

SUMMARY OF COUNCIL ACTION

**CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Regular City Council Meeting Agenda
Monday, December 6, 2021
7:00 p.m.**

5. CONSENT AGENDA – All items approved with the exception of items removed for discussion.

A. Approval of Minutes

1. City Council 11/15/21
2. Tree Commission 10/06/21

B. Bids/Proposals/Contracts

1. License Agreement: AT&T Wireless (5th Amendment) – Removed from Consent Agenda.

- a. Memo 11/28/21 - City Attorney
- b. Fifth Amendment to License Agreement
- c. License Agreement 06/17/96 and Addendum 06/17/96
- d. First Amendment to License Agreement 03/30/04
- e. Second Amendment to License Agreement 09/24/08
- f. (3rd) Second Amendment to License Agreement 09/06/11
- g. Fourth Amendment to License Agreement 09/25/18

2. Contract: Annual Fuel Purchase

- a. Memo 11/29/21 - Director of Public Services
- b. Bid Tabulation - RKA Tank Wagon 12/10/19
- c. Bid Tabulation - RKA Truck Transport 12/10/19

C. Ordinances

1. First Reading: An Ordinance to Amend the Code of Ordinances for the City of Grosse Pointe Woods, Chapter 2, Administration, Article VI, Elections to Amend Section 2-515 to Revise the Location of the Polling Places

- a. Memo 11/18/21 - City Attorney
- b. Proposed Ordinance

2. First Reading: An Ordinance to Amend City of Grosse Pointe Woods Code of Ordinances, Chapter 2, Administration, Article I, In General, To Add Regulations Placing the City Clerk, City Treasurer, and City Departments under the Supervision of the City Administrator – Removed from Consent Agenda.

- a. Memo 11/30/21 - City Attorney
- b. Proposed Ordinance

3. Second Reading: An Ordinance to Adopt Article XVII Solar Energy Systems, Chapter 8, Buildings and Building Regulations, Sec. 8-501 to Eliminate the Requirement that Panels be Located Within 4 Feet of Any Peak, Eave or Valley, to Provide that the Installation of the Solar Energy System Shall Comply with the Michigan Residential Code, and to Provide for Appeals to the City Council –

Removed from Consent Agenda.

- a. Letter 11/01/21 - City Attorney Tomlinson
- b. Proposed Ordinance
- c. Affidavit of Legal Publication

4. Second Reading: An Ordinance to Amend City of Grosse Pointe Woods Code of Ordinances, Chapter 2, Administration, Article II, Officers and Employees, to Add a New Division 5 to Create the Office of Assistant City Administrator

- a. Memo 11/01/21 - City Attorney
- b. Chapter 2 - Administration Article II - Officers and Employees; Divisions 2, 3, and 4
- c. Proposed Ordinance
- d. Affidavit of Legal Publication

D. Claims and Accounts

1. City Engineer - Anderson, Eckstein & Westrick

- a. DPW Barn Addition Invoice No. 0132601 08/11/21 - \$1,125.00;
- b. Oxford Road Recon - Mack to Holiday Invoice No. 0133913 11/02/21 - \$216.40;
- c. Allard Rd Recon. Chester/Harper (WCL) Invoice No. 0133914 11/02/21 - \$4,823.00;
- d. 2020/21 GIS Maintenance Invoice No. 0134036 11/02/21 - \$36.75;
- e. DPW Barn Addition Invoice No. 0134046 11/02/21 - \$3,375.00;
- f. 2019 Sewer Open Cut Repair Program Invoice No. 0134150 11/08/21 - \$154.10;
- g. 2020/21 Water Main Replacement Program Invoice No. 0134151 11/08/21 - \$20,440.64;
- h. 2020 Concrete Pavement Repair Program Invoice No. 0134152 11/08/21 - \$2,637.81;
- i. Sewer Rehab - Lining Invoice No. 0134153 11/08/21 - \$310.05;
- j. Sewer Rehab - Open Cut Invoice No. 0134154 11/08/21 - \$2,591.40;
- k. 2021 Misc. Concrete Repair Invoice No. 0134155 11/08/21 - \$6,113.72;
- l. 2021/22 General Engineering Invoice No. 0134212 11/09/21 - \$270.50;
- m. 2021 Sewer Rehab by FCIPP Invoice No. 0134214 11/09/21 - \$11,286.91;

2. McKenna - Building Services Invoice No. 21849-45 11/08/21 - \$3,920.00;

3. WCA Assessing Invoice No. 11162021 11/16/21 - \$6,508.50;

4. Kitch Drutchas Wagner Valitutti & Sherbrook Cell Tower Invoice No. 516935 11/02/21 - \$6,057.82; – **Removed from Consent Agenda.**

5. McGraw Morris Legal Services Invoice No. 8343 11/11/21 - \$297.50;

6. Keller Thoma Labor Attorney Invoice No. 121176 11/01/21 - \$262.50;

7. Rosati, Schultz, Joppich & Amtsbuechler City Attorney Invoice No. 1076433 11/11/21 - \$10,191.50. – **Removed from Consent Agenda.**

6. ACCEPTANCE OF AGENDA – Received as amended by adding items removed from the Consent Agenda:

Item 5B1 – AT&T Agreement 5th Amendment: Approved conditioned upon the agreement being finalized to the satisfaction of the City Administrator and Attorney

with authorization given to the City Administrator to execute the agreement when final.

Item 5C2- Ordinance to Amend Chapter 2, Administration, Article I – Referred to the Committee-of-the-Whole.

Item 5C3-Ordinance to Amend Chapter 8, Sec. 8-501 – Adopted and (3) referred to the Committee-of-the-Whole.

Item 5D4-Kitch Invoice – Approved.

Item 5D7-Rosati Invoice – Approved.

7. OATH OF OFFICE – Administered.

A. Assistant City Administrator - Susan Como

8. COMMUNICATIONS

A. Discussion Regarding Retirement Celebration – **Rescinded the prior motion allowing an expenditure of up to \$2k for the retirement celebration.**

B. Budget Transfer - Retiree Health Care Trust Fund – **Approved.**

1. Memo 11/26/21 - Treasurer/Comptroller

C. Rules of Order and Procedure for the Common Council – **Approved.**

1. Memo 11/22/21 - City Clerk

2. Draft Rules of Order and Procedure for the Common Council Rev 11/22/21

D. Legal Proceedings: Dubrulle et al vs Great Lakes Water Authority – **Received and referred to the City Attorney.**

1. First Amended Class Action Complaint and Jury Demand

E. Resignation - Beautification Commission – **Accepted.**

1. Email 11/12/21 - Linda Stephens

9. NEW BUSINESS/PUBLIC COMMENT – None.

10. CONSIDERATION OF A CLOSED SESSION UNDER SECTION 8(E) OF THE OPEN MEETINGS ACT TO CONSULT WITH THE CITY ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH U.S. DISTRICT COURT CASE NO. 21-CV-12546, U.S. SPECIALTY INSURANCE COMPANY V GROSSE POINTE WOODS, WHERE AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE CITY'S LITIGATION AND SETTLEMENT POSITION.