rec. Grosse Pointe Woods will host the finals next year.

Campout and Movie is scheduled for Friday night, July 19th.

Lifeguards and supervisors held an in-service with St. Clair Shores Fire Department and police regarding possible emergency services at Lakefront Park

Old Business

None

New Business:

None

Adjournment:

Motion was made to adjourn the meeting by Bill Babcock and seconded by Tom Jerger.

Motion passed by the following vote:

Yes: Babcock, Dansbury, Heim, Janutol, Jerger, Soviak and York

No: None

Absent: Miller and Moore

Meeting Adjourned at 7:35 p.m.

The next regularly scheduled meeting will be at 7:00 p.m. on **Tuesday, September 10, 2013.**

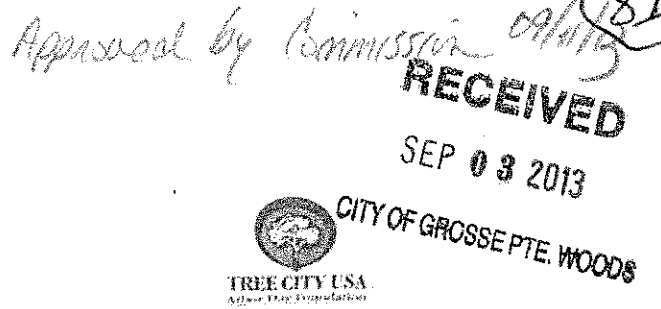
Respectfully submitted by:

Barbara Janutol, Secretary

bajanutol@gmail.com



Beautification Advisory Commission
GPW City Hall
Meeting – August 14, 2013



Present: Arslanian, Briggs, Cadreau, Cook, DiClemente, Hage, Hyduk, Janowski, Martin-Rahaim, McCarthy, Reiter, Rozycki, Sauter **Also Present:** City Council Representative Granger

Excused: Hagen, Hilton, Mathews

Guests: George McMullen

Call to Order: The meeting was called to order by Chairperson E. Reiter at 7:30 p.m..

Minutes: *A. DiClemente moved to accept the July 10th minutes as presented and P. Hage seconded the motion without further discussion. The motion passed.*

Treasurer's Report: A. Diclemente presented the Treasurer's Report in G. Hilton's excused absence. There was no outstanding financial activity since presentation of the July data. The BAC budget was approved by City Council at \$3,300 which represents an increase of \$100 from the previous year. *C.Sauter moved to accept the Treasurer's Report as presented and D. Janowski seconded the motion which was subsequently passed.*

Chairperson's Report: Chairman E. Reiter noted receipt of applications for consideration to occupy BAC vacancies in the future.

Council Report: E. Reiter and C. Briggs further discussed the pilot program for resident off-season boat storage at the Lake Front Park, a matter which has been under consideration in each of the last two Council meetings. Dates of availability for storage and security remain outstanding subjects for review. V. Granger noted that Council is reviewing the dated parking meter situation as they are becoming increasingly difficult to repair. There is potential for credit card and/or telephone applications for payment as well as a kiosk at the exit of certain lots or central locations with critical mass. Rates and the status of overdue violation payments are also

subject to review and comparison with neighboring Grosse Pointes. The BAC echoed congratulations to the GPW Little League baseball team in route to the World Series and to the Grosse Pointe North Michigan Teacher of the Year. J. Cook was also in attendance at the August 5th Council meeting. E. Reiter will attend the August 19th meeting and the September 9th will be represented by E. Cadreau and P. Hage.

DPW: V. Granger mentioned that Rizzo has continued to distribute the new recycle bins on demand from residents.

Flower Sale: K. Martin-Rahaim updated the BAC with respect to the 2014 Flower Sale product providers. Van Thommes has agreed to participate and will provide all annuals and perennials as ordered. Jescos will not be a supplier and has withdrawn from fund raising initiatives in total. Lexington will also return in 2014 and has expressed an interest in acquiring items for repurposing in partnership with the BAC (e.g. chairs, bicycles). The Proven Winners product line is also a consideration.

Tile/Mug Programs: C. Sauter indicated a new tile design will be initiated in the year to follow. One of many potential areas of interest could be found in area schools and churches with milestone anniversaries or major renovation accomplishments. Example was made of the 2009 75th anniversary of the first Fire Department and the 2006 50th anniversary of the Peace Garden. E. Reiter encouraged all BAC members to forward concepts to C. Sauter for consideration. C. Sauter reminded the BAC that closure on new designs is made in autumn or early-winter.

Awards Program:

C. Briggs cited the impact of Commercial property/landscape improvements to those properties in close proximity, further supported by D. Hyduk, with Certificates of Appreciation to be selectively distributed. With respect to the formal annual awards acknowledgement, C. Briggs noted the determination by consensus had been made for the first Legacy Award which will be publicized within this first quarter of this new fiscal year. *A. DiClemente proposed that the BAC approve the Legacy Award winner previously determined in the straw-vote after which K. Martin-Rahaim seconded this motion which passed unanimously. The consensus of the BAC was that future awards would not follow the chronology of original Legacy Award winners.* C. Briggs suggested that A. DiClemente present the Legacy Award at the annual awards ceremony and the BAC approved. D. McCarthy revisited the concept of presenting this award winner with a portrait of their institution as suggested the past meeting by K. Martin-Rahaim (11' X 14') at an approximate cost of \$175. C. Briggs suggested a motion be made to define a limit of expense for the portrait. E. Reiter reminded the BAC that City Council approval will be necessary. V. Granger suggested a limit not to exceed \$250 be made into a motion as there was a necessity to engage activity quickly. *C. Briggs made this motion and D. McCarthy seconded. The motion was passed unanimously. There is also a need for an Immediate Certification Motion to expedite*

the process which J. Cook made and D. McCarthy seconded which was also passed by acclamation.

D. McCarthy shifted the discussion to Residential Renovation Awards with the input from City Council to augment the review conducted thus far. Final decisions are anticipated later in this fiscal quarter commencing in July. D. McCarthy distributed Commercial Renovation photos for review and consideration. A. DiClemente suggested the Commercial candidates would have conducted extensive building renovation beyond the façade. V. Granger stressed the need for review beyond the floral and garden enhancements. D. McCarthy referred directly to the judging criterion which included structural change visible from the curb and not internal improvements otherwise that cannot be observed from outside the Commercial enterprise. C. Briggs suggested consideration be given to making two Renovation Awards. *D. Hyduk made a formal motion for two distinct awards as appropriate which was seconded by D. Janowski and subsequently passed by majority.* With respect to Residential Awards, V. Granger distributed photos of all proposed candidates which were widely appreciated by BAC acclamation. C Sauter noted the difficulty in discerning residential addresses which should be carefully scrutinized as the final awards are determined. D. McCarthy confirmed the awards ceremony time as 7:00 on November 13th.

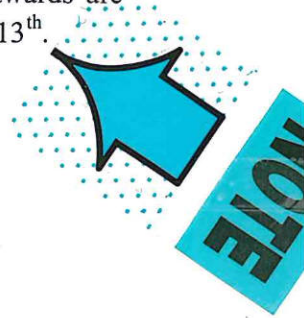
Old Business: None

New Business: None

The meeting was adjourned by unanimous acclamation at 8:50 pm.

Respectfully submitted,

Dennis Janowski





CITY OF GROSSE POINTE WOODS

Building Department
20025 Mack Plaza
Grosse Pointe Woods, MI 48236
(313) 343-2426

FENCE PERMIT FEE - \$20

RECEIVED
JUN 24 2013
CITY OF GROSSE POINTE WOODS
BUILDING DEPT.

Application For Fence Zoning Compliance Permit To be in compliance with Article IX – Fences (Sections 8-274 – 8-285)

- Provide 1) Mortgage survey/site plan with highlighted area where fence is to be placed;
2) Provide brochure/picture of proposed fence to be installed.

Owner TRI-COUNTY REAL ESTATE HOLDINGS & MGMT. LLC Phone No. 313-204-1220

Address 21423 RIVER RD.

Contractor TRI-COUNTY REAL ESTATE LLC Phone No. _____

Address _____

Height of Fence 6' Length of Fence 67'

Style of Fence Wood Split Rtg - Good Side Facing

Material: ☒ Wood ☐ Metal ☐ Vinyl

Location of Fence N/SIDE OF PARKWAY

Neighbor's Signature _____ Address _____

Neighbor's Signature _____ Address _____

Neighbor's Signature _____ Address _____

By affixing my signature hereto, I certify that I am the owner or acting as the owner's agent, and I understand the regulations pertaining to the erection of a fence as described in the Ordinance #748. The City of Grosse Pointe Woods does not guarantee the accuracy of the property lines as described herein, the accurate location of all property lines is the responsibility of the owner or owner agent.

Signature of Owner or Agent _____

6/23/13
Date

For Office Use

Approved _____ Denied [Signature]

Building Inspector's Signature _____

6/25/13
Date

2-279 1 Called Permit

June 25, 2013

City of Grosse Pointe Woods
Grosse Pointe Woods, MI 48236

RE: 21473 River Rd.
Grosse Pointe Woods, MI

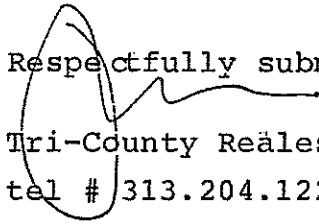
Mr. Tutag:

In view of the fact that the fence request for the captioned property was denied I hereby make a formal request to have that decision reversed.

I am enclosing a site plan for this property on River Rd. and have outlined that positioning of the new proposed fence.

I am available to attend any meeting with the city to discuss this matter in length.

Respectfully submitted

Tri-County Realestate Holdings & Mngt. LLC. owner
tel # 313.204.1220

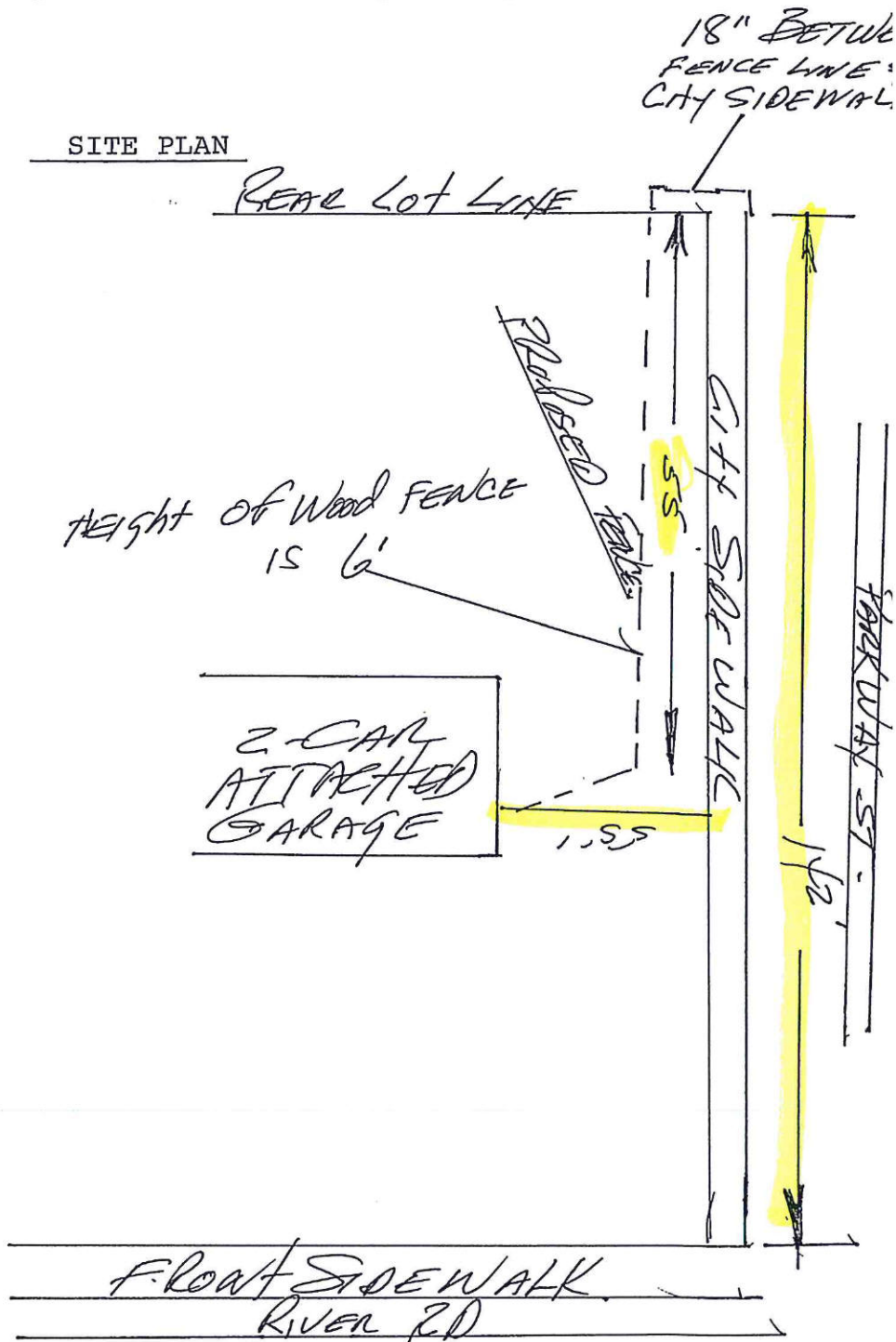
Monday June 23, 2013

Site plan: for 21473 River Rd. Grosse Pointe Woods, MI 48236
proposed fence installation .

Owner: Tri-County Realestate Holdings & Mngt. LLC.

RECEIVED

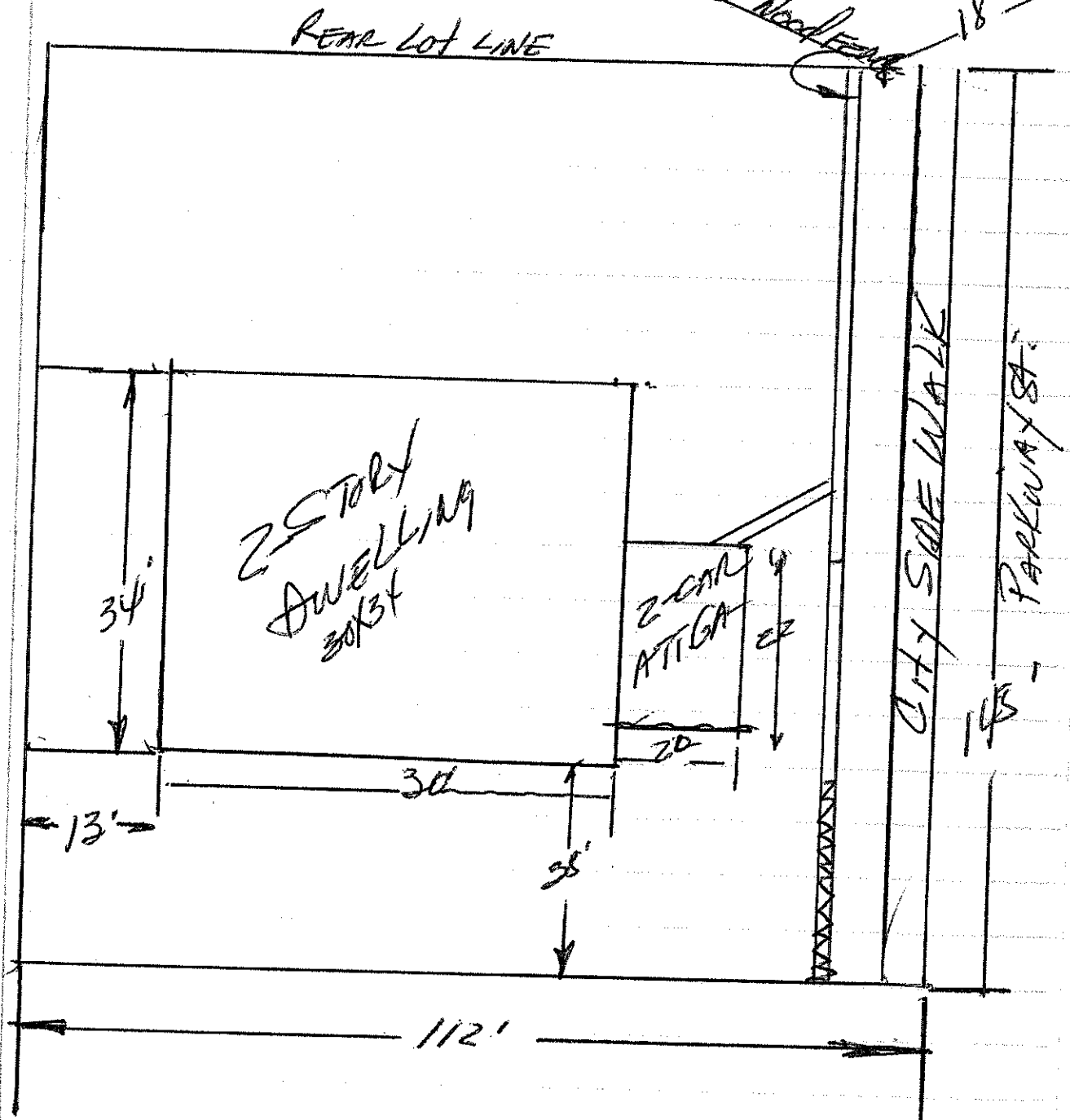
JUN 24 2013
CITY OF GROSSE PTE. WOODS
BUILDING DEPT.



NOTE: Good side of the wood fence is facing the street on Parkway.
We would consider "staining" the wood to add value to the
fence.

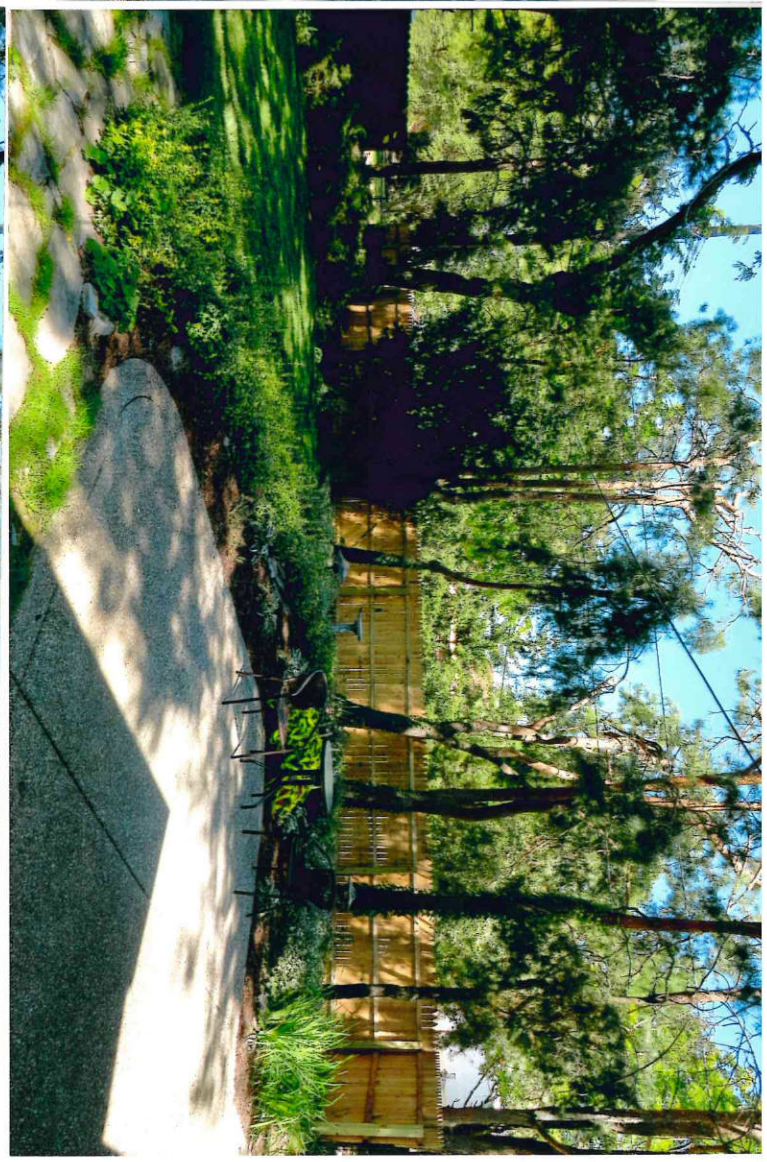
SUBMITTED 7/1/13

6" RISE 6" WOOD FENCE 18"



21473 RIVER RD
GROSSE PTE. WOODS, MI

NOTE: GOOD SIZE OF FENCE FACES PARKWAY



**CITY OF GROSSE POINTE WOODS
BUILDING DEPARTMENT
MEMORANDUM**

RECEIVED
SEP 11 2013
CITY OF GROSSE PTE. WOODS

TO: Mayor and City Council
FROM: Gene Tutag, Building Official *GT*
DATE: September 10, 2013
SUBJECT: Solid Fence Variance Request – 21473 River Road

Tri-County Real Estate Holdings & Mgmt. LLC has installed a solid privacy fence on the north side yard of 21473 River Road. The fence was installed without the required permit and is a solid privacy type of fence not permitted by Section 8-279(1) which requires a minimum of two-inch openings throughout 50% of the height or length of the fence.

Sec. 8-279. - General requirements and maintenance.

The following are general requirements for fences:

- (1) *All fences shall be constructed of open latticework of metal, wood, vinyl or of woven wire in such a manner so that there shall be a minimum of two-inch openings throughout 50 percent of the length or height of the fence.*

A fence permit application was subsequently applied for and denied. The owner of the property is appealing the denial and is requesting an exception to the code as referenced in Section 8-284(3).

Sec. 8-284. - Exceptions to this article.

- (a) *Deviations. Notwithstanding anything to the contrary provided in this article, deviations from the provisions of this article may be made under the following circumstances:*

- (1) *Rear fences. Rear yard fences may be constructed to a maximum height of six feet from the property grade line with the adjacent property owners' consent. Consent from the adjacent property owners must be submitted to the building department in writing with the permit application. If a rear yard is directly parallel to a public street and not a residential lot, property owners are then the city, and consent from the city administrator is required.*

(2) Side yard fences. Side yard fences may be constructed to a maximum height of six feet from the property grade line with the adjacent property owners' consent. Consent from the adjacent property owners must be submitted to the building department in writing with the permit application. If a side yard is directly parallel to a public street and not a residential lot, property owners are then the city, and consent from the city administrator is required.

(3) Special circumstances. Deviations from the provisions of this article require a public hearing and approval from the city council.

The property and fence have been inspected.

21473 River Road's north side yard is abutting Parkway Drive (the City's DPW yard and the Milk River Lift Station property). Most properties with yards correspondingly abutting Parkway have had solid wood privacy fences. These were apparently installed to provide privacy from the traffic and daily operations of the adjoining uses.


An appearance ticket was issued (copy attached) for the installation of the fence without the required permit and will be addressed once the exception has been resolved.

Special circumstances exist that warrant the granting of the variance as follows:

1. The subject properties side yard is abutting Parkway Drive, the City's DPW Yard and the Milk River Lift Station property.
2. Most existing fencing along the south side of Parkway Drive is of a similar type of fencing, the installation of the required fence would look out of place in this instance.

It is recommended that the exception for the solid wood privacy fence installed along the north side yard of 21473 River Road be granted and the fence be allowed to remain.

Attachments
Ticket #212923
Photos (6)

APPROVED BY:  DATE: 9-11-13
Alfred Fincham
City Administrator

State of Michigan
Uniform Law Citation

Ticket No. 212923

☐ Victim Involved

US DOT # CFS 13-5608

Incident No.

Dept. No.

The People of: ☐ the State of Michigan
☐ Township ☒ City ☐ Village ☐ County

Local Use/Arrest No.

Detection Device

OF: GROSSE POINTE WOODS

BAC

THE UNDERSIGNED Month Day Year At approximately ☐ A.M. ☐ P.M. Date Month Day Year
SAYS THAT ON: 8 14 13

State ☐ Oper./Chauff. Driver License Number

SSN (last 4 digits)

☐ CDL

Race Sex Height Weight Hair Eyes Occupation/Employer

Name (First, Middle, Last)

Tim Kaczara Tri-County Real Estate

Street 21921 Greater Mack Ave

City St Clair Shores, Mi 48080 State Zip Code

Vehicle Plate No. Year State Vehicle Description (Year, Make, Color) Veh. Type

THE PERSON NAMED ABOVE, in violation of ☒ Local Ordinance ☐ State Law ☐ Administrative Rule

UPON 21473 River Rd

AT OR NEAR

WITHIN ☒ CITY ☐ VILLAGE ☐ TOWNSHIP OF GROSSE POINTE WOODS

COUNTY OF WAYNE

DID THE FOLLOWING

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn	<input type="checkbox"/> Authorization pend.	General requirements, Sec 8-279 and maintenance	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fug			
<input type="checkbox"/> Fel <input type="checkbox"/> Waiv			
<input type="checkbox"/> C/I <input type="checkbox"/> Warn	<input type="checkbox"/> Authorization pend.		2
<input type="checkbox"/> Misd <input type="checkbox"/> Fug			
<input type="checkbox"/> Fel <input type="checkbox"/> Waiv			
<input type="checkbox"/> C/I <input type="checkbox"/> Warn	<input type="checkbox"/> Authorization pend.		3
<input type="checkbox"/> Misd <input type="checkbox"/> Fug			
<input type="checkbox"/> Fel <input type="checkbox"/> Waiv			

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.
Offense Code(s)

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: Failure to connect above listed violation

CHECK IF APPROPRIATE ☐ Damage to Property ☐ Local Court Bond \$
☐ Vehicle Impounded ☐ Injury ☐ License Posted in Lieu of Bond
☐ Traffic Crash ☐ Death ☐ Appearance Certificate
Person in Active Military Service ☐ Yes ☐ No ☐ None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before 8:30 AM

Hearing Date (if applicable) on 8/11/13 ☐ Contact Court

☐ Juvenile Traffic Misd. (Court will Notify) ☐ Formal Hearing Required. (Court will Notify)

In the MUNICIPAL Court of GROSSE POINTE WOODS

Court Address & Phone Number

20025 MACK PLAZA
GROSSE POINTE WOODS, MI 48236
PHONE: (313) 343-2455

☐ I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable

Month Day Year

Officer's Name (printed)

Officer's ID No.

Agency ORI

Agency Name GROSSE POINTE WOODS

MI- 8245000

DEPT. OF PUBLIC SAFETY

UC-01a (rev. 6/05)

COURT COPY 1

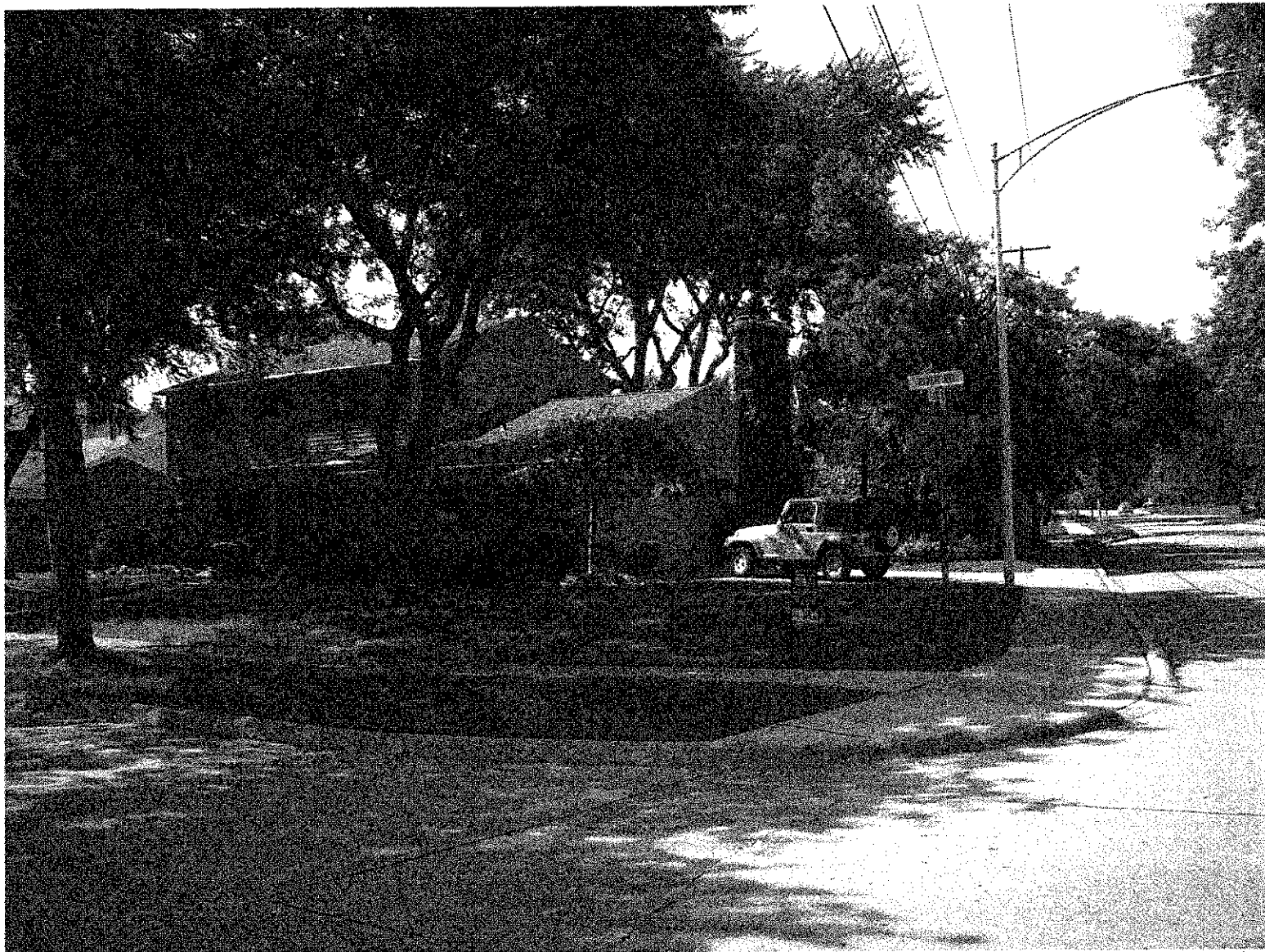
Press Hard - You are making five copies

This form is available from Target Information Management, Inc. (517)337-1211

Ticket No. 212923

Name

Case No.

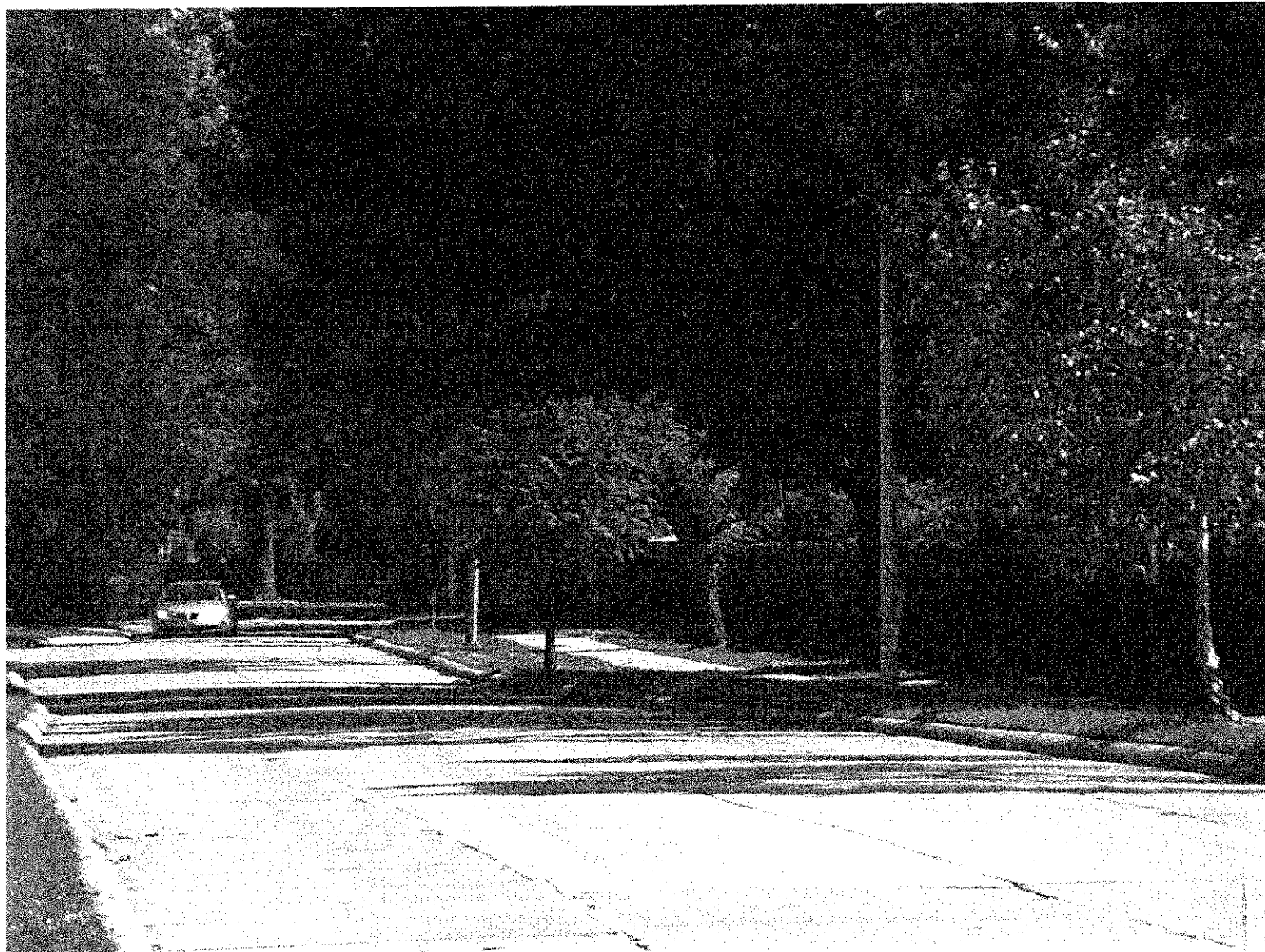


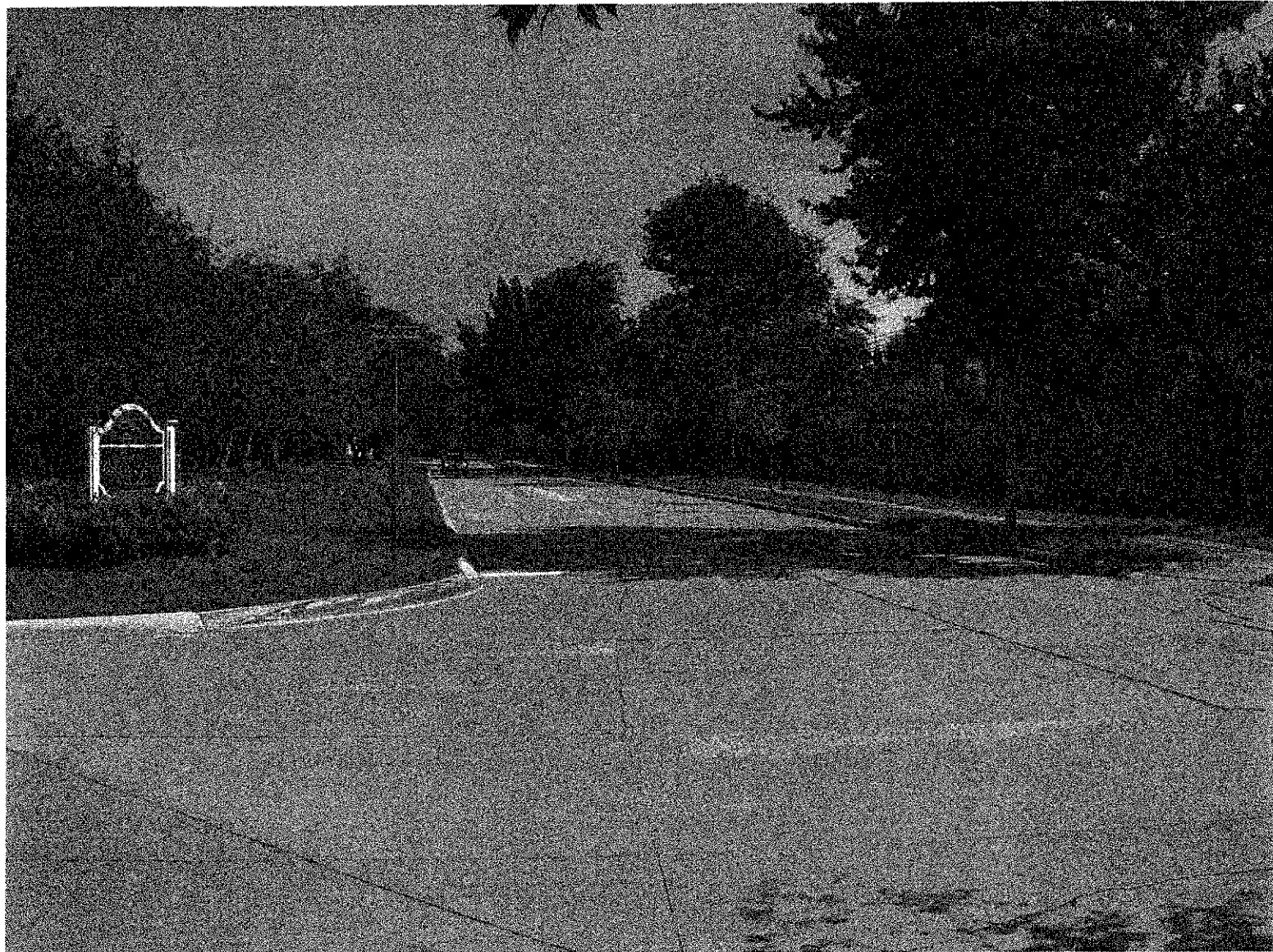
21473 RIVER ROAD

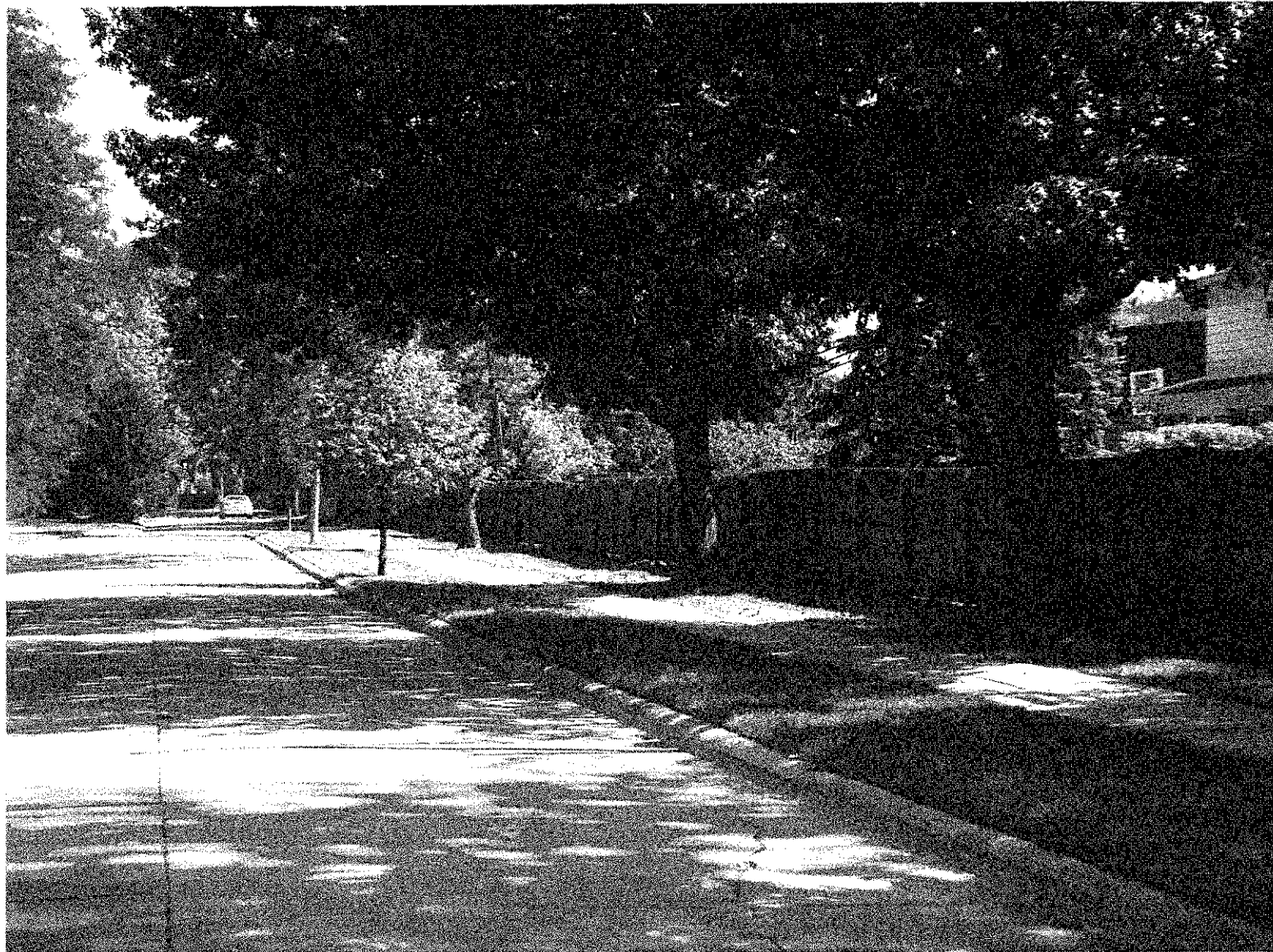


21473 RIVER ROAD









AFFIDAVIT OF PROPERTY OWNERS NOTIFIED

Re: 21473 River Road
Tri-County Real Estate LLC

State of Michigan)
) ss.
County of Wayne)

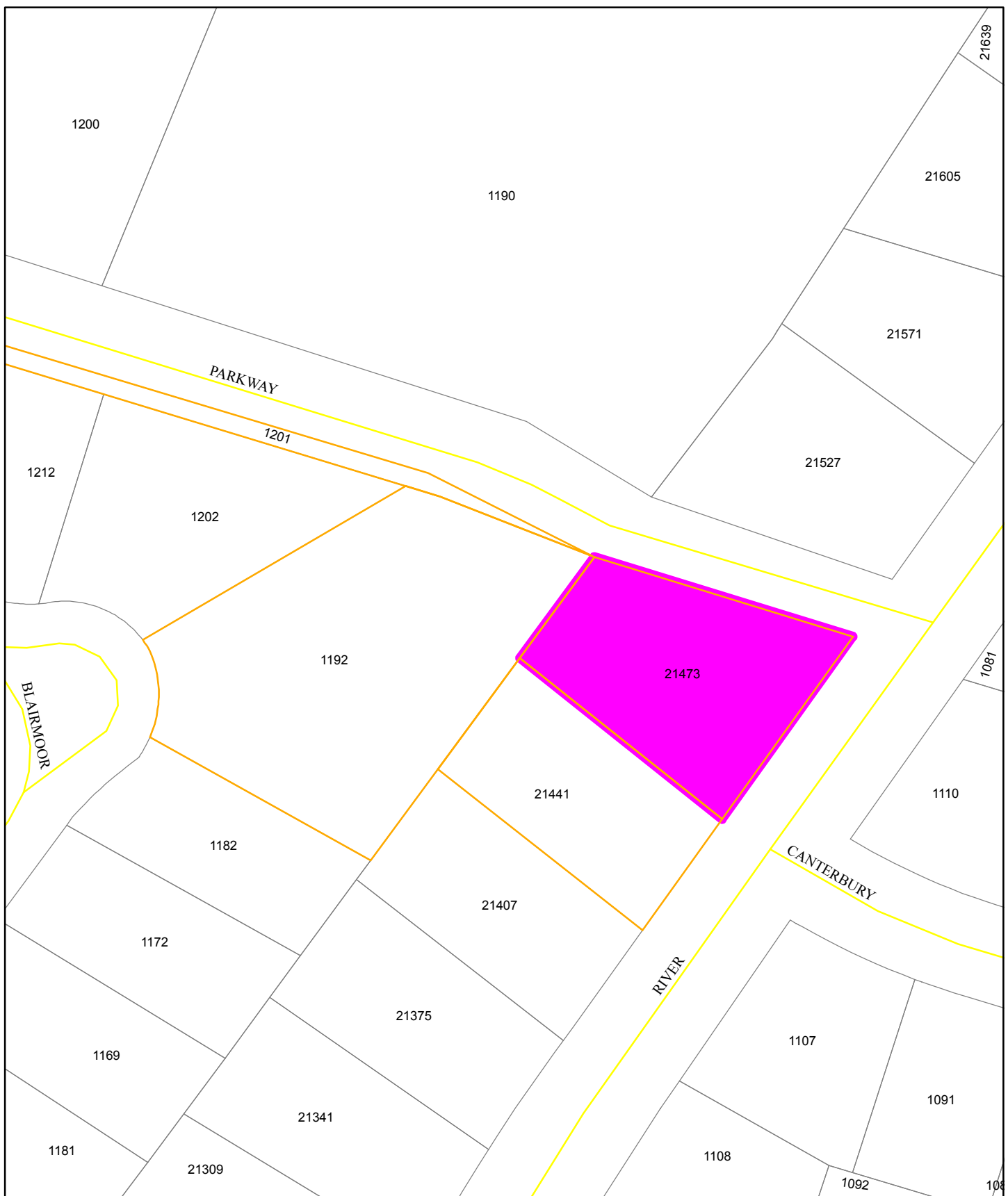
I HEREBY CERTIFY that the notice of Hearing was duly mailed First Class Mail on 9-27-13 to the following property owners within a 1 foot radius of the above property in accordance with the provisions of the 2007 City Code of Grosse Pointe Woods. A Hearing fee of \$75.00 has been received with receipt # 700668.

Lisa Kay Hathaway
City Clerk

See attached document for complete list.

21473 River Road - 1' Radius

ownersname	ownersna_1	ownerstree	ownercity	ow	ownerzipco
MADISON SUSAN J		21441 RIVER RD	GROSSE POINTE WOODS	MI	48236
MOURTOS HARRY		1192 EDMUNDTON DR	GROSSE POINTE WOODS	MI	48236
TRI-COUNTY REAL ESTATE HOLDINGS	AND MANAGEMENT LLC	21921 GREATER MACK AVE	SAINT CLAIR SHORES	MI	48080
OCCUPANT		21473 RIVER RD	GROSSE POINTE WOODS	MI	48236
AT&T	Mr. Tim Black - Area Manager	100 S. Main Room 314	Mount Clemens	MI	48043
MichCon	Michael Sage, Permit Liaison	3150 E. Michigan Ave	Ypsilanti Township	MI	48198
Detroit Edison Company	Michael Blunden, Corp. Permit Coordinator	One Energy Plaza Dr.	Detroit	MI	48226



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 WAYNE COUNTY, MI*
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 ANDERSON, ECKSTEIN AND WESTRICK, INC.*
 *ALL RIGHTS RESERVED

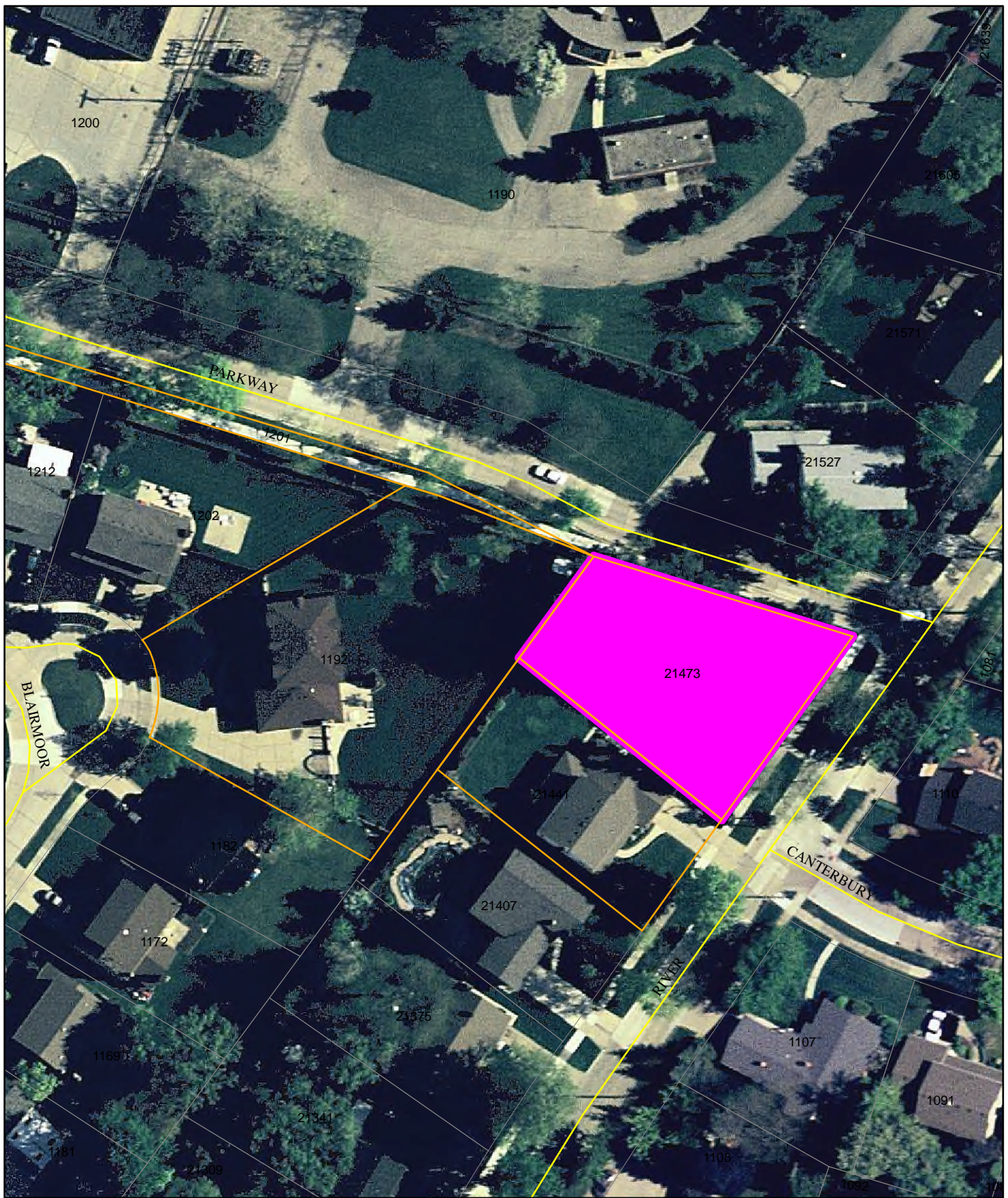


INFORMATION TECHNOLOGY DEPARTMENT
 Geographic Information Systems (GIS) Division

Subject: 21473 River Road

Date: 09-27-13





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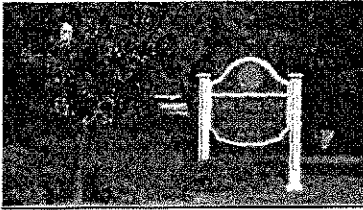


INFORMATION TECHNOLOGY DEPARTMENT
 Geographic Information Systems (GIS) Division

Subject: 21473 River Road

Date: 09-27-13





City of Grosse Pointe Woods Parks and Recreation

10A

Memorandum 64-13

Date: September 24, 2013
To: Al Fincham, City Administrator
From: Joe Ahee, Director of Public Services
Nicole Byron, Recreation Supervisor
Subject: 2014 Relay for Life

RECEIVED
SEP 27 2013
CITY OF GROSSE PTE WOODS

The American Cancer Society Relay for Life is again requesting approval to host the Relay for Life fundraising event at Lake Front Park. The 2014 event is scheduled for May 17- 18, 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

Date

Council approval required

/O=GROSSE POINTE WOODS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT'

From: stephanie.cosmas@cancer.org
Sent: Friday, September 06, 2013 1:02 PM
To: Nicole Byron
Cc: csi1994@ymail.com
Subject: Reservation Request - Grosse Pointe Woods Lakefront Park

Good morning, Nicole!

I hope you had a really great summer! I am writing to request to reserve the Grosse Pointe Woods Lakefront Park for Saturday, May 17, 2014 to Sunday, May 18, 2014. We'll need it for the same times as we did last year. Our event goes from 10am - 10am, but we'll need time to set up the day before and a few hours after.

Please let me know if you have ANY questions.

Thanks,
Steph

Stephanie Cosmas | Community Representative
Lakeshore Division | American Cancer Society, Inc.
20450 Civic Center Drive
Southfield, MI 48076
Phone: 248.663.3408
cancer.org | 1.800.227.2345



This message (including any attachments) is intended exclusively for the individual to whom it is addressed and may contain proprietary, protected, or confidential information. If you are not the named addressee, you are not authorized to read, print, copy, or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately.

10B

MEMO 13 - 32

RECEIVED
SEP 19 2013
CITY OF GROSEPOINTE WOODS

TO: Alfred Fincham, City Administrator
FROM: Joseph J Ahee, Jr., Director of Public Services
DATE: September 18, 2013
SUBJECT: Recommendation – Open Purchase Order – Sam's Club Discover Card

Throughout each year purchases are made at Sam's Club for various city events at Lake Front Park, City Hall and the Community Center. These events include, but are not limited to, lifeguard and swim team activities, the Mother/Son Movie, the Daddy/Daughter dance, the July campout, the Easter Egg Hunt, Swimming Under the Stars, the City Picnic, Labor Day Bridge Walk, Hob Nobbin with Goblins, Woods Aglow, the Polar Express, senior movie trips and various other senior programs. Some of these events generate revenue that offsets the cost of the event.

Based upon the attached memo from Nicole Byron, I concur with her request to have an open purchase order with Sam's Club Discover Card in an amount not to exceed \$18,000.00. These are budgeted events with funds included in the 2013/2014 budget in accounts 101-774-757.103 (\$1,000), 101-774-757.107 (\$400), 101-774-818.105 (\$2,400), 101-780-757.000 (\$1,000), 101-780-822.000 (\$5,000), and 101-780-880.000 (\$8,200).

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

c.c. Dee Ann Irby
O/F

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



Alfred Fincham, City Administrator

9-19-13

Date

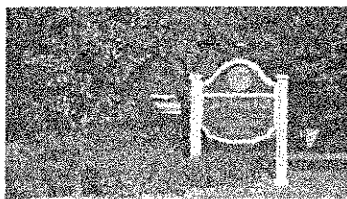


Dee Ann Irby, City Treasurer/Comptroller

9-19-13

Date

Council Approval Required



City of Grosse Pointe Woods Parks and Recreation

Memorandum 52-13

Date: August 26, 2013
To: Jim Kowalski
From: Nicole Byron, Recreation Supervisor
Subject: Sam's Club Discover Card

I would like to request a purchase order for the Sam's Club Discover card to be opened in the amount of \$18,000. Please note the purchases with the card are from but not limited to the accounts below.

101-774-757.103 Operating Supply- Lifeguard
101-774-757.107 Operating Supply- LFP
101-774-818.105 Contract services- Lifeguard
101-780-757.000 Operating Supply- CC
101-780-822.000 Senior Programs
101-780-880.000 Community Relations

Cc: Joe Ahee, Director of Public Works

RECOMMENDED FOR APPROVAL AS SUBMITTED:

City Administrator

Date

Council approval required

100

MEMO 13 - 34

RECEIVED

OCT - 3 2013

CITY OF GROSSE PTE. WOODS

TO: Alfred Fincham, City Administrator
FROM: Joseph J. Ahee, Jr., Director of Public Services *JA*
DATE: October 2, 2013
SUBJECT: CMAQ Grant

In December of 2011 the Department of Public Services applied for a grant to replace a 1992 Mack 10-Yard dump truck with a newer less polluting model. Grosse Pointe Woods was approved by the SEMCOG Executive Committee for inclusion in the Transportation Improvement Program (TIP) and was officially awarded a CMAQ (Congestion Mitigation and Air Quality) grant. The grant will cover 80% of the cost with the city paying the 20% match.

The city was approved for a total project cost of \$145,455 in fiscal year 2013/2014. The grant will cover \$116,364.00 with the city's match being \$29,091.00. This is a budgeted item in the 2013/2014 fiscal year budget in general ledger account 640-852-977.599 in the amount of \$32,000.00.

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

c.c. Dee Ann Irby
O/F

CITY OF GROSSE POINTE WOODS					
BUDGET WORKSHEET - MOTOR VEHICLES					
FY 2013-14					
ACCOUNT DETAIL INFORMATION					
ACCOUNT				FY 2013-14	
NUMBER	DESCRIPTION		UNIT	DEPARTMENT	CITY ADMIN
640852977599	Capital Equipment - Public Works	QTY	COST	REQUESTED	RECOMM
640852977599	Matching funds at 20% for approved CMAQ grant to replace 1992 10-Yard Dump Truck			32,000	32,000
640852977599	2013 GMC Sierra 2500 HD 4WD regular cab pickup with 8' fisher plow snowplow and E-Z dump bed insert			35,000	0
640852977599	Root Model RT32-PR-9' Power Reverse Snow Plow complete (not installed)			7,000	0
640852977599	Root Model RXT52-PR-10' Power Reverse Snow Plow complete (not installed)			7,500	0
640852977599	EZ Dumper Model EZ0012T 8' Dump Insert for existing trucks, includes installation	2	4,000	8,000	8,000
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
640852977599				0	0
ACCOUNT TOTAL				89,500	40,000

100

**CITY OF GROSSE POINTE WOODS
BUILDING DEPARTMENT
MEMORANDUM**

TO: Alfred Fincham, City Administrator
FROM: Gene Tutag, Building Official *GT*
DATE: October 1, 2013
SUBJECT: Building Department Budget Amendment

The Building Department has an unbudgeted position for a new Clerk I position which was approved by Committee of the Whole on July 01, 2013 (excerpt attached). We are requesting a budget amendment of \$14,800 from the General Fund's fund balance to account #101-180-702.000 to fund this position from September 2013 to June 30, 2014.

We are also requesting a budget amendment of \$15,635 from General Fund's fund balance to account #101-855-977.299 for purchase of the Building Department.NET computer software (copy attached). The purchase is necessary as our current software has become obsolete, will no longer be supported by BS&A, and does not communicate with other city departmental programs that have been updated.

Building Department revenue is approximately \$200,000 over previous years.

Thank you for your consideration.

2 Attachments
CC Excerpt dtd 07/01/13
BS&A Proposal dtd 02/04/13

APPROVAL RECOMMENDED BY:



Alfred Fincham
City Administrator

10/3/13

Date

Hearing no objections the item regarding **Building Department Staffing** was taken out of order. The Building Official provided an overview of his memo dated June 27, 2013, and stated his department is five to six weeks behind on processing permits. He recommended creating and hiring a Code Enforcement Officer/Administrative Clerk I, permanent part-time position under the TPOAM union contract. He anticipates generating additional revenue in the amount of approximately \$21,840 per year, and paying a salary in the amount of \$15,870; revenue will exceed the cost of the part-time position. Responsibilities of this position will include code enforcement and administrative backup in the office. There was a unanimous consensus of the Committee to authorize this hire.

Motion by Shetler, seconded by Bryant, that this item be removed from the Committee-of-the-Whole.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler

No: None

Absent: None

Proposal for Software and Services, Presented to...

City of Grosse Pointe Woods, Wayne County MI

February 4, 2013

Quoted by: Steve Rennell



Thank you for the opportunity to quote our software and services.

At BS&A, we are focused on delivering unparalleled service, solutions, support, and customer satisfaction. You'll see this in our literature, but it's not just a marketing strategy... it's a mindset deeply embedded in our DNA. Our goal is to provide such remarkable customer service that our customers feel compelled to remark about it.

*We are extremely proud of the many long-term customer relationships we have built. Our success is directly correlated with putting the customer first and consistently choosing to **listen**. Delivering unparalleled customer service is the foundation of our company.*

BS&A Software
14965 Abbey Lane Bath MI 48808
(855) BSA-SOFT / fax (517) 641-8960
bsasoftware.com

Contents

Please return all pages, retaining a copy for your records.

Cost Summary; Totals.....	3, 4
Annual Service Fees.....	5
Optional Items.....	6
Acceptance.....	7
Contact Information.....	8, 9

Attachments

Please retain for your records.

Hardware Requirements
SQL Server Pricing



Cost Summary

Application and Annual Service Fee prices based on an approximate...

- Parcel count of 7,381

Software is licensed for use only by municipality identified on the cover page. If used for additional entities or agencies, please contact BS&A for appropriate pricing.

Prices subject to change if the actual count is significantly different than the estimated count.

Applications, Upgrade

Building Department .NET	\$8,000
--------------------------	---------

Applications, New Purchase

Field Inspection .NET	\$3,000
-----------------------	---------

Training

- \$1,000/day
- Days quoted are estimates; you are billed for actual days used

Building Department .NET	Days: 3	\$3,000
Field Inspection	Days: 2	\$2,000
	Total: 5	Subtotal \$5,000

Cost Totals

Not including Annual Service Fees or Travel Expenses

Applications, Upgrade	\$8,000
Applications, New Purchase	\$3,000
Training	\$5,000
10% Discount on Program Prices in conjunction with the County	-\$1,100

Total Proposed	\$14,900
-----------------------	-----------------

Travel Expenses	\$735
------------------------	--------------

Grand Total (with Travel Expenses)	\$15,635
---	-----------------

BS&A
S O F T W A R E

Annual Service Fees, Upgrades

Annual Service Fees for .NET Upgrades are effective at your next renewal period. BS&A Software reserves the right to increase the Annual Service Fee by no more than the yearly Consumers Price Index (CPI).

Building Department .NET	\$1,600	To be billed at your next renewal period: 3rd quarter, 2013
Total Annual Service, Upgrades	\$1,600	

Annual Service Fees, New Purchases

Unlimited service and support during your first year with the program are included in your purchase price. Thereafter, Service Fees are billed annually. BS&A Software reserves the right to increase the Annual Service Fee by no more than the yearly Consumers Price Index (CPI).

Field Inspection .NET	\$600
Total Annual Service, New Purchases	\$600



Optional Item(s)

Additional Training - Building Department Report Designer

Most of our Building Department customers heavily use our Report Designer, which is included free with the program. Report Designer Training is not included in the training quoted on this proposal and is highly recommended. You may attend a class at our office in Bath Township, or we can train at your location. Report Designer Training is typically completed in one day.

Please check the option you are interested in. Report Designer Training will be scheduled after successful implementation and training of your Building Department software.

- ☐ Classroom training, \$195/person/day
- ☐ On-site training (unlimited attendees), travel not included, \$1,000/day

Program Customization

BS&A strives to provide a flexible solution that can be tailored to each municipality's needs. However, in some cases, custom work may be required. Typical examples include:

- ` custom payment import/lock box import
- ` custom OCR scan-line
- ` custom journal export to an outside accounting system
- ` custom reports

If you require any custom work, please let us know so that we can better understand the scope of your request and include that in a separate proposal.

BS&A
SOFTWARE

MEMO 13 - 29

11A
RECEIVED
SEP 20 2013
CITY OF GROSSE PTE. WOODS

To: Al Fincham, City Administrator
From: Joseph J. Ahee, Director of Public Services
Date: September 18, 2013
Subject: Recommendation - Permanent Easement and Temporary Construction Easement with Wayne County

Wayne County has requested the above two easements at our DPW yard, a permanent easement and a temporary construction easement. It is their intent to place power lines in the easement from their Milk River Pump Station located at 1190 Parkway Drive along the rear (north) property line of our DPW yard to their booster pump substation at 20780 Marter Road. This substation is located at the edge of the Northwest corner of the DPW yard. This booster pump station services the Northeast sewage disposal system which includes Grosse Pointe Woods and parts of St. Clair Shores, Roseville and Eastpointe.

The easement they are requesting is an area approximately 378' long across the north property line of the DPW yard by 20' wide. The area they are requesting is not used by our Department for storage or for any other purpose.

The project should start around the beginning of October 2013, although it will probably be several more months until any work begins at the Marter Road Booster Pump Station site. The contract length is approximately 2 years and will be completed by December 31, 2015. Even though it is a 2 year contract, there are other facilities (Kerby Road Pump Station and Harper Woods Flow Control Facility) besides the Marter Road Booster Pump Station where improvements will be made. We will not be able to tell you specifically when the work will be performed in the area of the Marter Road Booster Pump Station until we have received the contractor's detailed work schedule.

It is now DTE's policy to charge the Northeast System a significant monthly fee for redundant power. This plan benefits Grosse Pointe Woods as well as the Northeast System by keeping the system's electrical cost to a minimum while providing the reliability needed for secondary power.

I have reviewed the two easement documents with our City Attorney and City Administrator and I have no objection to Wayne County's request for the permanent easement and temporary construction easement for electrical power lines.

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

c.c. Dee Ann Irby
O/F

Recommended for Approval as Submitted:

Alfred Fincham, City Administrator

Date

Dee Ann Irby, City Treasurer/Comptroller

Date

Council Approval Required

RECEIVED

AUG 12 2013

CITY OF GROSSE POINTE WOODS

CHARLES T. BERSCHBACK

ATTORNEY AT LAW

24053 EAST JEFFERSON AVENUE

ST. CLAIR SHORES, MICHIGAN 48080-1530

(586) 777-0400

FAX (586) 777-0430

blbwlaw@yahoo.com

CHARLES T. BERSCHBACK

DON R. BERSCHBACK
OF COUNSEL

August 8, 2013

Honorable Mayor and Council
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

RE. Permanent Easement and Temporary Construction Easement with Wayne County

Dear Honorable Mayor and Council:

I have reviewed the two easements that Wayne County is requesting for purposes of a permanent easement at our DPW yard. I have already negotiated a change in the permanent easement. The original easement would have indicated that Wayne County was not responsible for any damage to the easement area. The revised easement makes clear that Wayne County would be liable for damages to the easement area if they are responsible for the damage.

It would be the prerogative of Council to approve the permanent easement and temporary construction easement for electrical power line purposes at the City's DPW yard and direct the City Administrator to sign the easements.

Very truly yours,



CHIP BERSCHBACK

CTB:nmg

Enclosures

cc: Alfred Fincham
Lisa Hathaway

PERMANENT EASEMENT

THIS INDENTURE, made this _____ day of _____, 20____, by and between the **CITY OF GROSSE POINTE WOODS**, a Michigan Municipal Corporation, whose address is 20025 Mack Plaza, Grosse Pointe Woods, Michigan 48236 hereinafter referred to as the "Grantor", and the **COUNTY OF WAYNE**, a Michigan home rule charter county, on behalf of its Department of Public Services, whose address is 500 Griswold, Detroit, Michigan 48226, hereinafter referred to as the "Grantee",

1. The "Grantor", for and *in consideration of the sum of* One Dollar, (\$1.00) and other valuable consideration, to them paid by the "Grantee", the receipt of which is *hereby acknowledged, (does/do) grant* to the "Grantee", its successors and assigns, *a permanent easement for electrical power lines purposes hereinafter referred to as the "Easement", in, on, over, under, across and through a certain parcel of land situated and described* in the City of Grosse Pointe Woods, County of Wayne, and State of Michigan, to-wit:

SEE ATTACHED CERTIFICATE OF SURVEY AND PERMANENT EASEMENT DESCRIPTION

hereinafter referred to as the "Easement Area",

including the following rights: to grade, survey, clear, inspect, test, construct, maintain, repair, reconstruct, excavate, install, fill, replace, operate and alter a electrical power line and utility poles necessary to and appropriate in the Grantee's judgment to facilitate the proper construction, reconstruction, maintenance and operation of the sewerage system and sod or seed the Easement Area *including* the right of ingress, egress, and the right of the Grantee to go over and upon the Easement Area and to remove, clear and keep cleared all trees, roots, branches, brush and any structures, improvements, fences, buildings, landscaping, or other obstructions which do not interfere with the Grantor's Department of Public Works yards operations from the surface of the Easement Area. Grantee will not be responsible for any damage to, or removal of, landscaping, trees, plant life, structures, improvements and or fences located in the Easement Area.

2. If Grantee or its agent, employees, contractors, subcontractors, vehicles, or equipment are solely responsible for damage to Grantor's land, buildings, fences or crops while entering Grantor's land for the purposes stated in this easement, then Grantee shall be liable for the restoration or costs of any improvements whatsoever, including but not limited to paving, roadways, parking areas, parking islands, sidewalks, curbing, gutters, fences or landscaping such as trees, bushes, flowers or grass located within the easement area that are damaged solely by Grantee in the course of constructing, reconstructing, modifying, adding to, repairing, replacing, operating or maintaining the easement area or any materials or objects thereon.

PERMANENT EASEMENT continued

3. Non-movable or permanent structures shall not be constructed by Grantor, its agents, employees, or contractors within the specific limits of the Easement Area without the prior written consent of the Grantee. Grantor shall not in any way interfere with Grantee's use of the Easement Area or the electrical power line and utility poles located thereon. Grantor agrees, at its own expense, to remove any improvement that interferes with the safe and reliable operation, maintenance and repair of Grantee's facilities upon the written demand of Grantee. If Grantor fails to comply with such demand, Grantor agrees that Grantee may remove any such improvement and bill Grantor for the cost thereof, which cost Grantor shall pay within ninety (90) days after demand therefore. No materials may be stored on the Easement Area by Grantor unless Grantee has given written permission to do so for limited times during specific projects.

4. This conveyance includes a release of any and all damages or claims arising out of the easement herein granted, or because of the establishment, construction, operation, maintenance and improvement of the Easement Area.

5. This Easement shall be binding upon Grantor, and the Grantee, their heirs, assigns, successors in interest and successors in office and be deemed to run with the land in perpetuity.

6. Grantor represents and warrants that Landowner has good and marketable title to the Easement Area free from all defects, liens, taxes, prior or superior interests or otherwise.

TO HAVE AND TO HOLD the same unto the "Grantee", it successors and assigns.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK
SIGNATURES CONTINUE ON NEXT PAGE

PERMANENT EASEMENT continued

IN WITNESS WHEREOF, the Grantor has executed this document as of the date first written above.

Signed and Sealed in presence of:

Signed and Sealed:

Printed Name: (L.S.) By _____ (L.S.)
Printed Name:

Its _____

STATE OF _____ (ss.)
COUNTY OF _____ (ss.)

By _____ (L.S.)
Printed Name:

Its _____

SEAL

On this (1) _____ day of _____, 20____ before me personally appeared and is known to me
or _____ satisfactorily proven to be _____ (2)
and acknowledged
(himself/herself/ themselves) to be the (3) _____ (4-5) of
_____, and on behalf of the said _____ that
(he/she/they), as such, being authorized so to do, executed the foregoing instrument for the purposes therein
contained, by signing the name of the _____ by (himself/herself/themselves) as (3)
_____. In witness whereof I hereunto set my hand and official
seal.

My commission expires: _____ (6) _____ (L.S.)
Notary Public _____ County, _____
Acting in the County of _____

Note: Insert at (1) date (2) names of officer(s) (3) titles(s) of officer(s) (4) name of company acknowledging (5)
state or place of incorporation/formation (6) signature of person taking acknowledgment

Tax Id #: 001-99-0003-701

Address: 21760 Marter Road, Grosse Pointe Woods, Michigan

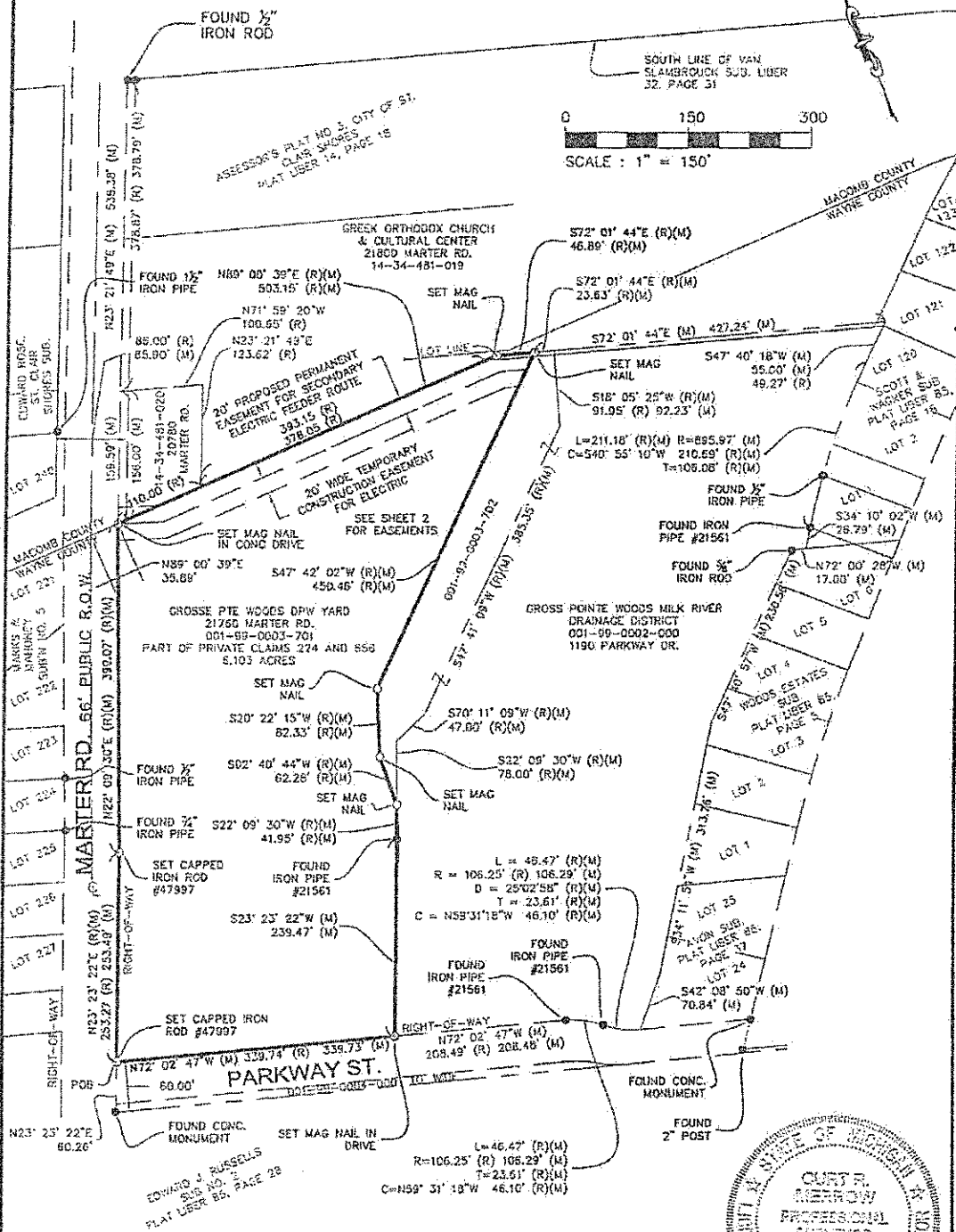
Drafted by:

Stephen A. Campbell
Assistant Corporation Counsel
Wayne County Corporation Counsel
500 Griswold, 11th Floor
Detroit, MI 48226
(313) 224-6822

When recorded return to:

Sandra Martin
Wayne County Department of Public Services
Real Estate Group
400 Monroe Street, 3rd Floor
Detroit, MI 48226

CERTIFICATE OF SURVEY



I HEREBY CERTIFY THAT I HAVE SURVEYED AND MAPPED THE PARCEL OF LAND SHOWN IN ACCORDANCE WITH ACT 132, P.A. 1970, AS AMENDED. AND THAT THE ERROR IN THE RELATIVE POSITION OF POINTS ESTABLISHED DOES NOT EXCEED ONE PART IN 10,000. I FURTHER CERTIFY THAT THERE ARE NO ENCROACHMENTS UPON THE SUBJECT PARCEL UNLESS NOTED ON THE MAP.



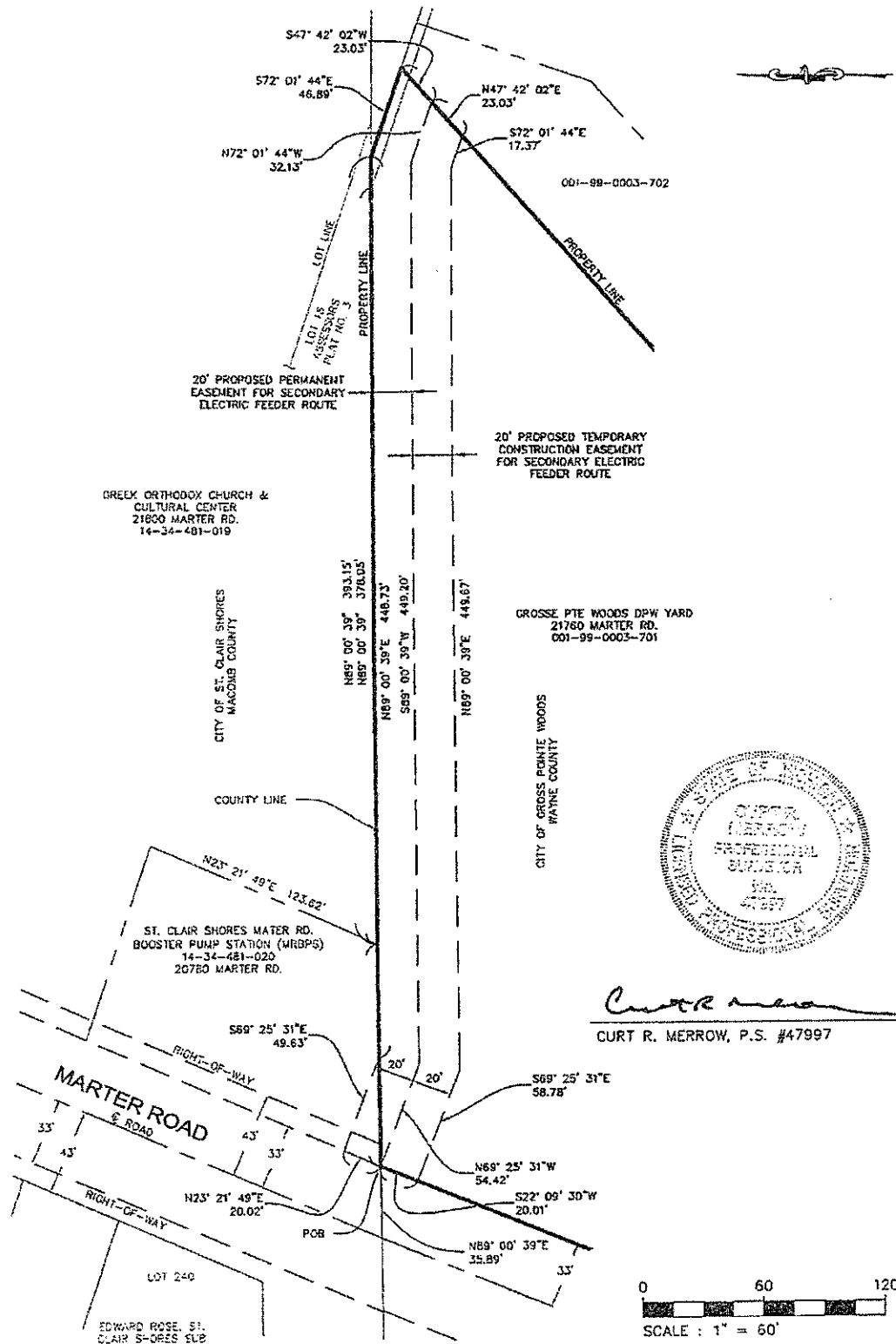
CURT R. MERROW, P.S. #47997

SURVEYED BY:
CURT R. MERROW, P.S.
DC ENGINEERING, P.C.
1210 N. CEDAR ST, SUITE B
LANSING, MICHIGAN 48906
(517) 853-7866

SURVEYED FOR:
CDM SMITH
ONE WOODWARD AVE, SUITE 1500
DETROIT MI, 48226

FIELD: CRM/KRK	COMP: CRM
DRWG: SPS	CHKD: CRM
CLIENT: CDM	
PROJECT: WAYNE COUNTY NESDS	
SHEET: 1 OF 3	DATE: 8-02-2013

CERTIFICATE OF SURVEY



Curt R. Merrow
CURT R. MERROW, P.S. #47997

0 60 120
SCALE: 1" = 60'

SURVEYED BY:
CURT R. MERROW, P.S.
DC ENGINEERING, P.C.
1210 N. CEDAR ST, SUITE B
LANSING, MICHIGAN 48906
(517) 853-7866

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ONE WOODWARD AVE, SUITE 1500
DETROIT MI, 48226

FIELD: CRM/KRK	COMP: CRM
DRWG: SPS	CHKD: CRM
CLIENT: CDM	
PROJECT: WAYNE COUNTY NESDS	
SHEET: 2 OF 3	DATE: 8-02-2013

CERTIFICATE OF SURVEY

LEGAL DESCRIPTION (AS SURVEYED):

LEGAL DESCRIPTION FOR CITY OF GROSSE POINTE WOODS PARCEL

A PARCEL OF LAND BEING PART OF PRIVATE CLAIMS 224 AND 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF MARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT), WHICH IS THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF MARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF MARTER ROAD AND SAID COUNTY LINE; THENCE ALONG SAID COUNTY LINE N89°00'39"E 503.15 FEET; THENCE LEAVING SAID COUNTY LINE S72°01'44"E 46.89 FEET; THENCE S47°42'02"W 450.46 FEET; THENCE S20°22'15"W 82.33 FEET; THENCE S02°40'44"W 62.28 FEET; THENCE S22°09'30"W 41.95 FEET; THENCE S23°23'22"W 239.47 FEET TO A POINT IN THE NORTHERLY RIGHT-OF-WAY OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE N72°02'47"W 339.73 FEET (PREVIOUSLY RECORDED AS 339.74 FEET), TO THE POINT OF BEGINNING; CONTAINING 6.103 ACRES OF LAND MORE OR LESS, AND SUBJECT TO ALL APPURTENANT EASEMENTS AND RESTRICTIONS OF RECORD.

PROPOSED PERMANENT EASEMENT FOR SECONDARY ELECTRIC FEEDER ROUTE

A 20 FEET WIDE STRIP OF LAND BEING PART OF PRIVATE CLAIM 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, AND ALSO PART OF THE CITY OF ST. CLAIR SHORES, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF MARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF MARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, WHICH IS THE POINT OF BEGINNING, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF MARTER ROAD AND SAID COUNTY LINE; THENCE N23°21'49"E 20.02 FEET ALONG A LINE WHICH IS 33.00 FEET PARALLEL TO AND SOUTHEAST OF SAID CENTERLINE OF MARTER ROAD; THENCE S69°25'31"E 49.63 FEET TO A POINT ON SAID MACOMB AND WAYNE COUNTY LINE; THENCE ALONG SAID COUNTY LINE N89°00'39"E 448.73 FEET; THENCE LEAVING SAID COUNTY LINE S72°01'44"E 46.89 FEET; THENCE S47°42'02"W 23.03 FEET; THENCE N72°01'44"W 32.13 FEET; THENCE PARALLEL WITH SAID MACOMB AND WAYNE COUNTY LINE, S89°00'39"W 449.20 FEET; THENCE N69°25'31"W 54.42 FEET TO THE POINT OF BEGINNING.

PROPOSED TEMPORARY CONSTRUCTION EASEMENT FOR SECONDARY ELECTRIC FEEDER ROUTE

A 20 FEET WIDE STRIP OF LAND BEING PART OF PRIVATE CLAIM 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF MARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF MARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, WHICH IS THE POINT OF BEGINNING, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF MARTER ROAD AND SAID COUNTY LINE; THENCE S22°09'30"W 20.01 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF MARTER ROAD; THENCE LEAVING SAID RIGHT-OF-WAY LINE S69°25'31"E 58.78 FEET; THENCE PARALLEL WITH SAID MACOMB AND WAYNE COUNTY LINE, N89°00'39"E 449.67 FEET; THENCE S72°01'44"E 17.37 FEET; THENCE N47°42'02"E 23.03 FEET; THENCE N72°01'44"W 32.13 FEET; THENCE S89°00'39"W 449.20 FEET; THENCE N69°25'31"W 54.42 FEET TO THE POINT ON SAID COUNTY LINE AND BEING 33.00 FEET FROM CENTERLINE OF MARTER ROAD, AND TO THE POINT OF BEGINNING.

LEGEND:

○ = SET PROPERTY CORNER AS NOTED

● = FOUND PROPERTY CORNER AS NOTED

————— PROPERTY LINE

----- EASEMENT LINE

----- ADJACENT PARCEL LINE

----- RIGHT-OF-WAY

POB = POINT OF BEGINNING

(R) = RECORD

(M) = MEASURED



CURT R. MERROW, P.S. #47937

SURVEYED BY:
CURT R. MERROW, P.S.
DC ENGINEERING, P.C.
1210 N. CEDAR ST, SUITE B
LANSING, MICHIGAN 48906
(517) 853-7866

SURVEYED FOR:
CDM SMITH
ONE WOODWARD AVE, SUITE 1500
DETROIT MI, 48226

FIELD: CRM/KRK	COMP: CRM
DRWG: SPS	CHKD: CRM
CLIENT: CDM	
PROJECT: WAYNE COUNTY NESDS	
SHEET: 3 OF 3	DATE: 8-02-2013

TEMPORARY CONSTRUCTION EASEMENT

THIS INDENTURE, made this _____ day of _____, 20__, by and between the **City of Grosse Pointe Woods**, a Michigan municipal corporation, whose address is, 20025 Mack Plaza, Grosse Pointe Woods, Michigan 48236, ("Party of the First Part"), and the **COUNTY OF WAYNE**, a Michigan municipal corporation, , it successors, assigns, agents or contractors, whose address is 500 Griswold, Detroit, Michigan 48226, ("Party of the Second Part") and collectively the "Parties".

1. The said Party of the First Part, for and in consideration of the sum of One (\$1.00) Dollar and other valuable consideration to them, paid by the said Party of the Second Part, *does hereby grant unto the Party of the Second Part, a Temporary Easement to construct electrical power lines in, on, over, and through a certain parcel of land, more particularly described as:*

SEE ATTACHED CERTIFICATE OF SURVEY AND TEMPORARY CONSTRUCTION EASEMENT DESCRIPTION,

including the right of access in the said Party of the Second Part to go over and upon the land of the said Party of the First Part for the purpose of *excavating, filling, installing, and/or grading* provided that the granting of the above Easement does not vest in the Party of the Second Part authority to use any portion of the Easement Area for purposes other than herein designated.

2. As part of the consideration for the granting of the above Easement, the said Party of the Second Part, its successors or assigns, will make reasonable effort to leave the Easement Area in as good condition as presently exists.

3. As part of the consideration for the granting of the above Easement, the rights in land herein granted shall cease to exist upon completion of the construction of the electrical power lines and the commencement of the use thereof.

4. The Party of the Second Part is granted the right of ingress, egress, and the right of the to go over and upon the Easement Area and to remove, clear and keep cleared all trees, roots, branches, brush and any structures, improvements, fences, buildings, landscaping, or other obstructions which do not interfere with the Party of the First Part's Department of Public Works yards operations from the surface of the Easement Area until the rights in land herein granted cease to exist upon completion of the construction of the electrical power lines and the commencement of the use thereof. The Party of the Second Part will not be responsible for any damage to, or removal of, landscaping, trees, plant life, structures, improvements and or fences located in the Easement Area.

TEMPORARY CONSTRUCTION EASEMENT continued

5. Non-movable or permanent structures shall not be constructed by the Party of the First Part, its agents, employees, or contractors within the specific limits of the Easement Area without the prior written consent of the Party of the Second Part until the rights in land herein granted cease to exist upon completion of the construction of the electrical power lines and the commencement of the use thereof. The Party of the First Part shall not in any way interfere with the Party of the Second Part's use of the Easement Area. Until the rights in land herein granted cease to exist upon completion of the construction of the electrical power lines and the commencement of the use thereof, the Party of the First Part agrees, at its own expense, to remove any improvement that interferes with the safe and reliable operation, maintenance and repair of the Party of the Second Part's facilities upon the written demand of the Party of the Second Part. If the Party of the First Part fails to comply with such demand, the Party of the First Part agrees that the Party of the Second Part may remove any such improvement and bill the Party of the First Part for the cost thereof, which cost the Party of the First Part shall pay within ninety (90) days after demand therefore. Until the rights in land herein granted cease to exist upon completion of the construction of the electrical power lines and the commencement of the use thereof, no materials may be stored on the Easement Area by the Party of the First Part unless the Party of the Second Part has given written permission to do so for limited times during specific projects.

6. This conveyance includes a release of any and all damages or claims arising out of the easement herein granted, or because of the establishment, construction, operation, maintenance and improvement of the Easement Area.

7. This Easement shall be binding upon the Party of the First Part, and the Party of the Second Part, their heirs, assigns, successors in interest and successors in office and be deemed to run with the land in perpetuity.

8. The Party of the First Part represents and warrants that the Party of the First Part has good and marketable title to the Easement Area free from all defects, liens, taxes, prior or superior interests or otherwise.

IN WITNESS WHEREOF, the said Party of the First Part has caused these presents to be signed by (himself/herself/themselves) on the day and year first above written.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK
SIGNATURES CONTINUED ON NEXT PAGE

TEMPORARY CONSTRUCTION EASEMENT continued

Signed and Sealed in presence of:

Signed and Sealed:

_____(L.S.) By _____(L.S.)
Printed Name: Printed Name:

Its _____

STATE OF _____(ss.)
COUNTY OF _____(ss.)

By _____(L.S.)
Printed Name:

Its _____

SEAL

On this (1) _____ day of _____, 20____ before me personally appeared and is known to me or satisfactorily proven to be (2) _____ and acknowledged (himself/herself/ themselves) to be the (3) _____ (4-5) of _____, and on behalf of the said _____ that (he/she/they), as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the _____ by (himself/herself/themselves) as (3) _____. In witness whereof I hereunto set my hand and official seal.

My commission expires: _____ (6) _____(L.S.)
Notary Public _____ County, _____
Acting in the County of _____

Note: Insert at (1) date (2) names of officer(s) (3) titles(s) of officer(s) (4) name of company acknowledging (5) state or place of incorporation/formation (6) signature of person taking acknowledgment

Tax Id #: 001-99-0003-701

Address: 21760 Marter Road, Grosse Pointe Woods, Michigan

Drafted by:
Stephen A. Campbell
Assistant Corporation Counsel
Wayne County Corporation Counsel
500 Griswold, 11th Floor
Detroit, MI 48226
(313) 224-6822

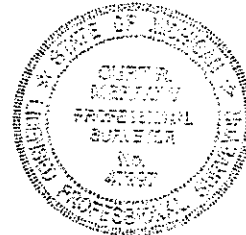
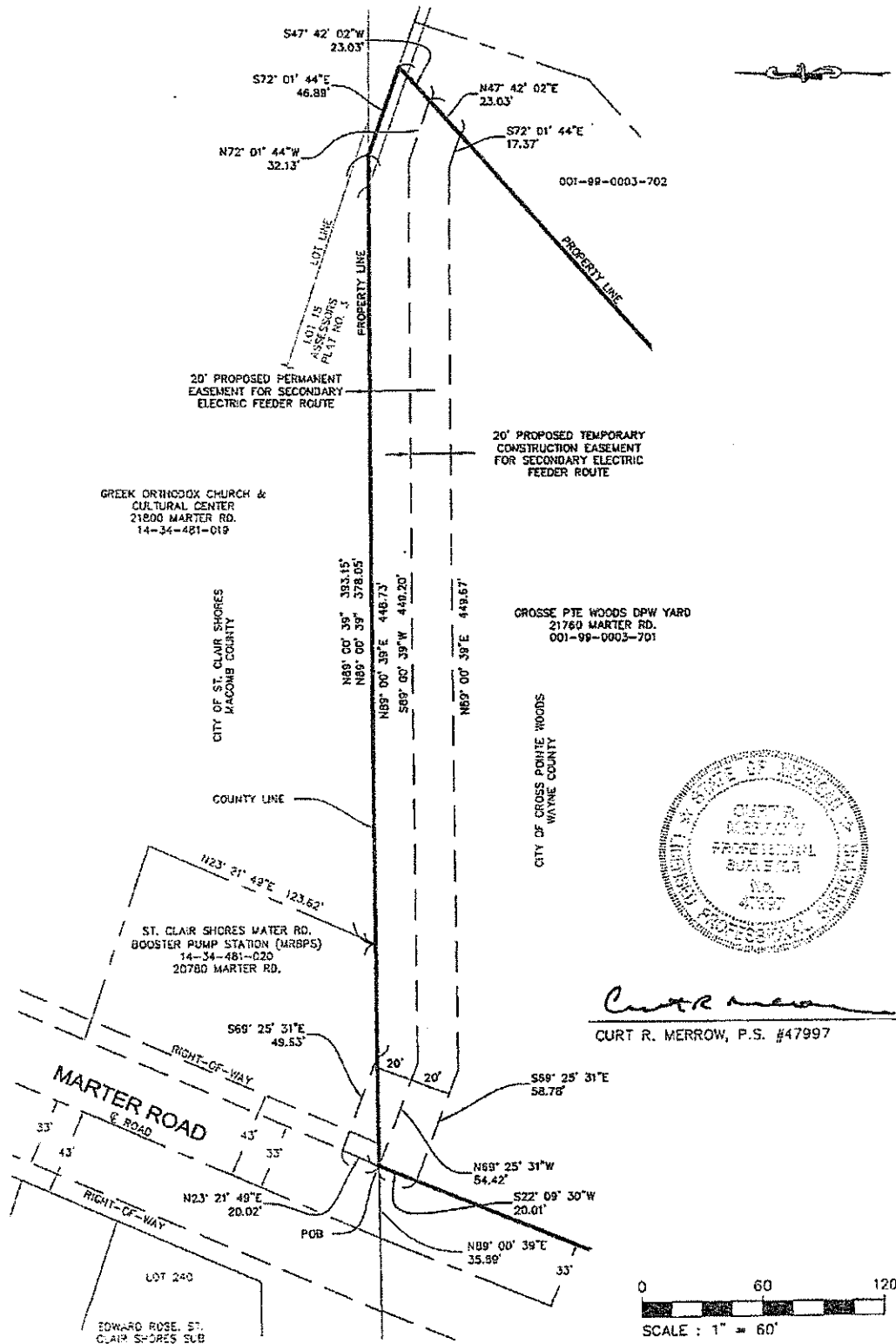
When recorded return to:
Sandra Martin
Wayne County Department of Public Services
Real Estate Group
400 Monroe Street, 3rd Floor
Detroit, MI 48226

[illegible]

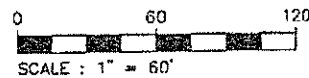
A circular professional seal for Curt E. Morrow, a Professional Surveyor in the State of Michigan. The seal features the text "STATE OF MICHIGAN" at the top and "PROFESSIONAL SURVEYOR" at the bottom. In the center, it reads "CURT E. MORROW", "PROFESSIONAL SURVEYOR", and "No. 47687".

FIELD:	CRM/KRK	COMP:	CRM
DRWG:	SPS	CHKD:	CRM
CLIENT:	CDM		
PROJECT:	WAYNE COUNTY NESDS		
SHEET:	1 OF 3	DATE:	8-02-2013

CERTIFICATE OF SURVEY



Curt R. Merrow
CURT R. MERROW, P.S. #47997



SURVEYED BY:
CURT R. MERROW, P.S.
DC ENGINEERING, P.C.
1210 N. CEDAR ST, SUITE B
LANSING, MICHIGAN 48906
(517) 853-7866

SURVEYED FOR:
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DETROIT MI, 48226

FIELD: CRM/KRK	COMP: CRM
DRWG: SPS	CHKD: CRM
CLIENT: CDM	
PROJECT: WAYNE COUNTY NESDS	
SHEET: 2 OF 3	DATE: 8-02-2013

CERTIFICATE OF SURVEY

LEGAL DESCRIPTION (AS SURVEYED):

LEGAL DESCRIPTION FOR CITY OF GROSSE POINTE WOODS PARCEL

A PARCEL OF LAND BEING PART OF PRIVATE CLAIMS 224 AND 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF WARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT), WHICH IS THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF WARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF WARTER ROAD AND SAID COUNTY LINE; THENCE ALONG SAID COUNTY LINE N89°00'39"E 503.15 FEET; THENCE LEAVING SAID COUNTY LINE S72°01'44"E 46.89 FEET; THENCE S47°42'02"W 450.46 FEET; THENCE S20°22'15"W 82.33 FEET; THENCE S02°40'44"W 62.28 FEET; THENCE S22°09'30"W 41.95 FEET; THENCE S23°23'22"W 239.47 FEET TO A POINT IN THE NORTHERLY RIGHT-OF-WAY OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE N72°02'47"W 339.73 FEET (PREVIOUSLY RECORDED AS 339.74 FEET), TO THE POINT OF BEGINNING; CONTAINING 6.103 ACRES OF LAND MORE OR LESS, AND SUBJECT TO ALL APPURTENANT EASEMENTS AND RESTRICTIONS OF RECORD.

PROPOSED PERMANENT EASEMENT FOR SECONDARY ELECTRIC FEEDER ROUTE

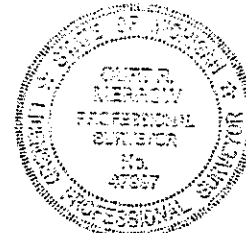
A 20 FEET WIDE STRIP OF LAND BEING PART OF PRIVATE CLAIM 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF WARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF WARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, WHICH IS THE POINT OF BEGINNING, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF WARTER ROAD AND SAID COUNTY LINE; THENCE N23°21'49"E 20.02 FEET ALONG A LINE WHICH IS 33.00 FEET PARALLEL TO AND SOUTHEAST OF SAID CENTERLINE OF WARTER ROAD; THENCE S69°25'31"E 49.63 FEET TO A POINT ON SAID MACOMB AND WAYNE COUNTY LINE; THENCE ALONG SAID COUNTY LINE N89°00'39"E 448.73 FEET; THENCE LEAVING SAID COUNTY LINE S72°01'44"E 46.89 FEET; THENCE S47°42'02"W 23.03 FEET; THENCE N72°01'44"W 32.13 FEET; THENCE PARALLEL WITH SAID MACOMB AND WAYNE COUNTY LINE, S89°00'39"W 449.20 FEET; THENCE N69°25'31"W 54.42 FEET TO THE POINT OF BEGINNING.

PROPOSED TEMPORARY CONSTRUCTION EASEMENT FOR SECONDARY ELECTRIC FEEDER ROUTE

A 20 FEET WIDE STRIP OF LAND BEING PART OF PRIVATE CLAIM 656, CITY OF GROSSE POINTE WOODS, WAYNE COUNTY, MICHIGAN, FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF WARTER ROAD (66 FEET WIDE) AND THE NORTHERLY LINE OF EDWARD J. RUSSELLS SUB. NO.2, RECORDED IN LIBER 85 OF PLATS, PAGE 28; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, N23°23'22"E 60.26 FEET, TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF PARKWAY STREET (60 FEET WIDE AT THIS POINT); THENCE CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF WARTER ROAD THE FOLLOWING TWO COURSES, N23°23'22"E 253.49 FEET (PREVIOUSLY RECORDED AS 253.27 FEET), AND N22°09'30"E 399.07 FEET, TO A POINT IN THE MACOMB AND WAYNE COUNTY LINE, WHICH IS THE POINT OF BEGINNING, SAID POINT BEING DISTANT N89°00'39"E 35.89 FEET ALONG SAID COUNTY LINE FROM THE INTERSECTION OF THE CENTERLINE OF WARTER ROAD AND SAID COUNTY LINE; THENCE S22°09'30"W 20.01 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF WARTER ROAD; THENCE LEAVING SAID RIGHT-OF-WAY LINE S69°25'31"E 58.78 FEET; THENCE PARALLEL WITH SAID MACOMB AND WAYNE COUNTY LINE, N89°00'39"E 449.67 FEET; THENCE S72°01'44"E 17.37 FEET; THENCE N47°42'02"E 23.03 FEET; THENCE N72°01'44"W 32.13 FEET; THENCE S89°00'39"W, 449.20 FEET; THENCE N69°25'31"W 54.42 FEET TO THE POINT ON SAID COUNTY LINE AND BEING 33.00 FEET FROM CENTERLINE OF WARTER ROAD, AND TO THE POINT OF BEGINNING.

LEGEND:

- = SET PROPERTY CORNER AS NOTED
- = FOUND PROPERTY CORNER AS NOTED
- PROPERTY LINE
- - - - - EASEMENT LINE
- - - - - ADJACENT PARCEL LINE
- - - - - RIGHT-OF-WAY
- POB = POINT OF BEGINNING
- (R) = RECORD
- (M) = MEASURED



Curt R. Merrow
CURT R. MERROW, P.E. #47997

SURVEYED BY:
CURT R. MERROW, P.S.
DC ENGINEERING, P.C.
1210 N. CEDAR ST, SUITE B
LANSING, MICHIGAN 48906
(517) 853-7865

SURVEYED FOR:
CDM SMITH
ONE WOODWARD AVE, SUITE 1500
DETROIT MI, 48226

FIELD:	CRM/KRK	COMP:	CRM
DRAWG:	SPS	CHKD:	CRM
CLIENT:	CDM		
PROJECT:	WAYNE COUNTY NESDS		
SHEET:	3 OF 3	DATE:	8-02-2013



(11B)

CITY OF GROSSE POINTE WOODS
MEMORANDUM

DATE: September 30, 2013

TO: Al Fincham, City Administrator

CC: Dee Ann Irby, Treasurer/Comptroller

FROM: Susan Como, Executive Assistant/PAATS Representative

SUBJECT: SMART Municipal and Community Credits Contract for FY - 2014

RECEIVED
OCT - 1 2013
CITY OF GROSSE PTE. WOODS

Attached is the *FY-2014 Municipal Credit and Community Credit Contract* between SMART and the City. The contract outlines that the City will receive \$15,884 in Municipal Credits and \$19,550 in Community Credits, totaling \$35,434.

The *Projected FY-2014 Operating Budget* (Exhibit B) outlining how funds will be expended is as follows:

OPERATING EXPENSES	
Administrative Fee	\$3,543
Other – Transfer to PAATS	\$22,000
Taxi Service	\$1,000
Charter Service	\$7,091
Capital Purchases	\$1,800
Total	\$35,434
REVENUES	
Municipal Credit Funds	\$15,884
Community Credit Funds	\$19,550
Total Revenue	\$35,434

I recommend approval of *SMART Municipal and Community Credit Contract for FY-2014*.

Attachments

RECOMMENDED FOR APPROVAL AS SUBMITTED:


Al Fincham, City Administrator

10-1-13
Date



Suburban Mobility Authority for Regional Transportation

Buhl Building • 535 Griswold Street, Suite 600 • Detroit, MI 48226 • (313) 223-2100

September 10, 2013

Ms. Susan Como
Executive Assistant
City of Grosse Pointe Woods
20025 Mack Plaza Drive
Grosse Pointe Woods, MI 48236

Dear Sue:

Enclosed is the FY 2014 Municipal and Community Credit contract between SMART and the City of Grosse Pointe Woods. **GOOD NEWS: The attached contract funding amount is the same as FY'13.** We had previously informed you in a June 6, 2013 letter that the FY '14 Municipal Credit funding was being reduced by 50%. Due to the recent State legislation, FY'14 Municipal Credit funds have been restored to 100%.

To receive your FY 2014 funds, please complete the enclosed contract, including Exhibits A and B and the EEOC Report A form. The employee information reported on the EEOC form should only include the department and persons involved in the transportation program. Quarterly Operating Report (via MYSMART, is due at the end of each quarter during the term of the contract and is the mechanism finance uses to disburse municipal and community credit funds.

Upon completion, please mail all documents to me for final execution. Once the contract has been signed by SMART's General Manager, I will return a fully executed contract to you for your record. As always, please feel free to call me at (313) 461-4519 if you have questions or need my assistance to fill out the contract.

I wish you much success with your community transportation program.

Sincerely,

Melissa V. Hightower
Ombudsperson, Wayne County

Enclosures



MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT

for FY - 2014

I, Robert E. Novitke, as the Mayor _____ of the City of Grosse Pointe Woods (hereinafter, the "Community") hereby apply to SMART and agree to the terms and conditions herein, for the receipt and expenditure of **Municipal Credits** (Section 1 below), and **Community Credits** (Section 2 below); and further agree that the **Municipal and Community Credits Master Agreement** between the parties is incorporated herein by reference. A description of the service the Community shall provide hereunder is set forth in Exhibit A, and the operating budget for that service is set forth in Exhibit B, both of which are attached hereto and incorporated herein.

1. The Community agrees to use \$15,884 in **Municipal Credit** funds as follows:

- (a) Transfer to PAATS Funding of: \$ 10,500
TRANSFeree COMMUNITY
- (b) Van/Bus Operations At the cost of: \$ 5,384
(Including Charter and Taxi services)
- (c) Services Purchased from SMART At the cost of: \$ _____
(Including Tickets, Shuttle Services/Dial-a-Ride)

Total \$ 15,884

SMART intends to provide Municipal Credit funds under this contract to the extent funds for the program are made available to it by the Michigan Legislature pursuant to Michigan Public Act 51 of 1951. Municipal Credit funds made available to SMART through legislative appropriation are based on projected revenue estimates. In the event that revenue actually received is insufficient to support the Legislature's appropriation, it will result in an equivalent reduction in funding provided to the Community pursuant to this Contract. In such event, SMART reserves the right, without notice, to reduce the payment of Municipal Credit funds by the amount of any reduction by the legislature to SMART. All funding must be spent by September 30, 2015; all funds not spent by that date will revert back to SMART pursuant to Michigan Public Act 51 of 1951, for expenditure consistent with Michigan law and SMART policy.

2. The Community agrees to use \$19,550 in **Community Credit** funds available as follows:

- (a) Transfer to PAATS Funding of: \$ 11,500
TRANSFeree COMMUNITY
- (b) Van/Bus Operations At the cost of: \$ 6,250
(Including Charter and Taxi services)
- (c) Services Purchased from SMART At the cost of: \$ _____
(Including Tickets, Shuttle Services/Dial-a-Ride)
- (d) Capital Purchases At the cost of: \$ 1,800

Total \$19,550

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT

for FY - 2014

Capital purchases permitted with Community Credits are subject to applicable state and federal regulations, and SMART policy, including procurement guidelines. When advantageous, SMART may make procurements directly. Reimbursement for purchases made by Community requires submission of proper documentation to support the purchase (i.e. purchase orders, receiving reports, invoices, etc.). Community Credit dollars available in FY 2014, may be required to serve local employer transportation needs per the coordination requirements set forth in the aforementioned Master Agreement. All Community Credit funds must be spent by June 30, 2016 unless approval from SMART General Manager is obtained to extend Community Credits for an additional 2 years to allow accrual for major capital projects; any funds not spent by that date may revert back to SMART for expenditure consistent with SMART policy.

This agreement shall be binding once signed by both parties.

CITY OF GROSSE POINTE WOODS

By: _____

Robert E. Novitke

Date _____

Its: Mayor _____

Suburban Mobility Authority for
Regional Transportation

Date _____

By: _____

John C. Hertel
General Manager

Approved for Signature

Charles T. Berschback
City Attorney

Date: _____

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT for FY - 2014

EXHIBIT B

PROJECT OPERATING BUDGET

Municipality: City of Grosse Pointe Woods

Contract Period: July 1, 2013- June 30 2014

Account No: _____

OPERATING EXPENSES:

Administrative Fee	
(10% max. of MC & CC funds)	<u>\$3,543</u>
Driver Wages	_____
Fringe Benefits	_____
Gasoline & Lubricants	_____
Vehicle Insurance	_____
Parts, Maintenance Supplies	_____
Mechanic Wages	_____
Fringe Benefits	_____
Dispatch Wages	_____
Other (Specify)-Transfer to PAATS	<u>\$22,000</u>

Sub-Total (Operating Expenses) \$25,543

PURCHASED SERVICE:

Taxi Service	<u>\$1,000</u>
Charter Service	<u>\$7,091</u>
SMART Bus Tickets	_____
SMART Shuttle Service	_____
SMART Dial-A-Ride	_____
Other (Specify) _____	_____

Sub-Total (Purchased Service) \$8,091

CAPITAL EQUIPMENT:

(Only list purchases to be made with Community Credits)

Computer Equipment	_____
Software	<u>\$1,800</u>
Vehicle	_____
Maintenance Equipment	_____
Other (Specify) _____	_____

Sub-Total (Capital Equipment) \$1,800

TOTAL EXPENSES

(Operating Expenses, Purchased Service,
and Capital Equipment):

\$35,434

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT for FY - 2014

EXHIBIT B, continued (Page 2)

REVENUES:

Municipal Credit Funds	<u>\$15,884</u>
Community Credit Funds	<u>\$19,550</u>
Specialized Services Funds	<u> </u>
General Funds	<u> </u>
Farebox Revenue	<u> </u>
In-Kind Service	<u> </u>
Special Fares (Contracted Service)	<u> </u>
Other (Specify)	<u> </u>

TOTAL REVENUE:

\$35,434

(Note: TOTAL EXPENSES must equal TOTAL REVENUE)

EXHIBIT A

Project Description

Pointe Area Assisted Transportation Service (PAATS)

A subsidized transportation service program is provided to the elderly and handicapped residents in the City of Grosse Pointe Woods. Eligible residents may use this service for medical, nutritional, social and recreational purposes.

The *PAATS* program services an area primarily composed of the Grosse Pointes and Harper Woods. Extended boundaries include 11 Mile Road, Gratiot, Chalmers, Lake St. Clair/Detroit River and site specific locations. These site specific locations are as follows: Henry Ford Hospital; Detroit Medical Center; City County Building; Regal Court Complex (27472 Schoenherr); St. John Surgery Center (21000 12 Mile); St. John Macomb; East Area Family Physicians (30695 Little Mack); additional site specific locations as needed.

Service Hours: 7:00am – 4:00 pm, Monday through Friday (by appointment).

Eligibility Criteria: Residents 60 years of age and older; disabled persons of any age.

Program participants pay a fare of \$3.00 within the Grosse Pointes and Harper Woods; \$4.00 outside of the Grosse Pointes and Harper Woods but still within *PAATS* boundaries; \$5.00 for any specific site location; \$6.00 Gratiot Loop.

The level of service is subject to availability. Appointments may be made up to 15 days in advance. Buses used by *PAATS* may transport a maximum of 18 passengers and are wheelchair lift equipped.

The total funds allocated for this program are \$22,000. This amount includes Municipal and Community Credits.

Charter Bus

Recreational and cultural activities are provided to residents in the City of Grosse Pointe Woods through a charter bus service. Travel accommodations are provided for individuals with special needs.

The charter bus service program provides residents with destinations within Wayne, Oakland, Macomb, St. Clair and Monroe Counties.

Reservations: 8:30 am – 5:00 pm, Monday through Friday. The charter bus trip times vary according to the event scheduled.

Eligibility Criteria: Residents of any age within the City of Grosse Pointe Woods.

Program participants pay a trip fare that does not include the cost of transportation.

The level of service is subject to availability based upon a first come, first served basis. Buses used in the program may transport up to 55 passengers. Wheelchair lift equipped buses are provided upon request when sufficient notice is given.

The total funds allocated for this program are \$7,091. This amount includes Municipal and Community Credits.

Subsidized Taxi

A subsidized transportation service program is provided to the elderly and handicapped residents in the City of Grosse Pointe Woods with the Shamrock Cab Company. Credit funds are used to pay the first \$5.00 of a metered fare, with the remaining fare balance paid by the resident.

The subsidized taxi program is limited to the residents of Grosse Pointe Woods. Residents may use the program for transportation within the entire range served by the taxi company. A limit is not placed on the distance a resident may travel.

Service Hours: 24 hours a day, 365 days a year.

Eligibility Criteria: Residents 60 years of age and older and disabled persons of any age.

Program participants are charged a metered fare of \$2.50 per mile. The first \$5.00 of the fare is subsidized by the City.

The level of service is subject to availability. Calls are answered within a one-hour period, with the average response time being 20 minutes.

The total funds allocated for this program are \$1,000. This includes Municipal and Community Credits.

Capital Improvements

Software

When residents are interested in participating in a trip, RecPro software is used to assign people to the trip, print out rosters, send out itineraries, as well as to create weekly, monthly, and annual reports.

The total funds from Community Credits allocated for Capital Improvements are \$1,800.

TIC

RECEIVED
OCT - 1 2013
CITY OF GROSSE PTE. WOODS

October 7, 2013

Ms. Julie Moore
31603 Edwood
Warren, MI 48088

RE: Employment Agreement

Dear Ms. Moore:

On behalf of the City of Grosse Pointe Woods I am pleased to offer you the position of Court Administrator. Your starting compensation will be \$55,000.00 annually. This position is considered an exempt position for purposes of Federal Wage/Hour Law, and you are not entitled to overtime pay. You will be eligible for annual performance reviews which may lead to increases or decreases in your compensation based on budgetary concerns. Beginning the first year of employment you will be entitled to 15 days of vacation. Details on all benefits included in your benefits package will be provided to you during your first day as Court Administrator along with the City's *Employee Handbook*. You will report directly to the City Administrator.

The City's policies and procedure that govern certain aspects of your employment will be contained in the *Employee Handbook* and as such, it could change at any time based on the Administration and City Council approvals. If all of the requirements of this letter are met, you will begin your position as Court Administrator with the City on October 11, 2013. If you wish to accept this offer, please sign in the place provided below and return it to me immediately.

We look forward to having you continue with the City of Grosse Pointe Woods team in the position of Court Administrator. However, we recognize that you retain the option, as does the City, of ending your employment with the City at any time, with or without notice and with or without cause. As such, your employment with the City is at/will and neither this letter nor any other oral or written representations may be considered a contract or an agreement for any specific period of time.

Should you have any questions about commencing your position as Court Administrator with the City of Grosse Pointe Woods, please do not hesitate to contact me at 313.343.2450.

Sincerely,

AL FINCHAM
City Administrator

cc: Don R. Berschback,
Dee Ann Irby
Lisa K. Hathaway

I AGREE TO THE TERMS OF THE EMPLOYMENT CONDITIONS SET FORTH ABOVE.

October 1, 2013
Date


JULIE MOORE

(TID)

RECEIVED
OCT - 1 2013
CITY OF GROSSE POINTE WOODS

October 7, 2013

Ms. Beth Miro
53098 Ridgewood
Chesterfield Township, MI 48051

RE: Employment Agreement

Dear Ms. Miro:

On behalf of the City of Grosse Pointe Woods I am pleased to offer you the position of Deputy Court Administrator. Your starting compensation will be \$44,000.00 annually. This position is considered an exempt position for purposes of Federal Wage/Hour Law, and you are not entitled to overtime pay. You will be eligible for annual performance reviews which may lead to increases or decreases in your compensation based on budgetary concerns. Beginning the first year of employment you will be entitled to 5 weeks (25 days) of vacation. Details on all benefits included in your benefits package will be provided to you during your first day as Deputy Court Administrator along with the City's *Employee Handbook*. You will report directly to the Court Administrator.

The City's policies and procedure that govern certain aspects of your employment will be contained in the *Employee Handbook* and as such, it could change at any time based on the Administration and City Council approvals. If all of the requirements of this letter are met, you will begin your position as Deputy Court Administrator with the City on October 11, 2013. If you wish to accept this offer, please sign in the place provided below and return it to me immediately.

We look forward to having you continue with the City of Grosse Pointe Woods team in the position of Deputy Court Administrator. However, we recognize that you retain the option, as does the City, of ending your employment with the City at any time, with or without notice and with or without cause. As such, your employment with the City is at/will and neither this letter nor any other oral or written representations may be considered a contract or an agreement for any specific period of time.

Should you have any questions about commencing your position as Deputy Court Administrator with the City of Grosse Pointe Woods, please do not hesitate to contact me at 313.343.2450.

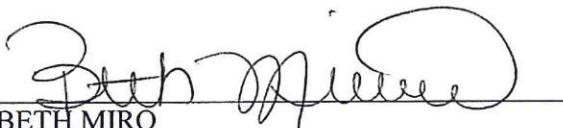
Sincerely,

AL FINCHAM
City Administrator

cc: Don R. Berschback,
Dee Ann Irby
Lisa K. Hathaway
Julie Moore

I AGREE TO THE TERMS OF THE EMPLOYMENT CONDITIONS SET FORTH ABOVE.

October 1, 2013
Date


BETH MIRO

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

RECEIVED

SEP 05 2013

CITY OF GROSSE PTE. WOODS
FEDERAL I.D. 38-1996878

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

Attention: Mr. Al Fincham, City Administrator

September 01, 2013
Client: 000896
Matter: 000000
Invoice #: 102581

REGARDING: GENERAL MATTERS

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

TOTAL

\$621.30

Q.7

KELLER THOMA
A PROFESSIONAL CORPORATION

COUNSELORS AT LAW
440 EAST CONGRESS
5TH FLOOR
DETROIT, MICHIGAN
313.965.7610
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FEDERAL I.D. 38-1996878

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

September 01, 2013
Client: 000896
Matter: 000000
Invoice #: 102581

Attention: Mr. Al Fincham, City Administrator

Page: 1

RE: GENERAL MATTERS

For Professional Services Rendered through August 31, 2013

DATE	ATTY	DESCRIPTION	HOURS
08/06/2013	DAH	Email messages from and to Finance Director Irby regarding changes to PSO contract.	0.25
08/07/2013	DAH	Attention to revisions to PSO contract and emailing same to Finance Director Irby and PSO Chalut.	1.00
08/14/2013	DAH	Attention to preparation of contract with the POLC Command Officers unit.	2.75
08/20/2013	DBD	Attention to telephone call from City Administrator Fincham and review of files with respect to pending contract negotiation matters.	0.50
08/20/2013	DAH	Attention to final revisions to draft contracts with the COAM and AEMT units.	1.00
Total Services			\$582.50

ATTORNEY		HOURS	RATE	AMOUNT
DAH	DEBRA A. HOOPER	5.00	\$100.00	\$500.00
DBD	DENNIS B. DuBAY	0.50	\$165.00	\$82.50

KELLER THOMA
A PROFESSIONAL CORPORATION

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

Attention: Mr. Al Fincham, City Administrator

September 01, 2013
Client: 000896
Matter: 000000
Invoice #: 102581

Page: 2

RE: GENERAL MATTERS

DISBURSEMENTS

08/20/2013 Document Reproduction

\$38.80

Total Disbursements \$38.80

Total Amount Due

\$621.30

Q7

(130)

DON R. BERSCHBACK
ATTORNEY AND COUNSELOR AT LAW
24053 JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1530

(588) 777-0400
FAX (588) 777-0430
E-MAIL donberschback@yahoo.com

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

September 30, 2013

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

RE: September 2013 Billing/DRB

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
9.3.13	Emails, letters, and TCs on miscellaneous City matters (1.00); meeting with SF (.25)	1.25
9.4.13	Court work (.25); meeting with SF on CC and COW issues and necessary follow up (1.00)	1.25
9.6.13	Emails, letters, and TCs on miscellaneous projects (.50); work on Hampton Road issues (.75); warrant reviews (1.00); work on CC and COW matters (1.00); review of Court cases (.50); work on LCC and ordinance matters (.50)	4.25
9.9.13	Review of weekend packet and necessary follow up on CC matters (1.25); LCC work (1.75); attendance at CC and COW meetings (2.50)	5.50
9.10.13	Additional LCC work (1.00); miscellaneous TCs, emails and letter correspondence (.75);	1.75
9.11.13	Attendance at Municipal Court (2.75); meeting with Department Heads (1.00); election commission meeting and follow up (.50); warrant review (.25)	4.50
9.12.13	LCC work (.75); CC and COW work (.75); meeting with SF (.25); FOIA and miscellaneous emails (.50)	2.25
9.13.13	Review of bankruptcy information and response (.50); LCC work (1.25)	1.75
9.16.13	Review of weekend packet (.50); research and all TCs and follow up on cell tower application for CC (1.75); attendance at COW and CC meetings and additional follow up meetings (3.50); review of Court cases (.50)	6.25
9.17.13	TCs, emails and letter correspondence on citizen complaints and general City matters and follow up thereto (1.00); FOIA and warrant review (.25); investigation of citizen complaint (.50)	1.75
9.18.13	Attendance at Municipal Court and follow up (3.25); citizen complaint matter (.25); LCC work and memo (.50); letter correspondence on dog cases and other emails (.50)	4.50
9.19.13	Work on CC and COW matters (1.00); Court research and ordinance review (.50)	1.50
9.20.13	FOIA (.25); letter correspondence regarding ordinance problem (.50)	0.75

9.24.13	TCs, emails and letter correspondence (1.00); initial drafting of 2 employee contracts (1.00)	2.00
9.30.13	All TCs, emails and letter correspondence on miscellaneous City matters (1.00); outside litigation work (.75); finalization of employee contracts (.75); legal research and ordinance review (1.25)	3.75

DRB = 43.00 hours x \$155.00
BALANCE DUE: \$ 6,665.00

Breakdown

General	35.75 hours
Municipal Court	7.25 hours
Bldg/Planning Comm.	0 hours
MTT	0 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
 MTT - Michigan Tax Tribunal

CHARLES T. BERSCHBACK

ATTORNEY AT LAW
24053 EAST JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1530

(586) 777-0400
FAX (586) 777-0430
blbwlaw@yahoo.com

DON R. BERSCHBACK
OF COUNSEL

CHARLES T. BERSCHBACK

September 30, 2013

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

RE: Billing/ CTB Only

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
9/3/2013	Work on TT cases, contact with appraisers for quotes (.75); miscellaneous discovery for Municipal Court (.25); work on WCF application, review of Cross Pointe lease (.25)	1.25
9/3/2013	Work on Council Resolution and cover letter re: Cross Pointe WCF application (.50); PC work on AT&T WCF application for Milk River (.50); TCs and meeting with SF re: pending matters and all follow up (.50); work on Hampton Road matter (.25)	1.75
9/4/2013	Work on PC AT&T application (.25); TT review of appraisal issues; TC SV (.50); work on Hampton Road (.25)	1.00
9/17/2013	TC GT, work on Milk River application, TCs re: Briarwood (.50); work on Hampton Road file (.25); Municipal Court response to motion to set aside judgment after bond forfeiture (.25); TCs on Municipal Court cases (.25)	1.25
9/18/2013	Municipal Court docket, warrant, meetings with Department Heads on miscellaneous matters (3.75); continued work on bond issue, research, calls and finalized motion (.50); follow up calls on Municipal Court (.25)	4.50
9/19/2013	Begin research of constitutionability of GPW ordinance limiting dog ownership to 2 dogs, Municipal court case pending (1.00); TC GT, finalized AT&T PC letter and Resolutions (.50)	1.50
9/20/2013	Follow up on Sprint WCF minutes and resolution, calls and emails (.50); TC on Municipal Court cases, bond motion (.50)	1.00
9/23/2013	LCC issues, review of applications, TC LCC, letter to Clerk (.50); TC BN, TC LH, calls and emails (.50)	1.00
9/24/2013	TCs on Municipal Court docket (.25); TCs regarding PC meeting (.25); attendance at PC meeting (2.25)	2.75
9/25/2013	Research and emails on procedural issue for PC (.50); attendance at Municipal Court a.m. docket, review of warrants, meetings with staff (2.50); follow up on AT&T application (1.00)	4.00
9/26/2013	Calls and work on AT&T matter, file review and research (1.00)	1.00

9/30/2013 Review of AG Opinion on cell tower special land use, TC GT, email and research on effect of AG Opinion (.50); TC SV , prep for closed session on TT matters (2.00); attendance at closed session on TT matters (2.00)

4.50

CTB = 25.50 hours at \$140.00 per hour
TOTAL DUE:

\$ 3,570.00

TC - Telephone
SF - Skip Fincham
ST - Susan Tobin
DAI - DeeAnn Irby
DAP Director Andrew Pazuchowski
M/C - Mayor and Council

GT - Gene Tutag
LH - Lisa Hathaway
Det. Bur. - Detective Bureau
PC - Planning Commission
TT - Tax Tribunal
SV - Scott Vandemergel

Breakdown

General	4.00 Hours
Municipal Court	9.50 hours
Building/Planning Commission	6.75 hours
Tax Tribunal	5.25 hours