

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, AUGUST 14, 2017, IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

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

ALSO PRESENT: City Administrator Smith
City Attorney Chip Berschback
City Clerk Hathaway
Director of Public Services Schulte
City Engineer Lockwood

Mayor Novitke called the meeting to order at 7:00 p.m.

Motion by McConaghy, seconded by Bryant, to excuse Council Member Ketels from tonight's meeting.

Motion carried by the following vote:

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

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

The following individuals were present to address the **Milk River Easements**.

John Brennan
Attorney, Milk River Board

James Rydquist
Tetra Tech
Engineer

Greg Tupancy
Wayne County Service Group
Project Manager

Keith Graboske
Macomb County Public Works
Macomb County Representative on Milk River Board

Motion by Granger, seconded by Shetler, that the following items be received and placed on file:

1. Letter 08/14/17 – City Attorney
2. Escrow Agreement
3. Drain Easements (Permanent and Temporary)
4. Temporary Access Easement

Motion carried by the following vote:

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

The purpose of tonight's meeting was to discuss Milk River Easements. Mr. Rydquist provided an overview of the documents presented at tonight's meeting; Escrow Agreement, Drain Easements (Permanent and Temporary), and Temporary Access Easement.

He stated work included cleaning and repairing intake pipes that are half-full of sediment. The process includes placing a plastic liner inside of the pipes that are broken and will be reinforced from the inside with bands, approximately fifty. They will be brought in through the manhole. This work will be done from October to March over the next two years.

He stated the Ford House Easement is not completed and needs an Easement Agreement. Work requires repair of the force main. Also located underneath the Milk River is a 42" pipe with a break.

Regarding the pump station at Lake Front Park, Tetra Tech and the Department of Public Services will look at the site line for the new addition being added to the pump station and to determine if tapping into the City's water line in the park is a better option than a new water line under Jefferson Avenue. It was explained that work will include installing piles to hold the foundation of the addition. On site equipment will drive piles and pour concrete, and will last a couple of weeks. He is unsure of exactly what equipment will be needed, but is not expecting to use a crane.

A concern was raised regarding the roads and parking areas in the park having been redone and weight of vehicles and debris that will remove the sediment. Mr. Rydquist said the weight of these vehicles will not exceed the weight limit for the roads and parking area.

The Mayor briefly discussed the City Attorney's letter. Mr. Brennan stated that the City will be assessed 50% of anything that gets assessed to the Escrow. Anything actually getting spent from escrow will be assessed back to the District and the City's portion is 50.1%. The recommendation from the City Attorney is to wait until August 21st for Council to make a decision regarding the Easements, which is following the Drainage Board's meeting also being

held on the 21st to address the \$150,000 escrow. Mr. Brennan stated that before-and-after videos will be looked at closely. The contractor will be looked at to indemnify where that work should have been done correctly.

Mr. Brennan provided an overview of the Permanent and Temporary Easements as well as the Escrow Agreement. With respect to the Easement Agreement he pointed out that an escrow was an unusual request, however he will be making a recommendation to approve the Escrow Agreement to the Milk River Board.

The City Attorney, City Engineer, City Administrator and Director of Public Services all recommended the Agreements be approved at the August 21, 2017, City Council Meeting.

Mr. Brennan then addressed overruns. He has had discussions with the contractor and Tetra Tech. He received a delay notice from the contractor back in June that started concern. He is going to speak to MDEQ and there are other possibilities for ordering valves and performing field work in terms of excavation work to eliminate a delay claim. He is hoping to substantially reduce a delay claim.

Motion by Granger, seconded by Bryant, regarding Milk River Easements, that the Committee-of-the-Whole recommend the City Council approve the Escrow Agreement, Drain Easements (Permanent and Temporary), and Temporary Access Easement presented this evening.

Motion carried by the following vote:

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

The following items were discussed under New Business:

- Woods/Shores Little League – There was a consensus of the Council to acknowledge and celebrate the team winning Regionals, as well as moving forward to the World Series that would be similar to the last time they won.
- Music on the Lawn to be held October 25th – There was a consensus of the Council for the Mayor to attempt to arrange for a food truck for the Music on the Lawn event.

Motion by Bryant, seconded by Koester, that the meeting of the Committee-of-the-Whole be adjourned at 7:59 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

Robert E. Novitke
Mayor