

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, FEBRUARY 27, 2017, 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
ABSENT: Shetler

ALSO PRESENT: City Administrator Smith
Treasurer/Comptroller Behrens
City Attorney Chip Berschback
City Clerk Hathaway

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

Motion by Bryant, seconded by Ketels, 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
No: None
Absent: Shetler

Motion by Bryant, seconded by Granger, 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
No: None
Absent: Shetler

Discussion ensued regarding **Charitable Solicitations**. The Chair provided an overview and referenced the recent Attorney General's opinion regarding street solicitation. The City Attorney stated that the other Grosse Pointe communities do not issue permits for soliciting in roadways except Grosse Pointe Farms. He stated the City has a right to regulate solicitations, and stated that Grosse Pointe City's attorney has the same opinion; that the City has the right to regulate solicitations. The Michigan Attorney General based his opinion on the Michigan Traffic Code, which makes it illegal to impede traffic.

The City Administrator provided data from the Department of Transportation that identified a significant increase in crashes, fatalities, and injuries which have reportedly risen by approximately 10%. He stated distracted driving is the forefront of the problem. The Mayor posed a scenario and asked the City Administrator if there was an assurance that solicitors do not leave the corners, and don't go into the roadway, and limited

solicitations when cars stop, would that be suitable to try for a year. The City Administrator stated if we allow one group, we would have to apply it across all groups. The City Administrator would not be opposed to a limited trial basis for a specific number of days.

The City Attorney stated the City has the right to restrict or prohibit soliciting in the street, that it is illegal to solicit in the street, and it is a violation to impede traffic. The City Attorney's opinion was that it is illegal to solicit from the curb. The City Administrator recommended not permitting street solicitation because he has to follow the law. It was determined to not permit soliciting in the street.

Under New Business:

- The Treasurer/Comptroller provided an update regarding the amendment process for the W-2 withholding matter. She distributed data and will be issuing amended W-2c's for 2013 as well. This item will be discussed at the Committee-of-the-Whole on March 6, 2017, to address 2011 and 2012.

Under Public Comment:

- Dennis Janowski spoke regarding soliciting in the street and is in opposition to the City Attorney's opinion.
- Joyce Janowski was opposed to the decision regarding soliciting in the street and that the City did not contact the other nonprofit organizations.
- A gentleman spoke regarding the data the City Administrator used regarding soliciting in the street stating it was compiled on a national level.

Motion by Granger, seconded by Ketels, that the meeting of the Committee-of-the-Whole be adjourned at 8:00 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

Robert E. Novitke
Mayor