



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
JANUARY 3, 2012**

The Meeting was called to order at 7:30 p.m. by Mayor Pro Tem Ackley.

Pledge of Allegiance led by Mayor Pro Tem Ackley.

Invocation led by Council Member Owsinek.

ROLL CALL: Mayor Pro Tem Ackley, Council Member Owsinek, Council Member Robertson, Council Member Sturgeon, Council Member Yezbick

ABSENT: Mayor Roberts, Council Member Ambrose

There being a quorum present, the meeting was declared in session.

OTHERS PRESENT: City Manager Whitt, Deputy Clerk Williams, Deputy Treasurer Stuart, DPW Coordinator McGill, Police Chief Shakinas, Fire Chief Van Sparrentak, and City Attorney Vanerian.

**CM 01-01-12 EXCUSE MAYOR ROBERTS AND COUNCIL MEMBER
AMBROSE FROM THIS MEETING**

Motion by Robertson, seconded by Yezbick, CARRIED UNANIMOUSLY: To excuse Mayor Roberts and Council Member Ambrose from this meeting.

REQUESTS FOR AGENDA CHANGES: None

**CM 01-02-12 APPROVAL OF THE DECEMBER 6, 2011 REGULAR COUNCIL
MEETING MINUTES**

Motion by Owsinek, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve the Minutes of the Regular Council Meeting of December 6, 2011 as presented.

AUDIENCE PARTICIPATION:

Laurie Ingram, 158 Sandy Lane – East Bay Condominiums, and her son Julian came before Council to inform them of the situation transpiring at their residence. She explained details of the difficulties she has had with plumbing issues at her home and the affects it has had on her and her son. Ms. Ingram has been working with Building Official Rudolph, Code Inspector Rondeau, and City Attorney Vanerian.

City Attorney Vanerian explained that the city has sent letters to Kramer Triad, who is the management company for East Bay Condominiums, regarding this issue which expressed the need for them to inspect Ms. Ingram's home and to correct any issues with the sewer and

01-03-12

plumbing. Kramer Triad responded that they resolved the issues that were found and were unaware of other findings of this nature.

Currently, Ms. Ingram is unable to reside in her home due to issues of sewer gas and severe mold issues which have caused both her and her son health problems.

City Attorney Vanerian will continue to research this issue along with Building Official Rudolph and will report back to the City Manager.

COUNCIL CONSIDERATION: None

MAYOR'S REPORT: None

COUNCIL REPORTS:

Council Member Sturgeon updated Council that the Downtown Development Authority has completed the move to their new office location.

Mayor Pro Tem Ackley had questions regarding the Downtown Development Authority's ability to sign contracts without the approval of Council. She requested that City Attorney Vanerian prepare a legal opinion regarding this matter along with if the Downtown Development Authority is able to enter into a contract with terms that extend beyond the approved budget appropriations for the year. Council also requested information regarding if this contract would present a conflict of interest.

CITY MANAGER'S REPORT:

1. Departmental Statistical Reports for November 2011

CM 01-03-12 ACCEPT AND RECEIVE THE DEPARTMENTAL STATISTICAL REPORTS OF THE POLICE, FIRE, BUILDING AND PLANNING, AND DEPARTMENT OF PUBLIC WORKS

Motion by Robertson, seconded by Owsinek, **CARRIED UNANIMOUSLY:** To accept and receive the departmental statistical reports of the Police, Fire, Building and Planning, and Department of Public Works.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

City Attorney Vanerian spoke to Council regarding the Construction Board of Appeals. There is a request from a property owner to go before the Board and Council will need to appoint a minimum of three qualified members to this Board.

UNFINISHED BUSINESS 1: Second Reading of Ordinance to Amend Chapter 2, Article I, in General, Section 2-2, to Establish the Duties and Responsibilities of the Finance Director as Independent from the Treasurer.

CM 01-04-12 APPROVE THE SECOND READING OF ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION ARTICLE I, IN GENERAL, SECTION 2-2, TO ESTABLISH THE DUTIES AND RESPONSIBILITIES OF THE FINANCE DIRECTOR AS INDEPENDENT FROM THE TREASURER

Motion by Robertson, seconded by Owsinek, **CARRIED UNANIMOUSLY:** To approve the second reading of Ordinance Amendment Chapter 2, Article I, Section 2-2.

NEW BUSINESS 1: Consideration of Construction Board of Appeals

CM 01-05-12 TABLE THE CONSTRUCTION BOARD OF APPEALS UNTIL THE JANUARY 17, 2012 MEETING

Motion by Owsinek, seconded by Sturgeon, **CARRIED UNANIMOUSLY:** To table the Construction Board of Appeals until the January 17, 2012 meeting.

NEW BUSINESS 2: Consideration of Decker Road Boring

Department of Public Works Coordinator McGill informed Council that this was just an informational update for them to be aware of the project which occurred.

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS:

Council Member Robertson wished everyone a Happy New Year.

Council Member Owsinek wished everyone a very great New Year.

Council Member Yezbick wished everyone a Happy New Year.

CM 01-06-12 BILLS FOR APPROVAL

Motion by Owsinek, seconded by Sturgeon, **CARRIED UNANIMOUSLY:** To authorize the Treasurer to make disbursements and transfers on Warrant # 01-2012 in the amount of \$536,231.65 this being in the best interest of the City.

CM 01-07-12 ADJOURNMENT

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To adjourn the meeting at 8:04 p.m.

Meeting adjourned at 8:04 p.m.



Tamara Williams, Deputy City Clerk

FOR: L. Dennis Whitt, City Clerk



Linda Ackley, Mayor Pro Tem

FOR: Williams Roberts, Mayor